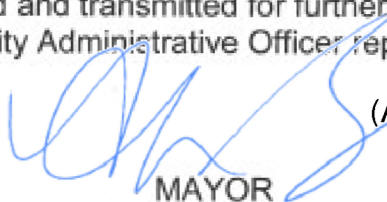


<b>TRANSMITTAL</b>		0130-02086-0000
TO The Council	DATE 3/29/19	COUNCIL FILE NO.
FROM The Mayor		COUNCIL DISTRICT 14
<p><b>Authority to Apply, Accept, Negotiate and Execute All Necessary Agreements with the State Water Resources Control Board Orphan Site Cleanup Fund for the First and Boyle Project</b></p> <p>Approved and transmitted for further processing. See the City Administrative Officer report attached.</p> <p> (Ana Guerrero) for MAYOR</p> <p>RHL:JPQ:101900901</p>		

REPORT FROM

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

---

Date: March 22, 2019

CAO File No. 0130-02086-0000

Council File No.

Council District: 14

To: The Mayor  
The Council

From: Richard H. Llewellyn, Jr., City Administrative Officer

Reference: Transmittal from the Board of Public Works dated August 27, 2018; referred by the Mayor on August 27, 2018

Subject: **Grant Application – State Water Resources Control Board Orphan Site Cleanup Fund**

---

### RECOMMENDATIONS

That the Council, subject to the approval of the Mayor:

1. Authorize the Bureau of Sanitation to apply for grant funds from the California State Water Resources Control Board Orphan Site Cleanup Fund for the First and Boyle Project site;
2. Adopt the Resolution authorizing the Bureau of Sanitation or designee, on behalf of the City, to accept, negotiate and execute all grant funds from the California State Water Resources Control Board Orphan Site Cleanup Fund, subject to the approval of the City Attorney as to form;
3. Authorize the Bureau of Sanitation to use the Integrated Solid Waste Management Fund to front fund the remediation costs and to deposit grant reimbursements in the Integrated Solid Waste Management Fund; and,
4. Authorize the Bureau of Sanitation to prepare Controller instruction for any technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

### SUMMARY

The Board of Public Works (Board), on behalf of the Bureau of Sanitation (Bureau), requests authority to apply, accept, negotiate and execute agreements with the California State Water Resources Control Board (SWRCB) for up to \$1,000,000 in grants from the SWRCB's Orphan Site Cleanup Fund (OSCF) for the First and Boyle Project. The grant funds will be used to clean up a

0.25 acre property located at 110-114 S. Boyle Street. The lot, which has been vacant since 2009, previously held gas service stations and a laundry facility, from 1921 to 1976 and 1981 to 2009, respectively.

The OSCF Grant Program provides financial assistance for the assessment and/or cleanup of sites contaminated by leaking petroleum underground storage tanks (UST). The grant program provides funding to applicants for the cleanup of sites in which there is no financially responsible party, the applicant did not cause or contribute to the contamination and has no association with the party that caused the contamination and the applicant is not eligible for funds from the UST Cleanup Fund. In order to be eligible for UST Cleanup monies, the owner of the property would have to have caused or be associated with the party that caused the contamination.

The Bureau's Brownfields Program provides financial and technical assistance for the investigation, remediation and redevelopment of brownfields sites. These sites are properties whose redevelopment or reuse is complicated by the presence or potential presence of hazardous substances, pollutants or other contaminants. Previous assessments identified petroleum hydrocarbons and volatile organic compounds in soil samples. A cost estimate of \$1,000,000 is needed to perform additional assessment work to determine the extent of contamination and perform cleanup efforts. The Housing and Community Investment Department (HCID) plans to redevelop the site and build affordable housing that will benefit the community of Boyle Heights.

The Bureau will apply, accept, negotiate and execute all grant agreement documents. Once the SWRCB reviews and approves the application, the Bureau will submit a scope of work and budget. The SWRCB will then determine the award amount. Upon execution of a grant agreement, the Bureau may submit reimbursement requests to the SWRCB for processing.

## **FISCAL IMPACT STATEMENT**

There is no General Fund impact. The cleanup costs will be front-funded by the Integrated Solid Waste Management Fund, Fund 556, and will be fully reimbursed by the California State Water Resources Control Board Orphan Site Cleanup Fund Grant. No matching funds are required. The recommendations in this report are in compliance with the City's Financial Policies as all grant eligible costs will be reimbursed by grant funds.