

FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT
MEMORANDUM
10/03/16

TO: FRAQMD BOARD OF DIRECTORS

FROM: Christopher D. Brown, AICP, APCO

SUBJECT: Approve Resolution #2016-06 approving agreement with Department of Toxic Substances Control (DTSC) for environmental restoration at military bases and authorize the Chairman to execute related documents.

RECOMMENDATION:

Approve Resolution #2012-06 approving agreement with Department of Toxic Substances Control for environmental restoration at military bases and authorize the Chairman to execute related documents.

ALTERNATIVE:

Do not approve the agreement with the DTSC.

BACKGROUND:

The purpose of the contract with the DTSC is for reimbursement of District costs for environmental restoration projects at Beale AFB. The District is preempted from requiring permits for projects which are subject to the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). The contract with DTSC provides reimbursement for our review costs for these projects at Beale AFB and gives the DTSC oversight authority. The term of this Agreement is July 01, 2016 through June 30, 2018 and is in the amount of \$6,000.00.

FEATHER RIVER AIR QUALITY MANGEMENT DISTRICT

IN RE:)
)
RESOLUTION APPROVING) RESOLUTION NO. 2016-06
AGREEMENT WITH DEPARTMENT)
OF TOXIC SUBSTANCES CONTROL)
FOR ENVIRONMENTAL)
RESTORATION AT MILITARY BASES)
_____)

BE IT RESOLVED, that the Chairman of the Board of directors is authorized to execute an agreement in the form hereto attached, on behalf of the Feather River Air Quality Management District, a body corporate and politic and a public agency of the State of California, with the California Department of Toxic Substances Control, and the Air Pollution Control Officer is authorized to do everything necessary to carry out the purpose of this resolution.

PASSED AND ADOPTED by the Feather River Air Quality Management District at a regular meeting on October 03, 2016 by the following vote:

AYES:
NO:
ABSENT:
ABSTAIN:

Chairman

ATTEST:

Clerk of the District Board

APPROVED AS TO LEGAL FORM

Richard Stout, District Counsel



Matthew Rodriguez
Secretary for
Environmental Protection



Department of Toxic Substances Control



Edmund G. Brown Jr.
Governor

Barbara A. Lee
Director
1001 "I" Street.
P.O. Box 806
Sacramento, California 95812-0806

August 10, 2016

Feather River Air Quality Management District
Attn: Mr. Stanley Cleveland, Chairman
1007 Live Oak Blvd., Suite B-3
Yuba City, CA 95991

Subject: Contract Number 16-T4164

Dear Mr. Cleveland:

Thank you for working with the Department of Toxic Substances Control. Enclosed is the above mentioned Contract for your approval and signature. Checked below are additional requirements needed to bind the Contract.

- Standard Agreement (Std. 213) with attached exhibits. Please re-produce **two (2)** copies of the attached Std. 213, Face Sheet, only, and sign in blue ink. The complete agreement with exhibits should be retained as your pending copy. A copy of Exhibit C, General Terms and Conditions, (GTC) is not provided, however, you may download the language via the Internet at <http://www.dgs.ca.gov/ols/Resources/StandardContractLanguage.aspx>.
- Payee Data Record (STD 204). No payment can be made unless this form is completed and returned. The 204 is located at www.osp.dgs.ca.gov/Standardforms and then click "Fill and Print."
- Contractor Certification Clauses (CCC). The CCC package contains clauses and conditions that may apply to your agreement and to persons doing business with the State of California. The CCC will be kept on file in a central location and must be renewed every three (3) years and updated as changes occur. This form is available on the Internet at <http://www.dgs.ca.gov/ols/Resources/StandardContractLanguage.aspx>. Please sign and return the first page of the current CCC. Failure to do so will prohibit the State of California from doing business with your company.
- A copy of the Resolution authorizing this project.

- Performance Bond to cover dollar amount of the Contract.
- A copy of the insurance certification that states coverage as identified in Exhibit D of this Contract will not be canceled without 30 days written notice to the State of California. The certificate must also include the State of California, its officers, agents, and employees as additional insured. Please use language as stated in Exhibit D to assure compliance for the required minimum coverage. Please indicate the associated Contract Number directly on the insurance certification.

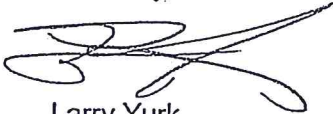
Please return **two (2)** original copies of the Standard 213 face sheet and any other requested items, signed in blue ink, to the address listed below:

Larry Yurk
Contracts Unit
Department of Toxic Substances Control
P.O. Box 806, MS 21-B
1001 I Street
Sacramento, CA 95812-0806

This Contract cannot be considered binding on either party until approved by appropriate authorized State agencies, therefore, services shouldn't be provided until the Contract is fully executed. The State is not obligated to make any payments on any Contract prior to final approval. After approval, an original copy of the Contract will be returned to you.

If you have any questions or do not have Internet access, please contact me at 916.322.3913.

Sincerely,



Larry Yurk
Contracts Unit

Enclosure(s)

cc: Ajit Vaidya
Jennifer Simpson
Ed Scholte

STATE OF CALIFORNIA
STANDARD AGREEMENT
 STD 213 (Rev 06/03)

AGREEMENT NUMBER 16-T4164
REGISTRATION NUMBER

- This Agreement is entered into between the State Agency and the Contractor named below:
 STATE AGENCY'S NAME
 Department of Toxic Substances Control
 CONTRACTOR'S NAME
 Feather River Air Quality Management District
- The term of this Agreement is: July 1, 2016 through June 30, 2018
 Or upon approval
- The maximum amount of this Agreement is: \$ 6,000.00
 Six thousand dollars and no cents.
- The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of the Agreement.

Exhibit A – Scope of Work	4 pages
Exhibit B – Budget Detail and Payment Provisions	6 pages
Exhibit C* – General Terms and Conditions	GIA 610
Check mark one item below as Exhibit D:	
<input checked="" type="checkbox"/> Exhibit - D Special Terms and Conditions	5 pages
<input type="checkbox"/> Exhibit - D* Special Terms and Conditions	
Exhibit E – Additional Provisions	3 pages
Attachment A – Eligibility Memo, Dated May 4, 2012	6 pages
Attachment B – DSMOA CA 2016-18, Signed June 15, 2016	15 pages
Attachment C – Site List	1 page

Items shown with an Asterisk (*), are hereby incorporated by reference and made part of this agreement as if attached hereto. These documents can be viewed at <http://www.dqs.ca.gov/Default.aspx?alias=www.dqs.ca.gov/ols>

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		California Department of General Services Use Only <input type="checkbox"/> Exempt per:
CONTRACTOR'S NAME (if other than an individual, state whether a corporation, partnership, etc.) Feather River Air Quality Management District (FRAQMD)		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING Stanley Cleveland, Chairman Feather River Air Quality Management District		
ADDRESS 1007 Live Oak Blvd., Suite B-3 Yuba City, CA 95991		
STATE OF CALIFORNIA		
AGENCY NAME Department of Toxic Substances Control		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING Ed Scholte, Procurement and Contracting Officer		
ADDRESS 1001 I Street, P.O. Box 806, Sacramento, CA 95812-0806		

AGREEMENT NUMBER

16-T4164

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Department of Toxic Substances Control

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CONTRACTOR'S NAME (if other than an individual, state whether a corporation, partnership, etc.)

Feather River Air Quality Management District (FRAQMD)

BY (Authorized Signature)

DATE SIGNED (Do not type)



PRINTED NAME AND TITLE OF PERSON SIGNING

Stanley Cleveland, Chairman Feather River Air Quality Management District

ADDRESS

1007 Live Oak Blvd., Suite B-3
 Yuba City, CA 95991

STATE OF CALIFORNIA

AGENCY NAME

Department of Toxic Substances Control

BY (Authorized Signature)

DATE SIGNED (Do not type)



PRINTED NAME AND TITLE OF PERSON SIGNING

Ed Scholte, Procurement and Contracting Officer

ADDRESS

1001 I Street, P.O. Box 806, Sacramento, CA 95812-0806

California Department of General Services Use Only

Exempt per: