

**STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING SESSION – DIVISION OF WATER QUALITY
MAY 6, 2014**

ITEM 3

SUBJECT

CONSIDERATION OF A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OR DESIGNEE TO EXECUTE A TWO-YEAR INTERAGENCY AGREEMENT WITH THE DEPARTMENT OF TOXIC SUBSTANCES CONTROL FOR OVERSIGHT OF THE DEPARTMENT OF DEFENSE AND STATE MEMORANDUM OF AGREEMENT PROGRAM FACILITIES DURING THE FISCAL YEARS 2014-15 AND 2015-16 FOR AN AMOUNT NOT TO EXCEED \$16 MILLION.

DISCUSSION

The State Water Resources Control Board and Regional Water Quality Control Boards (Water Boards) and the Department of Toxic Substances Control (DTSC) oversee cleanup at Department of Defense and State Memorandum of Agreement (DSMOA) facilities in California. DTSC is the sole recipient of funding through a two-year DSMOA Cooperative Agreement to support cleanup oversight.

Every two years DTSC and Water Boards enter into an Interagency Agreement (agreement) that provides DSMOA funding to the Water Boards for oversight work at DSMOA facilities. The current agreement will expire at the end of fiscal year (FY) 2013-14.

Currently, the DTSC and Water Boards are drafting a new two-year agreement for FY 2014-15 and 2015-16 for an amount not to exceed \$16 million. With approval of this new agreement, funding will continue for cleanup oversight at military facilities through FY 2015-16.

POLICY ISSUE

Should the State Water Resources Control Board authorize continued funding for oversight of cleanups at DSMOA facilities identified in the DSMOA Cooperative Agreement?

FISCAL IMPACT

Staff work associated with or resulting from this action can be accomplished within budgeted resources.

REGIONAL BOARD IMPACT

Yes. All Regional Water Quality Control Boards.

STAFF RECOMMENDATION

Authorize the Executive Director or designee to execute a two-year Interagency Agreement with the DTSC for oversight of the cleanup of the DSMOA facilities during the FY 2014-15 and 2015-16 for an amount not to exceed \$16 million.

State Water Board action on this item will assist the Water Boards in reaching Goal 2 of the Strategic Plan Update: Improve and protect groundwater quality in high-use basins by 2030. In particular, approval of this item will assist in fulfilling Objective 2.3 to ensure the viability of high quality groundwater basins and the clean-up of contamination.

D R A F T

STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2014-

AUTHORIZE THE EXECUTIVE DIRECTOR OR DESIGNEE TO EXECUTE A TWO-YEAR INTERAGENCY AGREEMENT WITH THE DEPARTMENT OF TOXIC SUBSTANCES CONTROL FOR OVERSIGHT OF THE DEPARTMENT OF DEFENSE AND STATE MEMORANDUM OF AGREEMENT PROGRAM FACILITIES DURING THE FISCAL YEARS 2014-15 AND 2015-16 FOR AN AMOUNT NOT TO EXCEED \$16 MILLION

WHEREAS:

1. The Department of Defense and State Memorandum of Agreement (DSMOA) Program through its Cooperative Agreement with the Department of Toxic Substances Control (DTSC) provides reimbursement funds for State Water Resources Control Board (State Water Board) and Regional Water Quality Control Boards (Regional Water Boards) regulatory oversight of cleanup activities at DSMOA facilities;
2. The State Water Board and DTSC enter into an Interagency Agreement every two years to enable DSMOA funding to reimburse the State Water Board and Regional Water Boards regulatory oversight work at DSMOA facilities; and
3. Approval of a new two-year Interagency Agreement with DTSC will ensure that there will be funding for coordinated State agency oversight of the DSMOA facility cleanup activities, including those activities at closing facilities.

THEREFORE BE IT RESOLVED THAT:

The State Water Board authorizes the Executive Director or designee to execute a two-year Interagency Agreement with the DTSC for oversight of the cleanup of DSMOA facilities during the Fiscal Years 2014-15 and 2015-16 for an amount not to exceed \$16 million.

CERTIFICATION

The undersigned Clerk to the 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 May 6, 2014.

Jeanine Townsend
Clerk to the Board