

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 83- 89

Rescinded by
Res. 90-14

DELEGATION OF AUTHORITY TO
THE EXECUTIVE DIRECTOR TO
EXECUTE CERTAIN AGREEMENTS AND DOCUMENTS
FOR AND ON BEHALF OF THE STATE BOARD AND/OR REGIONAL BOARDS

WHEREAS:

1. Many routine interagency agreements and contracts must be executed for and on behalf of the State Water Resources Control Board (State Board) and the nine Regional Water Quality Control Boards (Regional Boards);
2. Presentation to, and action by, the State Board on each such matter consumes State Board and staff time and frequently delays receipt by the State Board and/or Regional Boards of essential goods and services;
3. Execution of those certain interagency agreements and contracts for and on behalf of the Board by the Executive Director will expedite the operations and activities of the State Board and the Regional Boards, and save both State Board and staff time;
4. Periodically the State Board and/or Regional Boards are asked to enter into contracts with former State employees or former State appointed officials after termination of employment or membership;
5. Such contracts, if entered into, could result in criticism of both the State Board and/or Regional Boards, should be carefully considered in each case to determine whether they may lawfully be executed.

THEREFORE BE IT RESOLVED:

1. That the State Board hereby declares that all interagency agreements and contracts originated for and on behalf of the State Board and/or Regional Boards shall be classified according to purpose into two categories: a) a Program Development Category, referred to as Class A, which shall deal with areas of substantive Board policy and shall include, but not be limited to, such topics as Consulting, Planning, Research and Development-Data Systems Development, and Special Programs; and b) a Support Services Category, referred to as Class B, which shall deal with services of a routine, recurring nature, and shall include, but not be limited to, Laboratory Services, Water Quality Surveillance, Aerial Surveillance, Data Processing Services, Training, Machine Maintenance, and Miscellaneous Housekeeping Services.
2. That the State Board hereby authorizes the Executive Director to execute for, and on behalf of, the Board and/or Regional Boards interagency agreements and contracts within the Program Development Category (Class A) which individually involve not more than \$100,000, or three years duration, and all interagency agreements and contracts within the Support Services Category (Class B) which individually involve not more than \$100,000.

3. That the State Board authorizes the Executive Director to execute for, and on behalf of, the Board and/or Regional Boards, amendments to any interagency agreement or contract originally executed in accordance with the delegation set forth in Paragraph 2 hereinabove, which do not have the effect of making such interagency agreement or contract, as amended, exceed the scope of said delegation.
4. That the State Board hereby authorizes the Executive Director to execute, for and on behalf of the Board and/or Regional Boards, amendments to interagency agreements and contracts originally authorized by special resolution of the State Board, which in the aggregate will: a) not exceed twenty-five (25) percent of the original monetary amount or exceed \$100,000, whichever is less; b) not involve any substantial change in the work; or, c) not extend the contract duration for a period greater than one (1) year so long as no cost to the State will be incurred as a result of such extension and such extension does not appear to depart from any State Board policy and would not unduly impede other activities of the State Board.
5. That the State Board hereby authorizes the Executive Director to execute, for and on behalf of the State Board and/or Regional Boards, Budget Act certifications regarding electronic data processing expenditures and SAM Section 1209 certifications.
6. Notwithstanding the foregoing, all contracts with State officers or employees or appointed State officials, or with former State officers or employees or appointed State officials shall comply with the provisions of Public Contract Code Section 10410, et seq., and shall require approval of the State Board.
7. That the Executive Director is directed in exercising the authority vested in him by this resolution, without restricting the authority specified, to bring any matters to the attention of the Board which are of a unique or unusual nature or which appear to depart from the policies of the Board. Any matter shall be brought before the Board upon request of any Board Member.
8. That the Executive Director may redelegate to the Deputy Executive Directors and/or to the Division Chief/Assistant Division Chief having authority over administration, the authorities delegated herein.
9. That Resolution No. 81-59 is hereby revoked.
10. That this authorization shall remain in full force and effect until modified or revoked by this Board.

CERTIFICATION

The undersigned, Executive Director of the State Water Resources Control Board, does hereby certify that the foregoing is a full, true and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on December 15, 1983.



Michael A. Campos
Executive Director