

RESOLUTION NO. 2015 – 2

A RESOLUTION authorizing the Executive Director to enter into contracts for analytical services relating to the control of certain toxic substances in the Delaware Estuary.

WHEREAS, Resolution No. 2000-13 authorized the Commission to continue its program to control the discharge of certain toxic substances, including PCBs, DDT and metals to the Delaware Estuary (estuary); and

WHEREAS, the States of Delaware, New Jersey and Pennsylvania, in accordance with the requirements of the federal Clean Water Act and its implementing regulations, have the responsibility for identifying state and interstate waters for which existing regulatory controls are not stringent enough to ensure water quality standards are met for a number of toxic pollutants; and

WHEREAS, in accordance with the Clean Water Act, the three states and the EPA share responsibility for developing total maximum daily loads (TMDLs) for those pollutants; and

WHEREAS, the Commission is working with the signatory parties, their agencies and dischargers to control the discharge of pollutants including PCBs to the shared waters of the Delaware River, including the estuary, through the development and implementation of TMDLs; and

WHEREAS, the Commission has included in its calendar year 2015 work program for DRBC's Clean Water Act Section 106 grant administered by Region III of the U.S. Environmental Protection Agency (EPA) the sum of \$212,500 for the analysis of ambient water, sediment and fish tissue for certain toxic pollutants; and

WHEREAS, a portion of this allocation will be used to assess the progress achieved through the implementation of the TMDLs for PCBs for Zones 2 through 6 of the tidal Delaware River and Bay; and

WHEREAS, on February 17, 2015 DRBC published a Request for Proposal and Quotation (RFPQ) for analytical services relating to the control of certain toxic substances and will review proposals in response to the RFPQ for capability and cost; now therefore,

BE IT RESOLVED by the Delaware River Basin Commission:

1. The Executive Director is authorized to select the most qualified vendor(s) submitting acceptable cost estimates for the analyses of water, sediment and fish tissue for certain toxic pollutants including PCBs utilizing methods and detection limits specified by the Commission, and enter into one or more contracts for an initial period of three (3) years with an option for two additional years.

2. The total cost of the contracts shall not exceed \$212,500 absent a further allocation by the Commission for this activity.
3. This Resolution shall take effect immediately.

/s/ Angus Eaton

Angus Eaton, Chairman *pro tem*

/s/ Pamela M. Bush

Pamela M. Bush, J.D., M.R.P., Commission Secretary

ADOPTED: March 11, 2015