



# City of Fayetteville, Arkansas

113 West Mountain Street  
Fayetteville, AR 72701  
(479) 575-8323

## Legislation Text

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**File #:** 2024-1854

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### **120 Water Audit, Inc. - Water Service Line Inventory Compliance**

A RESOLUTION TO APPROVE A TWO YEAR PROFESSIONAL SERVICES AGREEMENT WITH 120 WATER AUDITS, INC. FOR WATER SERVICE LINE INVENTORY COMPLIANCE SERVICES IN THE AMOUNT OF \$55,000.00 PER YEAR

**WHEREAS**, the Lead and Copper Rule Revisions were implemented by the Environmental Protection Agency in 2021 to provide greater protection against lead exposure by requiring water sampling at schools and day cares, removal of lead service lines, and public education; and

**WHEREAS**, water systems must complete their initial service line inventories by October 16, 2024, to comply with the Lead and Copper Rule Revisions and 120 Water Audits, Inc. was selected through RFQ 24-01, Selection # 5 to provide inventory compliance services.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:**

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby authorizes Mayor Jordan to sign a two year professional services agreement with 120 Water Audits, Inc. for water service line inventory compliance services in the amount of \$55,000.00 per year.



**MEETING OF APRIL 2, 2024**

**TO:** Mayor Jordan and City Council  
**THRU:** Susan Norton, Chief of Staff  
**FROM:** Tim Nyander, Utilities Director  
**SUBJECT:** **120 Water Audit, Inc. - Water Service Line Inventory Compliance**

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**RECOMMENDATION:**

Staff recommends approval of a Professional Services Agreement with 120 Water Audits, Inc. (120Water) for water service line inventory assistance for a 2-year term at \$55,000.00 per year.

**BACKGROUND:**

EPA revised the Lead and Copper Rule in 2021. This rule is known as the Lead and Copper Rule Revisions (LCRR). It improves the protection of children and communities from lead exposure by sampling schools and daycare facilities, removing lead service lines, and empowering communities through public education. The LCRR establishes a compliance deadline of October 16, 2024, for water systems to complete their initial service line inventories. EPA announced on December 16, 2021, that they will begin developing a new regulation, the Lead and Copper Rule Improvements (LCRI), to strengthen key elements of the LCRR. EPA plans to finalize the rule in the summer of 2024, and the estimated compliance deadline for the LCRI is the summer or fall of 2027, three years after the effective date of the rule.

On February 9, 2024, the City of Fayetteville conducted a formal Engineering Selection meeting. 120Water was selected to negotiate an Engineering Services contract for LCRR Inventory compliance assistance (RFQ 24-01, Selection #5). The scope includes support for inventory building, verification, database management, sampling and communications to maintain compliance with state and federal guidelines related to LCRR.

**DISCUSSION:**

The primary project deliverables include a cloud-based database and web map which will be used to populate the State's template for submitting the inventory in October for minimum compliance with the rule. Since the deliverable is a cloud-based software primarily, the contract is structured as a yearly fee of \$55,000.00 for a 2-year term. During this 2-year term it is anticipated that EPA will finalize its rulemaking such that the utility can make a decision moving forward if these features should be kept active.

**BUDGET/STAFF IMPACT:**

Funds are available in the Water System Rehabilitation/Replacement account.

**ATTACHMENTS:** SRF (#3), Agreement (#4), Appendix A to Agreement - Quote from 120 Water Audit, Inc. (#5)

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Mailing address:

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[www.fayetteville-ar.gov](http://www.fayetteville-ar.gov)