

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2019-0004**

TO CHANGE THE CLEANUP AND ABATEMENT ACCOUNT FUNDING SOURCE
FOR TWO TULARE COUNTY PROJECTS

WHEREAS:

1. Because of the historic California drought, Tulare County (County) has experienced widespread water outages and contamination of drinking water supplies;
2. The County received \$2,000,000 in Senate Bill (SB) 826 funding ([Resolution No. 2017-0018](#)) to continue the Countywide Bottled Water Program (CBWP) through March 31, 2019;
3. The County has advised communities and households to plan for permanent solutions to their drinking water needs because the CBWP is ending. While some communities and households throughout the County have implemented permanent solutions, many households remain reliant on bottled drinking water;
4. As part of providing solutions for many of these households, the State Water Resources Control Board (State Water Board) provided Cleanup and Abatement Account (CAA) funds to Self Help Enterprises (SHE) to implement the County of Tulare Point-of-Use (POU) Program (POU Program) ([Resolution No. 2017-0071](#)), which includes water quality testing and installation of POU treatment systems in up to two hundred fifty (250) eligible disadvantaged households that are currently enrolled in the CBWP;
5. The grant agreement for the POU Program was executed on October 11, 2018, and will end on September 3, 2020, and the County is requesting to extend the CBWP to run parallel with the POU Program;
6. The County received \$250,000 in SB 826 funding ([Resolution No. 2017-0017](#)) to continue providing bottled water to the community of Seville for approximately 24 months or until the first phase of its long-term solution is implemented, whichever occurs sooner. Previously, the County had received a total of \$520,000 in emergency funding from various funding programs administered by the California Department of Public Health and the State Water Board to address the water supply and contamination issues;
7. The Seville Bottled Water Project is scheduled to end on March 31, 2019, but the estimated completion date of the first phase of the long-term solution has been delayed to May 1, 2020. The County is requesting to extend the Seville Bottled Water Project to run parallel with the completion of the first phase of the long-term solution;
8. The County is estimating there will be approximately \$1.9 million in unspent SB 826 funds from the CBWP, and \$175,000 in unspent funds from the Seville Bottled Water Project, which will revert back to the CAA after June 30, 2019 according to the sunset date established by SB 826;

9. Because of the June 30, 2019 sunset date for SB 826 funds, the agreements for both projects cannot be extended without adding money from a different funding source. The projects are eligible for CAA funds and exceed the \$500,000 per project threshold for Division of Financial Assistance (DFA) Deputy Director approval in the CAA Guidelines adopted by the State Water Board at its December 11, 2018 meeting; and
10. In [Resolution No. 2016-0010](#), the State Water Board adopted the human right to clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes (human right to water) as a core value and top priority, and directed its implementation in State Water Board programs.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the allocation of the following to the County from the CAA: up to \$200,000 for the CBWP and up to \$110,000 for the Seville Bottled Water Project.
2. Authorizes the Deputy Director of DFA to execute and amend funding agreements with the County for the CBWP and the Seville Bottled Water Project.

CERTIFICATION


The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Board held on January 22, 2019.

AYE: Board Member Tam M. Doduc
Board Member Dorene D'Adamo
Board Member E. Joaquin Esquivel
Board Member Sean Maguire

NAY: None

ABSENT: Chair Felicia Marcus

ABSTAIN: None



Jeanine Townsend
Clerk to the Board