

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 81-59

DELEGATION OF AUTHORITY TO
THE EXECUTIVE DIRECTOR TO
EXECUTE CERTAIN AGREEMENTS AND DOCUMENTS
FOR AND ON BEHALF OF THE BOARD

REVOKED by SWRCB
Resolution no 83-89
Date 12/15/83

WHEREAS:

1. Numerous minor, routine agreements and documents must be executed for and on behalf of the State Water Resources Control Board and the nine California Regional Water Quality Control Boards;
2. Presentation to, and action by, the Board on each such matter consumes Board and staff time and frequently delays receipt by the Board of essential goods and services;
3. Execution of those certain agreements and documents for and on behalf of the Board by the Executive Director will expedite the operations and activities of the Board and the Regional Boards, and save both Board and staff time.
4. Periodically the State Board and/or Regional Water Quality Control Boards are asked to enter into contracts or to approve contracts with former employees or former Board members after termination of employment or membership;
5. Such contracts, if entered into, could result in criticism of both the State Board and/or the Regional Water Quality Control Boards, and are thus deserving of scrutiny by the Board in each case to determine whether they would be in the best interest of the State Board and/or the Regional Boards, the former employee or Board member, or the public.

THEREFORE BE IT RESOLVED:

1. That the Board hereby declares that all service agreements, interagency agreements and leases originated for and on behalf of the Board shall be classified according to purpose into two categories, to wit: 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, 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, License Agreements, and Miscellaneous Housekeeping Services.

2. That the Board hereby authorizes the Executive Director to execute for, and on behalf of, the Board, Budget Act certifications regarding electronic data processing expenditures and service agreements, leases, SAM Section 1209 certifications, contracts and interagency agreements within the Program Development Category (Class A) which individually involve not more than \$100,000, or two years duration, and all contracts and interagency agreements within the Support Services Category (Class B) which individually involve not more than \$100,000.
3. That the Board authorizes the Executive Director to execute for, and on behalf of, the Board, amendments to any service agreement, interagency agreement, lease, or contract originally executed in accordance with the delegation set forth in Paragraph 2 hereinabove, which do not have the effect of making such service agreement, interagency agreement, lease, or contract, as amended, exceed the scope of said delegation.
4. That the Board hereby authorizes the Executive Director to execute, for and on behalf of the Board, amendments to service agreements, interagency agreements leases and contracts originally authorized by special resolution of the 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 Board policy and would not unduly impede other activities of the Board.
5. That the Board hereby authorizes the Executive Director to execute, for and on behalf of the Board, any other service agreement, lease or contract approved by Board resolution.
6. That the Board hereby authorizes the Executive Director to execute, for and on behalf of the Board, contract transmittals and accounting block certifications.
7. Notwithstanding the foregoing, all contracts or amendments to contracts with former members of the State Board or any Regional Board, with former State Board Executive Officers, Directors, or Division Chiefs, or with former Regional Board Executive Officers, which are executed within one year after the date of separation of such persons from State Board or Regional Board membership or employment shall require approval of the Board.
8. 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.
9. That the Executive Director may redelegate to the Deputy Executive Directors and/or to the Division Chief having authority over administration, the authorities delegated herein.

10. That Resolution Nos. 79-17 and 80-3 are hereby revoked.
11. 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 June 18, 1981.



Executive Director