

RO8Z



State Water Resources Control Board



Linda S. Adams
Secretary for
Environmental Protection

Division of Financial Assistance
1001 I Street • Sacramento, California 95814
P.O. Box 944212 • Sacramento, California • 94244-2120
(916) 341-5757 • FAX (916) 341-5806 • www.waterboards.ca.gov/water_issues/programs/ustc/

Arnold Schwarzenegger
Governor

Alameda County

January 29, 2009

FEB 02 2009

JOHN NADY
6701 SHELLMOUND ST.
EMERYVILLE, CA 94608

Environmental Health

**PRE-APPROVAL OF CORRECTIVE ACTION COSTS, CLAIM NO. 017432,
Pre-Approval # 4
SITE ADDRESS: 1137-1167 65TH ST, OAKLAND, CA 94608**

The Fund technical review staff has reviewed your request, received on December 15, 2008, for pre-approval of corrective action costs.

With the following provisions, the total cost pre-approved as eligible for reimbursement for completing the July 1, 2008, Conestoga-Rovers Associates, Inc's workplan approved by the Alameda County EHD (County) in their September 3, 2008 letter, is **\$199,162**; see the table below for a breakdown of costs.

Be aware that this pre-approval does not constitute a decision on reimbursement: **necessary** (as determined by the Fund) corrective action costs for action work **directed and approved by the County** will be eligible for reimbursement at costs consistent with those pre-approved in this letter. However, depending on what happens in the field, some costs may not actually be necessary.

All costs for corrective action must meet the requirements of Article 11, Chapter 16, Underground Storage Tank Regulations in order to be eligible for reimbursement.

Please note that the actual payment may be delayed until the Fund has sufficient revenues.

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COST PRE-APPROVAL BREAKDOWN

#	Task*	Amount Pre-Approved	Comments
1	Access Agreements	\$4,530	This cost includes all time and materials associated with this task.
2	Pre-Field Activities	\$4,900	This cost includes all time and materials associated with this task - (Permitting, USA, H&SP, etc.).
3	Boring Installation (MIP/CPT), Well Installation, Permits, PM	\$94,541	This cost includes all time, materials and markups associated with this task - (Boring Installation (MIP/CPT), Well Installation, Permits, PM) Copies of sub-invoices and permits must be submitted to the Fund at the time of reimbursement. Note: Only 10% markup is eligible for reimbursement on scopes of work grater than \$50K.
4	Soil Gas Sampling & Analysis, Vapor Probes	\$10,322	This cost includes all time, materials and markups associated with this task - Soil Gas Sampling & Analysis, Vapor Probes Copies of sub-invoices must be submitted to the Fund at the time of reimbursement. Note: Only 10% markup is eligible for reimbursement on scopes of work grater than \$50K.
5	Soil & Groundwater Analytical	\$13,558	This cost includes all time, materials and markups associated with this task. Copies of all sub-invoices must be submitted to the Fund at the time of reimbursement.
6	Waste Disposal	\$6,622	This cost includes all time, materials and markups associated with this task. Copies of all disposal manifests must be submitted to the Fund at the time of reimbursement.

#	Task*	Amount Pre-Approved	Comments
7	Report of Investigation	\$4,840	Copies of all reports must be uploaded to the State Geotracker Database.
8	Initial Quarterly Groundwater Monitoring Event and Report	\$29,399	This cost includes all time, materials and markups associated with this task - Initial Quarterly Groundwater Monitoring Event for 11 MWs, and Analytical for Fuel Fingerprints, Bioattenuation Parameters and Isotopes and Report. Copies of all reports are required to be uploaded to the State Geotracker Database.
9	Quarterly Groundwater Monitoring for 3 Event (\$10,150 per Event).	\$30,450	This cost includes all time, materials and markups associated with this task - Quarterly Groundwater Monitoring 3 Event for 11 MWs, no Analytical for Fuel Fingerprints, Bioattenuation Parameters and Isotopes and are approved for these 3 additional events. Report of findings are required to be uploaded to the State Geotracker Database.
TOTAL PRE-APPROVED		\$199,162	

* Task descriptions are the same as those identified in Conestoga-Rovers Associates, Inc's January 28, 2009 cost estimate.

- Only the tasks/costs reflected on the above table are pre-approved at this time. The Fund will review any tasks/costs that go beyond the pre-approved amount to be determined if the additional tasks and costs are necessary and reasonable.
- The work products must be acceptable to the County and the Regional Water Quality Control Board.
- If a different scope of work becomes necessary, then you must request pre-approval of costs on the new scope of work.
- Although I have referred to the Conestoga-Rovers Associates, Inc proposal in my pre-approval above, please be aware that you will be entering into a private contract: the State of California cannot compel you to sign any specific contract. This letter **pre-approves the costs** as presented in the proposal dated January 28, 2009 by Conestoga-Rovers Associates, Inc for conducting the work approved by the County.

I also want to remind you that the Fund's regulations require that you obtain at least three bids, or a bid waiver from Fund staff, from qualified firms for all necessary future corrective action work. If you need assistance in procuring contractor and consultant services, don't hesitate to call me.

Please remember that it is still necessary to submit the actual costs of the work as explained in the Reimbursement Request Instructions to confirm that the costs are consistent with this pre-approval before you will be reimbursed. ***Please insure that your consultant prepares their invoices to include the required breakdown of costs on a time and materials basis, that invoiced tasks are consistent with the original proposal, and that reasonable explanations are provided for any changes made in the scope of work or increases in the costs. When the invoices are submitted you must include copies of all:***

- subcontractor invoices,
- technical reports, when available, and
- applicable correspondence from the County.

Please call if you have any questions; I can be reached at (916) 341-5757

Sincerely,



Sunil Ramdass, Water Resources Control Engineer
Technical Review Unit
Underground Storage Tank Cleanup Fund

cc: Ms. Barbara Jakub, P.G.
Alameda County EHD
1131 Harbor Bay Pkway, 2nd Fl.
Alameda, CA 94502-6577

Mr. Mark Jonas, P.G.
Conestoga - Rovers & Associates, Inc.
5900 Hollis Street, Suite A
Emeryville, CA 94608