PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:	April 18, 2023	[X] Consent [] Ordinance	[]Regular []Public Hearing	
Department:	Housing and Economic Development			

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: An Assistance Amendment to the Cooperative Agreement (R2014-0058) with the U.S. Environmental Protection Agency (EPA), providing for a 24-month time extension.

Summary: On January 14, 2014, the County entered into a Cooperative Agreement (R2014-0058) with EPA, with subsequent amendments, to receive \$1,400,000 to establish the County's Brownfields Revolving Loan Fund (BRLF) Program with an initial performance period of five (5) years. The BRLF Program offers financial assistance to qualified borrowers and subgrantees to cleanup properties that have been designated as Brownfields. Two projects were funded under this program: the petroleum cleanup of a site located at 480 U.S. Highway 27 in South Bay that will be redeveloped as a restaurant, creating 6 new jobs; and the petroleum cleanup of a site located at 2401 Broadway in West Palm Beach that will be redeveloped as mixed-use, creating 70 to 100 new jobs. The program has expended \$953,988 with \$446,012 remaining. This Amendment provides 24 additional months to the BRLF Program period from September 30, 2022 to September 30, 2024, to allow time to complete goals in the BRLF work plan. These EPA funds require a 20% local match to be provided by subgrantees and borrowers. Countywide (DB)

Background and Justification: On October 16, 2012, the Board of County Commissioners (BCC) authorized the submission of a Request for Proposal to EPA for the receipt of a BRLF Grant. EPA approved the request for \$1,000,000 and provided the County its approval through the Cooperative Agreement (Grant No. BF-00D12713-0). On March 1, 2016, the BCC received and filed an Assistance Amendment (R2016-0255) to the Cooperative Agreement to increase the total grant amount by \$300,000. On February 7, 2017, the BCC received and filed an Assistance Amendment (R2017-0171) to the Cooperative Agreement which increased the total grant amount by \$100,000 to a total of \$1,400,000. On October 6, 2022, EPA provided a 24 month extension to the program. This time extension will provide 24 additional months for the goals of the EPA approved work plan to be realized.

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Recommended By: Department Deputy Director

Approved By: Resistant County Administrator

Approved By: Assistant County Administrator

1. Assistance Amendment to the Cooperative Agreement

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT			\$0	\$0	
		•			
# ADDITIONAL FTE POSITIONS (Cumulative)					

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: 2102 Object: 3139

- B. Recommended Sources of Funds/Summary of Fiscal Impact: No fiscal impact
- C. Departmental Fiscal Review:

Valerie Alleyne Division Director II
Finance and Administrative Services, DHED

III. REVIEW COMMENTS

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

OFMB 9A BILY LMS Conty	Arwa Jacobourts 3/21/29 act Development and Control 3/21/23
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B. Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director

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EIN: 59-6000785

U.S. ENVIRONMENTAL PROTECTION AGENCY

Assistance Amendment

GRANT NUMBER (FAIN): 00D12713 MODIFICATION NUMBER: DATE OF AWARD PROGRAM CODE BF 10/06/2022 MAILING DATE TYPE OF ACTION No Cost Amendment 10/06/2022 PAYMENT METHOD: ACH# 40836

Phone: 404-562-8427

RECIPIENT TYPE: Send Payment Request to: Research Trainige Park Finance Center County

RECIPIENT: PAYEE:

Palm Beach Co. Government Palm Beach Co. Government

301 N. Olive Ave. 301 N. Olive Ave West Palm Beach, FL 33401 West Palm Beach, FL 33401

PROJECT MANAGER **EPA PROJECT OFFICER** EPA GRANT SPECIALIST Stacey Amodio Olga Perry Laura Fowler 301 N. Olive Ave. 61 Forsyth Street Grants and Audit Management Section West Palm Beach, FL 33401 Atlanta, GA 30303-8960 61 Forsyth St Email: samodio@pbcgov.org Email: perry.olga@epa.gov Atlanta, GA 30303-8960 Phone: 561-233-3671 Phone: 404-562-8534 Email: fowler.laura@epa.gov

ASAP

PROJECT TITLE AND EXPLANATION OF CHANGES

Brownfields Assessment and Cleanup Cooperative Agreements

This action approves a no cost time extension of the budget and project ending dates from 09/30/2022 to 09/30/2024 to the Palm Beach County, Florida. The additional time will allow the recipient to complete tasks in the workplan that have been delayed due to procurement issues related to Covid 19.

BUDGET PERIOD TOTAL BUDGET PERIOD COST TOTAL PROJECT PERIOD COST PROJECT PERIOD 10/01/2013 - 09/30/2024 10/01/2013 - 09/30/2024 \$1,680,000.00 \$1,680,000.00

NOTICE OF AWARD

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 \$0.00. EPA agrees to cost-share 100.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$1,400,000.00. 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.

AWARD APPROVAL OFFICE	
ORGANIZATION / ADDRESS	
U.S. EPA, Region 4, Resource Conservation and Restoration Division	
rsyth Street R4 - Region 4	
Atlanta, GA 30303-8960 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 Grants Management Specialist DATE 10/06/2022

EPA Funding Information

FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$1,400,000	\$0	\$1,400,000
EPA In-Kind Amount	\$0	\$0	\$0
Unexpended Prior Year Balance	\$0	\$0	\$0
Other Federal Funds	\$0	\$0	\$0
Recipient Contribution	\$280,000	\$0	\$280,000
State Contribution	\$0	\$0	\$0
Local Contribution	\$0	\$0	\$0
Other Contribution	\$0	\$0	\$0
Allowable Project Cost	\$1,680,000	\$0	\$1,680,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.818 - Brownfields Assessment and Cleanup Cooperative Agreements	CERCLA:Sec.104(k)(3)	2 CFR 200, 2 CFR 1500 and 40 CFR 33

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: 0.00 % Base	\$0
11. Total (Share: Recipient0.00 % Federal100.00 %)	\$1,680,000
12. Total Approved Assistance Amount	\$1,680,000
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 Terms and Conditions Are Revised

General Terms and Conditions

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-1-2022-or-later. These terms and conditions are in addition to 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.

Programmatic Conditions

All Programmatic Conditions Remain the Same