

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2001 - 064

AUTHORIZING THE EXECUTIVE DIRECTOR OR HIS DESIGNEE TO NEGOTIATE, EXECUTE, AND AMEND AS NECESSARY, A CONTRACT WITH A CONTRACTOR TO BE SELECTED THROUGH THE COMPETITIVE-BID PROCESS FOR A WATER SUPPLY FEASIBILITY STUDY AT GLENNVILLE, KERN COUNTY

WHEREAS:

- The State Water Resources Control Board (State Board) adopted Resolution No. 99-102 on October 21, 1999 that authorized the Executive Director or his designee to negotiate, execute, and amend as necessary, a contract with Kennedy/Jenks Consultants to establish a permanent water supply and conduct soil and groundwater remediation at Glennville for an amount not to exceed \$1,400,000.
2. The State Board adopted Resolution No. 2000-012 on February 17, 2000 that amended Resolution No. 99-102 to authorize the Executive Director or his designee to negotiate, execute, and amend as necessary, a contract with Kennedy/Jenks Consultants or other contractors deemed qualified by the Executive Director to establish a permanent water supply and conduct soil and groundwater remediation at Glennville for an amount not to exceed \$1,900,000.
 3. Gasoline containing Methyl Tertiary-Butyl Ether (MTBE) was released from the underground storage tank (UST) at the Glennville Shopping Center, 10675 Highway 155, Glennville, Kern County.
 4. Concentrations of benzene, toluene, ethylbenzene, xylenes, TPH-g, and/or MTBE were detected in three monitoring wells, the shopping center well, and numerous domestic wells.
 5. The responsible parties, Ralph A. Wilcox III and Jan C. Wilcox, failed to take corrective actions ordered by the Central Valley Regional Water Quality Control Board (CVRWQCB) in Cleanup and Abatement Order No. 97-721.
 6. The concentration of MTBE in four water supply wells meets or exceeds the risk level for ingestion and dermal exposure. Due to lack of action by the responsible parties, the CVRWQCB has provided residents at these well locations with interim water supply systems for drinking and domestic use. For the health and safety of the residents, the CVRWQCB has contracted for the regular delivery of potable water to the interim systems. Additionally, residents with domestic wells with concentrations of MTBE in excess of the risk level for ingestion are being provided with bottled water by the CVRWQCB for their health and safety.

7. Significant amounts of petroleum remain in soil and groundwater at the site and are a continuing threat to human health, safety, and the environment. Given the characteristics of MTBE and the hydrogeology in the area, it is impossible to identify the wells that may be impacted in the future or the timing of any future impacts. Public health will continue to be threatened until the community is provided a safe and reliable community drinking water system.
8. A contract with Kennedy/Jenks Consultants was not executed because a contract could not be negotiated that was satisfactory to the State and Kennedy/Jenks Consultants.
9. The State and Regional Board staff divided the original scope of work into phases so that each phase could be implemented under a separate contract.
10. The State and Regional Board staff developed a detailed scope of work for the first phase of work (water supply feasibility study) and advertised an invitation for bid for the water supply feasibility study.

At least two sources of funding will be used to conduct the water supply feasibility study. A settlement account managed by the Attorney General's Office will be utilized as well as the Emergency, Abandoned, Recalcitrant (EAR) account.

THEREFORE BE IT RESOLVED THAT:

The State Water Resources Control Board revokes Resolution Nos. 99-102 and 2000-012, and adopts a resolution that authorizes the Executive Director or his designee to negotiate, execute, and amend as necessary, a contract with a contractor to be selected through the competitive-bid process for a water supply feasibility study at Glennville for an amount not to exceed \$750,000.

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 17, 2001.


Maureen Marché
Clerk to the Board