



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2021	2022	2023	2024	2025
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income					
In-Kind Match (County)					
<b>NET FISCAL IMPACT</b>					

  

# ADDITIONAL FTE POSITIONS (Cumulative)					
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Is Item Included In Current Budget? Yes   X   No         
 Does this Item include the use of Federal funds? Yes   X   No       

Budget Account No.:  
 Fund 1544 Dept. 143 Unit 2109 Sub Unit      Object 3139 Program Code/Period     

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

No Fiscal impact.

**C. Departmental Fiscal Review:** for [Signature]  
 Beverley Reid, Fiscal Manager I

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Development and Control Comments:**

[Signature] 2/18/21  
 OFMB 9429  
 LM (RM) 2-1  
 2/18 2-8

[Signature] 2/18/21  
 Contract Development and Control  
 2-18 (21) TW

**B. Legal Sufficiency:**

[Signature] 2/19/21  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  Assistance Amendment	GRANT NUMBER (FAIN): 00D12713 MODIFICATION NUMBER: 4 PROGRAM CODE: BF	DATE OF AWARD 10/08/2020
		TYPE OF ACTION No Cost Amendment	MAILING DATE 10/08/2020
		PAYMENT METHOD: ASAP	ACH# 40836
		Send Payment Request to: Research Trainlge Park Finance Center	
RECIPIENT TYPE: County		PAYEE:	
RECIPIENT:  Palm Beach Co. Government 301 N. Olive Ave. West Palm Beach, FL 33401 EIN: 59-6000785		Palm Beach Co. Government 301 N. Olive Ave. West Palm Beach, FL 33401	
PROJECT MANAGER	EPA PROJECT OFFICER	EPA GRANT SPECIALIST	
Stacey Amodio 301 N. Olive Ave. West Palm Beach, FL 33401 E-Mail: samodio@pbcgov.org Phone: 561-233-3671	Olga Perry 61 Forsyth Street Atlanta, GA 30303-8960 E-Mail: perry.olga@epa.gov Phone: 404-562-8534	Laura Fowler Grants & Audit Management Section E-Mail: fowler.laura@epa.gov Phone: 404-562-8427	
PROJECT TITLE AND EXPLANATION OF CHANGES Brownfields Assessment and Cleanup Cooperative Agreements			
This action approves a time extension of the project and budget ending date from 09/30/2020 to 09/30/2021 to the Pam Beach County Government. The additional time is necessary for the recipient to achieve goals in the workplan that have been impacted by COVID 19.			
BUDGET PERIOD 10/01/2013 - 09/30/2022	PROJECT PERIOD 10/01/2013 - 09/30/2022	TOTAL BUDGET PERIOD COST \$1,680,000.00	TOTAL PROJECT PERIOD COST \$1,680,000.00
<b>NOTICE OF AWARD</b>			
Based on your Application dated 07/26/2016 including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA) hereby awards \$0. EPA agrees to cost-share 83.33% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$1,400,000. Recipient's signature is not required on this agreement. The recipient demonstrates its commitment to carry out this award by either: 1) drawing down funds within 21 days after the EPA award or amendment mailing date; or 2) not filing a notice of disagreement with the award terms and conditions within 21 days after the EPA award or amendment mailing date. If the recipient disagrees with the terms and conditions specified in this award, the authorized representative of the recipient must furnish a notice of disagreement to the EPA Award Official within 21 days after the EPA award or amendment mailing date. In case of disagreement, and until the disagreement is resolved, the recipient should not draw down on the funds provided by this award/amendment, and any costs incurred by the recipient are at its own risk. This agreement is subject to applicable EPA regulatory and statutory provisions, all terms and conditions of this agreement and any attachments.			
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)		AWARD APPROVAL OFFICE	
ORGANIZATION / ADDRESS		ORGANIZATION / ADDRESS	
61 Forsyth Street Atlanta, GA 30303-8960		U.S. EPA, Region 4 Resource Conservation and Restoration Division 61 Forsyth Street Atlanta, GA 30303-8960	
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY			
Digital signature applied by EPA Award Official Laura K. Fowler - Sr. Grant Specialist			DATE 10/08/2020



## Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$73,010
2. Fringe Benefits	\$29,200
3. Travel	\$9,600
4. Equipment	\$0
5. Supplies	\$4,800
6. Contractual	\$163,950
7. Construction	\$0
8. Other	\$1,399,440
9. Total Direct Charges	\$1,680,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>16.67</u> % Federal <u>83.33</u> %.)	\$1,680,000
12. Total Approved Assistance Amount	\$1,400,000
13. Program Income	\$0
14. Total EPA Amount Awarded This Action	\$0
15. Total EPA Amount Awarded To Date	\$1,400,000

## Administrative Conditions

### *The Following Administrative Conditions Supercede Previous Conditions*

#### **General Terms and Conditions**

The General Terms and Conditions of this agreement are updated in accordance with the link below. However, these updated conditions apply solely to the funds added with this amendment and any previously awarded funds not yet disbursed by the recipient as of the award date of this amendment. The General Terms and Conditions cited in the original award or prior funded amendments remain in effect for funds disbursed by the recipient prior to the award date of this amendment.

The recipient agrees to comply with the current EPA general terms and conditions available at: <https://www.epa.gov/grants/epa-general-terms-and-conditions-effective-october-1-2020-or-later>. These terms and conditions are binding for disbursements and are in addition to or modify the assurances and certifications made as a part of the award and the terms, conditions, or restrictions cited throughout the award.

The EPA repository for the general terms and conditions by year can be found at: <https://www.epa.gov/grants/grant-terms-and-conditions#general>.

#### **A. CORRESPONDENCE CONDITION**

The terms and conditions of this agreement require the submittal of reports, specific requests for approval, or notifications to EPA. Unless otherwise noted, all such correspondence should be sent to the following email addresses:

- Federal Financial Reports (SF-425): [rtpfc-grants@epa.gov](mailto:rtpfc-grants@epa.gov)
- MBE/WBE reports (EPA Form 5700-52A):  
[\*\*R4epagrantsmbewberegarding@epa.gov\*\*](mailto:R4epagrantsmbewberegarding@epa.gov)  
**Optional to [fowler.laura@epa.gov](mailto:fowler.laura@epa.gov)**
- All other forms/certifications/assurances, Indirect Cost Rate Agreements, Requests for Extensions of the Budget and Project Period, Amendment Requests, Requests for other Prior Approvals, updates to recipient information (including email addresses, changes in contact information or changes in authorized representatives) and other notifications:

Laura Fowler/Grants Specialist  
[fowler.laura@epa.gov](mailto:fowler.laura@epa.gov)  
404-562-8427

and

Olga Perry/ Project Officer  
[perry.olga@epa.gov](mailto:perry.olga@epa.gov)  
404-562-8524

Quality Assurance documents, workplan revisions, equipment lists, programmatic reports and deliverables:  
Olga Perry/ Project Officer  
perry.olga@epa.gov  
404-562-8524

**B. Disadvantaged Business Enterprise (DBEs)**

**UTILIZATION OF SMALL, MINORITY AND WOMEN'S BUSINESS ENTERPRISES**

**GENERAL COMPLIANCE, 40 CFR, Part 33**

The recipient agrees to comply with the requirements of EPA's Disadvantaged Business Enterprise (DBE) Program for procurement activities under assistance agreements, contained in 40 CFR, Part 33 except as described below based upon the associated class deviation.

**EPA MBE/WBE CERTIFICATION, 40 CFR, Part 33, Subpart B**

A class exception to the following provisions of Subpart B of 40 CFR Part 33 has been issued suspending the EPA MBE/WBE certification program: §33.204(a)(3) providing that an entity may apply to EPA MBE or WBE certification after unsuccessfully attempting to obtain certification as otherwise described in §33.204; and §33.205 through and including §33.211. The class exception was authorized pursuant to the authority in 2 CFR 1500.3(b).

**SIX GOOD FAITH EFFORTS, 40 CFR, Part 33, Subpart C**

Pursuant to 40 CFR, Section 33.301, the recipient agrees to make the following good faith efforts whenever procuring construction, equipment, services and supplies under an EPA financial assistance agreement, and to require that sub-recipients, loan recipients, and prime contractors also comply. Records documenting compliance with the six good faith efforts shall be retained:

- (a) Ensure DBEs are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities. For Indian Tribal, State and Local and Government recipients, this will include placing DBEs on solicitation lists and soliciting them whenever they are potential sources.
- (b) Make information on forthcoming opportunities available to DBEs and arrange time frames for contracts and establish delivery schedules, where the requirements permit, in a way that encourages and facilitates participation by DBEs in the competitive process. This includes, whenever possible, posting solicitations for bids or proposals for a minimum of 30 calendar days before the bid or proposal closing date.
- (c) Consider in the contracting process whether firms competing for large contracts could subcontract with DBEs. For Indian Tribal, State and local Government recipients, this will include dividing total requirements when economically feasible

into smaller tasks or quantities to permit maximum participation by DBEs in the competitive process.

(d) Encourage contracting with a consortium of DBEs when a contract is too large for one of these firms to handle individually.

(e) Use the services and assistance of the SBA and the Minority Business Development Agency of the Department of Commerce.

(f) If the prime contractor awards subcontracts, require the prime contractor to take the steps in paragraphs (a) through (e) of this section.

**CONTRACT ADMINISTRATION PROVISIONS, 40 CFR, Section 33.302**

The recipient agrees to comply with the contract administration provisions of 40 CFR, Section 33.302 (a)-(d) and (i).

**BIDDERS LIST, 40 CFR, Section 33.501(b) and (c)**

Recipients of a Continuing Environmental Program Grant or other annual reporting grant, agree to create and maintain a bidders list. Recipients of an EPA financial assistance agreement to capitalize a revolving loan fund also agree to require entities receiving identified loans to create and maintain a bidders list if the recipient of the loan is subject to, or chooses to follow, competitive bidding requirements. Please see 40 CFR, Section 33.501 (b) and (c) for specific requirements and exemptions.

**FAIR SHARE OBJECTIVES, 40 CFR, Part 33, Subpart D**

A class exception to the entire Subpart D of 40 CFR Part 33 has been authorized pursuant to the authority in 2 CFR 1500.3(b). Notwithstanding Subpart D of 40 CFR Part 33, recipients are not required to negotiate or apply fair share objectives in procurements under assistance agreements.

**MBE/WBE REPORTING- SPECIFIC CHANGES PURSUANT TO CLASS DEVIATION, 40 CFR, Part 33, Subpart E**

When required, the recipient agrees to complete and submit a "MBE/WBE Utilization Under Federal Grants and Cooperative Agreements" report (EPA Form 5700-52A) on an annual basis. The current EPA Form 5700-52A can be found at the EPA Grantee Forms Page at <https://www.epa.gov/grants/epa-grantee-forms>.

Reporting is required for assistance agreements where funds are budgeted for procuring construction, equipment, services and supplies (including funds budgeted for direct procurement by the recipient or procurement under subawards or loans in the "Other" category) with a cumulative total that exceed the threshold amount of \$250,000, including amendments and/or modifications. When reporting is required, all procurement actions are reportable, not just that portion which exceeds \$250,000.



Annual reports are due by October 30th of each year. Final reports are due by October 30th or 90 days after the end of the project period, whichever comes first.

**MBE/WBE reports should be sent to:**

**To: R4epagrantsmbewbereporting@epa.gov**

optional to

fowler.laura@epa.gov

This provision represents an approved deviation from the MBE/WBE reporting requirements as described in 40 CFR, Part 33, Section 33.502.

**Programmatic Conditions**

All Programmatic Conditions Remain the Same