

## LATE REVISIONS – 30/31 MAY 2013

### AGENDA ITEM 25

#### Consideration of a Resolution for Authorization for the Executive Officer to Apply for Funds from the State Water Pollution Cleanup and Abatement Account for the Penn Mine Landfill Final Cover Partial Reconstruction Project

#### Findings 12 and 13

Page 2. Edit Findings 12 and 13 as follows:

12. A 12 March 2013 detailed cost estimate for the proposed work totaling \$702,370 was submitted to the Central Valley Water Board and EBMUD. ***A 10 May 2013 revised cost estimate totaling \$946,181 was submitted to incorporate additional necessary features requested by Central Valley Water Board and EBMUD staff.*** EBMUD also informed Central Valley Water Board staff that there would be additional third party oversight costs for the project estimated at \$55,000. Half of these costs would be ~~\$500,590~~~~\$378,685~~.
13. The Penn Mine Landfill project requires ~~\$600,000~~~~\$455,000~~ to pay for the Central Valley Water Board's share of the final cover partial reconstruction project, including an approximate 20 percent contingency to cover unforeseen costs that could be encountered during the reconstruction work. Any funds remaining after the work is completed can be de-obligated and the account can be closed. ***The Central Valley Water Board, EBMUD, and Shaw are currently discussing a cost-sharing agreement that would release Shaw from obligations imposed by Change Order 8 in exchange for a commitment from Shaw to fund a portion of the final cover partial reconstruction project. Though such an agreement could reduce the Central Valley Water Board's share of the costs, a final agreement has not been reached at this time.***

#### Therefore be it RESOLVED that:

Page 3. Edit RESOLVED item 1 as follows:

1. The Executive Officer is hereby authorized to apply to the State Water Resources Control Board for ~~\$600,000~~~~\$455,000~~ for half of the costs associated with the final cover partial reconstruction project at the Penn Mine Landfill.