



CITY OF COMMERCE AGENDA REPORT

TO: Honorable Oversight Board

Item No. _____

FROM: Executive Director

SUBJECT: Environmental Assessment for the former Specific Plating site located at 1350 Eastern Avenue (Eastern-Triggs Site) – Amendment to the FY 16/17 ROPS

MEETING DATE: September 28, 2016

RECOMMENDATION:

Adopt a resolution of the Oversight Board to the Commerce Community Development Commission approving an amendment to the 2016/17 ROPS approved on January 27, 2016.

ANALYSIS:

In 2011, the DTSC conducted preliminary soil sampling at the Eastern-Triggs Site and discovered contamination. Since that time, the Successor Agency has litigated issues with Mayans Development, Inc./Los Jardines, entered into an agreement with a consultant to develop a Workplan, which DTSC approved on June 3, 2016, and are in the process of securing an executed site access agreement with Mayans/Los Jardines to begin the environmental assessment.

The Workplan is comprised of two phases as follows:

- Phase 1 – soil gas sampling
- Phase 2 – soil stockpile sampling of the unauthorized soil dumped at the site and lithologic assessment, soil sampling, and groundwater monitoring well installation/development, and soil gas probe installation

Following completion of Phase 1 work, the City will receive a data report. Following completion of Phase 2 work, the City will receive a site assessment report with results. The report will also indicate if any further investigated work is necessary to complete the site characterization. This report will also include a preliminary assessment of human health risks posed by chemicals at the site.

The California Department of Finance (DOF) previously approved a budget of \$115,000 on September 24, 2015 for the period of January through June 2016 for initial site investigation. Since that time, DTSC expanded the original scope of work and approved a

Workplan with a two phased approach. The expanded scope increases the total budget for site assessment to \$355,663 and requires DOF approval of an amended ROPS “line 75 - testing of toxic substances.” HSC 34177 (o) (1) (E) allows the amendment and also requires Oversight Board approval and the Oversight Board must make a finding that revision is necessary for payment of approved Enforceable Obligations during 2nd half of FY 2016-17 (Jan-Jun).

On September 20, 2016, the Successor Agency to the Commerce Community Development Commission approved an amendment to the 2016/17 ROPS. Staff recommends the Oversight Board to the Commerce Community Development Commission adopt a resolution amending the 2016/17 ROPS approved on January 27, 2016. Commerce Finance Department staff will work with the DOF to facilitate the amendment following the Oversight Board’s approval.

ALTERNATIVES:

1. Approve staff recommendation.
2. Decline staff recommendation and provide further direction to staff.

FISCAL IMPACT:

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|--|--------------------|
| ➤ Total Project Cost to Implement the Workplan | \$355,663 |
| ○ (\$305,663 assessment + \$50,000DTSC oversight) | |
| ➤ Department of Finance Approved Amount (FY 2016-17 ROPS) | <u>(\$115,000)</u> |
| ➤ Total Funding Amount Being Requested (Amended ROPS) | \$240,663 |

RELATIONSHIP TO STRATEGIC GOALS:

This item is related to the specific 2012 Strategic Goal to develop a tangible environmental mitigation plan.

Respectfully submitted by: Jorge Rifa, Executive Director

Approved by: Maryam Babaki, Director of Public Works and Development Services

Prepared by: Gina Nila, Deputy Director of Public Works Operations

Reviewed by: Vilko Domic, Director of Finance

Approved as to form by: Eduardo Olivo, Agency Counsel

ATTACHMENTS:

1. Resolution
2. Workplan dated June 3, 2016 and cost table