Consent Agenda Item #8

COUNTY AGENDA REQUEST

Department:	Solid Waste & Recycling	Presenter(s):	Phil Mallon / Vanessa Birrell
Meeting Date:	Monday, February 17, 2014	Type of Request:	Consent

Wording for the Agenda:

Approval of staff's recommendation to accept reimbursement from the Hazardous Waste Trust Fund for groundwater monitoring expenses associated with the Monitored Natural Attenuation at the Southside Landfill and to adopt Resolution 2014-05 granting authorization to execute agreement governing expenditures for state and local government costs.

Background/History/Details:

The Hazardous Site Response Act was enacted in 1992 authorizing the Georgia Department of Natural Resources, Environmental Protection Division to clean up hazardous site that threaten human health or the environment. The Environmental Protection Division uses the Hazardous Waste Trust Fund to reimburse local governments working to investigate and clean up their sites.

Local governments may receive up to $2,000,000 for clean up of their landfill if it is listed on the Hazardous Site Inventory. The first $500,000 of eligible expenses are reimbursed at 100%. Expenses beyond $500,000 are reimbursed at a 50% rate up to a cap of $2,000,000. On March 27, 1997, the Southside Landfill was listed on Georgia Department of Natural Resources Environmental Protection Division's Hazardous Site Inventory for known release of vinyl chloride in groundwater levels exceeding the reportable quantity.

The Board of Commissioners authorized staff to make make application to the Hazardous Waste Trust Fund in May 2013 for expenses incurred from November 2008 - November 2012. $14,503.00 of expenses were identified as eligible and approved for reimbursement.

What action are you seeking from the Board of Commissioners?

Approval of staff's recommendation to accept reimbursement from the Hazardous Waste Trust Fund for groundwater monitoring expenses associated with the Monitored Natural Attenuation at the Southside Landfill and to adopt Resolution 2014-05 granting authorization to execute agreement governing expenditures for state and local government costs.

If this item requires funding, please describe:

No funding required.

Has this request been considered within the past two years?	No	If so, when?	
Is Audio-Visual Equipment Required for this Request?*	No	Backup Provided with Request?	Yes

**** All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance	Not Applicable	Reviewed by Legal	
Approved by Purchasing	Not Applicable	County Clerk's Approval	Yes
Administrator's Approval			

Staff Notes:

Georgia Department of Natural Resources
Environmental Protection Division
2 Martin Luther King Jr. Drive, Suite 1456, Atlanta, Georgia 30334
Judson H. Turner, Director
(404) 656-4713

October 25, 2013

RECEIVED
NOV 26 2013
FAYETTE COUNTY
Environmental Management

Vanessa Birrell, Director
Fayette County
140 Stonewall Avenue West
Fayetteville, GA 30214

RE: Hazardous Waste Trust Fund Application for Reimbursement
HSI# 10451 Fayette County – 1st Manassas Mile Road (MSWLF)

Dear Ms. Birrell:

This letter is in response to your request for reimbursement from the Hazardous Waste Trust Fund for costs spent investigating and cleaning up your landfill. Our review shows that you have **$14,503.00** in eligible costs.

In order for you to receive this funding, please return the following items to EPD no later than November 18, 2013:

- One signed and certified copy of a resolution, authorizing the Chairman to execute the contract. You may use the attached model resolution or draft one of your own; and

- Three signed and attested originals of the contract, "Agreement Governing Expenditures for State & Local Government Costs", including its attachments.

Once EPD receives both items back in proper form, we will execute the contract, and return an original copy to you.

If you have any questions regarding the enclosed documents, please contact Ms. Jacqueline Keith at (404) 657-0491.

Sincerely,

Judson H. Turner,
Director

Enclosures: 3 Contract Originals
1 Model Resolution

STATE OF GEORGIA;
COUNTY OF FAYETTE

RESOLUTION NUMBER 2014-05

A RESOLUTION GRANTING AUTHORIZATION TO EXECUTE AGREEMENT GOVERNING EXPENDITURES FOR STATE AND LOCAL GOVERNMENT COSTS

WHEREAS, Fayette County has submitted an application to the Georgia Department of Natural Resources, Environmental Protection Division ("EPD") in order to receive funds from the Hazardous Waste Trust Fund; and

WHEREAS, the Georgia Department of Natural Resources, Environmental Protection Division ("EPD") has submitted an Agreement Governing Expenditures for State and Local Government Costs to Fayette County for execution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that the proposed Agreement is hereby approved and the Chairman is hereby authorized to execute, on behalf of Fayette County, the referenced Agreement and any other related documents necessary to obtain the funding as provided therein; and

BE IT FURTHER RESOLVED that the Chairman is hereby authorized to take any and all other action, without further approval or action of the Fayette County Board of Commissioners, which may be necessary or appropriate in order to fully consummate and carry out the intent of this Agreement.

This 13th Day of February, 2014.

ATTEST:

_____
Steve Brown, Chairman

_____
David Barlow, Commissioner

_____
Floyd L. Jones, County Clerk

_____
Allen McCarty, Commissioner

FEDERAL ID# 58-6000826

_____
Charles Oddo, Commissioner

_____
Randy Ognio, Commissioner

CERTIFICATION

I do hereby certify that the above is a true and correct copy of the Resolution duly adopted by the Fayette County Board of Commissioners on the date so stated in said Resolution.

I further certify that I am the County Clerk and that said Resolution has been duly entered in the official records of the Fayette County Board of Commissioners and remains in full force and effect this the

_____ day of _____, 2014.

_____
Floyd L. Jones, County Clerk