# RESOLUTION NO. 2007-211

Adopted by the Sacramento City Council

April 10, 2007

**AUTHORIZING THE ACCEPTANCE AND EXECUTION OF THE ORPHAN SITE CLEANUP ACCOUNT PROGRAM GRANT AGREEMENT WITH THE STATE WATER RESOURCES CONTROL BOARD IN THE AMOUNT OF $1.5 MILLION, APPROVING THE ESTABLISHMENT OF A GRANT PROJECT AND ESTABLISHING REVENUE AND EXPENDITURE BUDGETS IN THE AMOUNT OF $1.5 MILLION FOR THE NORTH AREA CORPORATION YARD REMEDIATION GRANT**

## BACKGROUND

A. In June 2003, the City of Sacramento purchased the property at 918 Del Paso Road for use as a North Area Corporation Yard for City operations. Six underground storage tanks used to store fuel, oil, waste oil, and antifreeze existed on the site.

B. In December 2004, the City contracted with Blymyer Engineers, Inc., to resume monitoring of ground water and to provide specification and scope for development of a final remediation plan.

C. On October 7, 2005, three underground storage tanks were removed. Diesel contamination under tanks, dispensers, piping and in backfill (pea gravel) was detected.

D. On November 21, 2005, a "notification of unauthorized release/contamination site report" for waste oil and ethylene glycol was filed with the Sacramento County Environmental Management Division.

E. On August 16, 2006, the City of Sacramento was accepted into the State Water Resources Control Board's Orphan Site Cleanup Account Program, established by Assembly Bill 1906. The fund provides reimbursement of eligible underground storage tank cleanup costs of up to $1.5 million per site. To date, the City of Sacramento has incurred $573,059 in eligible expenses.

F. Once the council authorizes the signing of agreement and City Manager signs the agreement, the City can request the first installment of reimbursement money.

G. The Department of General Service is preparing a Request for Proposals (RFP) for the Preparation and Implementation of a Final Remediation Plan for the North Area Corporation Yard. The RFP is going through final approval process and is slated to be released in early to mid April 2007.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

Section 1. The State Water Resources Control Board's Orphan Site Cleanup Account Program Grant in the amount of $1.5 million is hereby accepted and executed.

Section 2. Approving the establishment of a grant project for the remediation of the North Area Corporation Yard.

Section 3. Establishing a capital improvement project for the North Area Corporation Yard.

Section 4. Authorizing the City Manager to establish revenue and expenditure budgets in the amount of $1.5 million.

Section 5. In the event that reimbursements are denied by the State of California or Resources Control Board's Orphan Site Cleanup Account Program becomes insolvent the City Manager is directed to bring back to City Council an alternative funding strategy or proposal for addressing the remediation of the site.

Adopted by the City of Sacramento City Council on April 10, 2007 by the following vote:

Ayes: Councilmembers, Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.

Heather Fargo

Mayor Heather Fargo

Attest:

Dawn Bullwinkel

Dawn Bullwinkel, Assistant City Clerk