COUNTY DEPARTMENT AGENDA REQUEST

Department:	Fleet Maintenance	Presenter(s):	Bill Lackey / Phil Mallon
Meeting Date:	Thursday, April 28, 2011	Type of Request:	Consent

Wording for the Agenda:

Approval of staff's recommendation to enter into an agreement with Mill Creek Environmental Services, Inc. (MCES) to conduct quarterly groundwater monitoring as required by the Georgia Environmental Protection Division, at a quarterly cost of $3,859; and authorization for the Chairman to execute said agreement pending approval of the County Attorney.

Background/History/Details:

On March 12, 2009 the Board of Commissioners awarded a contract to Mill Creek Environmental Services, Inc. to prepare a Corrective Action Plan (CAP- Part A) as required by the Georgia Environmental Protection Division (EPD) to address contaminated soil and groundwater issues encountered during underground storage tank replacement activities in 2008. Since this date MCES has prepared the CAP Part A and a Site Investigation Report (SIR). Data collected from the SIR indicated the need for a Corrective Action Plan Part B which was prepared and submitted to EPD by MSEC on November 30, 2010 with further recommended actions. The EPD responded on March 28, 2011 and approved recommendations as submitted by MSEC with the addition of quarterly monitoring instead of semi-annual monitoring. If this quarterly monitoring demonstrates that the contamination is stable and declining, a well abandonment and site closure will be recommended.

What action are you seeking from the Board of Commissioners?

Motion to approve staff's recommendation to enter into an agreement with Mill Creek Environmental Services, Inc. (MCES) to conduct quarterly groundwater monitoring as required by the Georgia Environmental Protection Division, at a quarterly cost of $3,859; and authorization for the Chairman to execute said agreement pending approval of the County Attorney.

If this item requires funding, please describe:

The cost for monitoring is $3,859 per quarter, which is reimbursable through the G.U.S.T. Fund (Georgia Underground Storage Tank Trust Fund)

Has this issue come before the Commissioners in the past?	Yes	If so, when?	Thursday, May 13, 2010
Do you need audio-visual for the presentation?	No	Back-up Material Submitted?	Yes

STAFF USE ONLY

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

Staff Notes:

Georgia Department of Natural Resources

Environmental Protection Division
Underground Storage Tank Management Program
4244 International Parkway, Suite 104, Atlanta, Georgia 30354
Mark Williams, Commissioner
F. Allen Barnes, Director
404/362-2687

March 28, 2011

Mr. Bill Lackey
Fayette County Board of Commissioners
140 W. Stonewall Avenue
Fayetteville, GA 30214

SUBJECT: **Notice to Implement Corrective Action Plan (CAP)-Part B**
Fayette County Fleet Maintenance
115 McDonough Road
Fayetteville, Fayette County, GA
Facility ID: 9056047*1

Dear Mr. Lackey:

The Georgia Underground Storage Tank Management Program (USTMP) has received your consultant's report, dated November 30, 2010, that forwarded a properly certified SIR Report and CAP-Part B Monitoring Template. The report was prepared by Mill Creek Environmental Services, Inc.

The proposal in the CAP-Part B to monitor the site for a period of 2 years is hereby approved by the USTMP. However, please monitor quarterly instead of semiannually. With this approval, you are required to promptly implement the proposed corrective action.

The incurred and proposed expenses outlined on your Cost Review Forms (CRFs) appear reasonable and appropriate to the Tasks described in the report. This determination is based on comparison to similar corrective action at other UST facilities. Please note that all proposed costs are subject to a final review prior to reimbursement. This is required to confirm that, once incurred, these expenses relate to the approved, documented scope of work, and are necessary to improve site conditions.

Your GUST Trust Fund eligibility has been confirmed. Based on the availability of funds, a Corrective Action Agreement (CAA) will be proposed to you in writing. If subsequent information, regardless of when or how obtained, should reveal facts relative to eligibility for this release, your GUST Trust Fund eligibility will be re-evaluated to determine what percent of corrective action expenses you will be liable for and if cost recovery for any reimbursed costs is necessary

Please submit your next Progress Report by **May 27, 2011.** If you have any questions, please contact me at (404) 362-4527.

Sincerely,

Michael Taiwo
Environmental Engineer
Corrective Action Unit I

cc: Dan Centofanti, P.G., Mill Creek Environmental Services, Inc.
Ayanna Cuffie, GA EPD

File (CA): Fayette; 9056047

March 30, 2011

Mr. Bill Lackey
115 McDonough Road
Fayetteville, Georgia 30214

Subject: **Quarterly Groundwater Monitoring Proposal**
Fayette County Fleet Maintenance Facility
115 McDonough Road
Fayetteville, Fayette County, Georgia
EPD Facility ID: 09056047*1

Dear Mr. Lackey:

Mill Creek Environmental Services, Inc. (MCES) has received notice from the Georgia EPD granting approval of the Corrective Action Plan – Part B (CAP-B) that we recently submitted on your behalf. You have been authorized to implement the Monitoring Only Plan (MOP) proposed for the subject property. The scope of work approved by the EPD calls for two years of quarterly groundwater sampling and reporting.

MCES is prepared to implement the monitoring plan upon your approval. A proposal based on the approved tasks and expenses listed on the GUST cost review form submitted with the CAP-B is included below.

SCOPE OF WORK

MCES will perform the following scope of work on a quarterly basis:

- MCES will collect depth-to-water measurements from all monitoring points prior to sample collection;

- Groundwater samples will be collected from the seven monitoring wells at the subject property and submitted to an approved laboratory to be analyzed for benzene, toluene, ethylbenzene, and xylenes (BTEX) and methyl-tertbutyl-ether (MTBE) by USEPA SW 846 Method 8260B and for polynuclear aromatic hydrocarbons (PAHs) by USEPA SW 846 Method 8270C;

- Quarterly monitoring reports will be prepared and submitted to the Georgia EPD; and,

1818 Perimeter Road • Dawsonville, Georgia 30534
706-579-1607 Phone • 706-265-4916 Fax • www.millcreekenvironmental.com

- An updated GUST cost review form and request for reimbursement will be prepared and submitted with each report.

Project Cost

MCES proposes to complete these tasks on a time and materials basis according to the unit costs listed on the approved GUST cost review form. The total approved cost to complete these tasks is **$3,859** per quarter. MCES will not exceed the proposed costs without prior approval.

Schedule

MCES is prepared to begin this project upon written authorization to proceed. Monitoring reports will be completed within 14 days of receipt of all data reports. Monitoring reports and GUST reimbursement applications will be submitted to the EPD upon receipt of payment from Fayette County.

If you approve this scope of work, please sign the attached page and return a copy of this proposal to our office. If you have any questions about this proposal, or if MCES can be of assistance in any other capacity, please don't hesitate to call the undersigned at 706-579-1607.

Sincerely,
MILL CREEK ENVIRONMENTAL SERVICES, INC.

Jake Irwin
Project Manager

Dan Centofanti, P.G.
Program Manager

Attachment: GUST Cost Review Form, Task 4

ACCEPTANCE OF PROPOSED WORK
Quarterly Groundwater Monitoring
Fayette County Fleet Maintenance Facility
115 McDonough Road
Fayetteville, Fayette County, Georgia
EPD Facility ID: 09056047*1

_____

Authorized Agent Signature Printed Name Title Date

_____

Company Name Address Phone

Corporation Proprietor Partnership Other_____

Payment Terms

All work will be conducted on a time and materials basis. MCES will not exceed the proposed costs without prior written approval from the client. All accounts are due upon receipt of MCES invoices for work completed. MCES may charge 12% annual interest for any invoices that are not paid within 30 days of mailing. MCES will proceed to collections if invoices are not paid within 60 days of mailing. Collections proceedings on unpaid accounts may consist of liens on property where work was conducted as well as legal action. Client agrees to pay reasonable attorneys fees, collections costs, and interest on all past due accounts and collections actions.