

ROZ12



# State Water Resources Control Board



## Division of Financial Assistance

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Linda S. Adams  
Secretary for  
Environmental Protection

Arnold Schwarzenegger  
Governor

SEPTEMBER 17, 2009

HAYWARD AREA RECREATION & PARK DISTRICT  
ATTN: LARRY LEPORE  
1099 E STREET  
HAYWARD, CA 94541

PRE-APPROVAL OF CORRECTIVE ACTION COSTS, OSCF FILE NO. B103,  
SITE ADDRESS: 16301 E 14<sup>TH</sup> STREET, SAN LEANDRO, CA

I have reviewed your request, received on September 9, 2009, for pre-approval of corrective action costs.

With the following provisions, total cost pre-approved as eligible for reimbursement for completing corrective action required by the Alameda County EHS (County), is **\$166,947**; 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 Alameda 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. If the Fund agrees that they were in fact necessary, the Fund will reimburse at reasonable rates (rates consistent with those pre-approved.)

***In order for future costs for corrective action to be part of the expedited reimbursement process, they must be pre-approved in writing by Fund staff. 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.***

### COST PRE-APPROVAL BREAKDOWN

#	Task*	Amount Pre-Approved	Comments
1	Pre-Field Activities	\$1,814	Includes all labor for pre-field and well destruction permitting activities, Also includes permit fees. Since 80% of the costs are related to USTs, only 80% of the estimated charges have been approved for all scopes with the exception of Item 5.

#	Task*	Amount Pre-Approved	Comments
2	Field Activities	\$132,107	Includes all labor and material for grading/remedial excavation, waste transport and disposal (Contractor's charges \$121,000 + Consultant's Charges \$11,107). Contractor's charges include 25% contingency costs.
3	CAP Implementation Report	\$3,666	
4	Geotechnical Testing & Report	\$3,390	
5	Closeout Documentation	\$10,530	Includes all costs for preparation of site closure request reporting including obtaining land use restriction approval. Approved costs at Project Manager (\$150/hr) and Staff Engineer's (\$90/hr) rates. Details of completed scopes and duration must be provided during reimbursement. Only approved UST related scopes (90%)
6	Monitoring Well Abandonment Reporting	\$14,640	Includes all labor & material for destruction of 12 monitoring wells (Estimated Driller's charges \$12,000 + consultant's oversight \$2,640). Must provide driller's invoice during reimbursement.
7	Public Information Support	\$800	Must provide supporting documentation to justify the costs
	<b>TOTAL PRE-APPROVED</b>	<b>\$166,947</b>	

\* Task descriptions are the same as those identified in Hayward Area Recreation & Park District's September 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. However, if costs exceed the above pre-approved amounts, Fund will be unable to expedite your Reimbursement Request.
- 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 Hayward Area Recreation & Park District (HARD) 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 September 2009 by HARD for conducting the work required 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 Regional Board.*

Should you have any questions, please feel free to contact me at (916) 341-5424

Sincerely,



Sriram Iyer, PE  
Technical Review Unit  
Underground Storage Tank Cleanup Fund

Enclosure

cc: Jerry Wickham  
Alameda County EHS  
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Alameda, CA 94502

Markus Niebanck  
Amicus SEC  
580 Second Street, Ste 260  
Oakland, CA 94607