



Mayor Robert E. Simison

City Council Members:

John Overton, President
Anne Little Roberts, Vice President
Brian Whitlock
Liz Strader
Doug Taylor
Luke Cavener

TO: Mayor Robert E. Simison
Members of the City Council

FROM: Jared Hale, Engineering Project Manager

DATE: 3/16/2026

SUBJECT: RELEASE AND SETTLEMENT AGREEMENT WITH IDAHO PETROLEUM CLEAN WATER TRUST FUND, ON BEHALF OF PAUL'S SERVICE, INC., TO REIMBURSE THE CITY \$112,936.44 FOR THE CONTAMINATED SOILS IMPACT ON THE E. WILLIAMS STREET SEWER MAIN REPLACEMENT PROJECT.

REQUESTED COUNCIL DATE: 3/24/2026

I. RECOMMENDED ACTION

A. Move to:

1. Approve the Release and Settlement Agreement with Idaho Petroleum Clean Water Trust Fund (IPCWTF), on behalf of Paul's Service, Inc., to reimburse the city \$112,936.44 for the contaminated soils impact on the E. Williams Street sewer main replacement project.
2. Authorize the Mayor to sign the agreement

II. DEPARTMENT CONTACT PERSONS

Jared Hale, Engineering Project Manager	208-489-0370
Clint Dolsby, Assistant City Engineer	208-489-0341
Warren Stewart, City Engineer	208-489-0350
Laurelei McVey, Director of Public Works	208-489-0365

III. **DESCRIPTION**

A. Background

IPCWTF is a state-created, not-for-profit insurance organization that provides coverage for petroleum cleanup costs and resulting from accidental leaks of underground storage tanks. They have been covering a claim regarding a leaky storage tank on Paul's Service's property since 1998.

B. Project Impact

During the sewer main replacement project on E. Williams Street the contractor encountered petroleum contaminated soils adjacent to the service station. Gentry Civil Corp., the contractor, incurred damages due to being delayed while we worked with DEQ, IPCWTF, and Geo Engineers to come up with a plan to deal with the soil and keep the working conditions safe for the pipe installation. The contractor also were damaged by a slower work schedule because they had to wait 20-hours each time the trench was excavated before they could have someone in the trench to install the pipe due to the fumes. The City compensated the contractor for the damages. The City, also, paid Terracon to check petroleum vapor readings to ensure the site was safe; and paid The L & R Group to remove the contaminated soil and groundwater from the site.

C. Reimbursement Breakdown

Company	Description	Costs
Gentry Civil Corp.	Standby Time	\$61,833.57
Gentry Civil Corp.	Slower Work Delays	\$20,198.52
L&R Group	Soil and Water Removal	\$20,274.89
Terracon	Soil and Air Testing	\$10,629.46
	Total Project Cost	\$112,936.44

Approved for Council Agenda: _____

