

SUBJECT: INFORMING THE ASSEMBLY OF GRANT AMENDMENT #5 FOR PW137 OF THE 2018 NOVEMBER COOK INLET EARTHQUAKE DISASTER TITLED PT. MACKENZIE RAIL PROJECT TO BE PRESENTED TO THE BOROUGH MANAGER FOR SIGNATURE.

AGENDA OF: September 5, 2023

ASSEMBLY ACTION: Presented to the Assembly 09/05/23 - BJH

AGENDA ACTION REQUESTED: For information only.

Route To	Signatures
Originator	<div>8 / 2 1 / 2 0 2 3</div> <div>X T o n y a L o y e r</div> <div>Signed by: Tonya Loyer</div>
Finance Director	<div>8 / 2 2 / 2 0 2 3</div> <div>X C h e y e n n e H e i n d e l</div> <div>Signed by: Cheyenne Heindel</div>
Borough Attorney	<div>8 / 2 2 / 2 0 2 3</div> <div>X N i c h o l a s S p i r o p o u l o s</div> <div>Signed by: Nicholas Spiropoulos</div>
Borough Manager	<div>8 / 2 2 / 2 0 2 3</div> <div>X M i c h a e l B r o w n</div> <div>Signed by: Michael Brown</div>
Borough Clerk	<div>8 / 2 4 / 2 0 2 3</div> <div>X L o n n i e M c K e c h n i e</div> <div>Signed by: Lonnie McKechnie</div>

ATTACHMENT (S): Amendment #5 for PW137 of the 2018 November Cook Inlet Earthquake Disaster titled Pt. MacKenzie Rail Project (5 pp)

SUMMARY STATEMENT: The purpose of this legislation is to inform the Assembly that the Borough Manager will be asked to sign Amendment No. 5 for PW137 of the 2018 November Cook Inlet Earthquake Disaster titled Pt. MacKenzie Rail Project. This is a time extension amendment only.



**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
DIVISION OF HOMELAND SECURITY
AND EMERGENCY MANAGEMENT**
Obligating Award Document for
Disaster - Public Assistance Presidentially Declared

FAIN: (Disaster Number) DR-4413-AK CFDA No. 97.036 Date of Disaster Declaration 01/31/2019

1. Project Worksheet # 0137	2. Category C	3. DUNS # 081482960	4. Award <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Amendment Number 5	5. Employer Tax ID # 92-0030816
6. Subrecipient Name and Address Matanuska Susitna Borough 350 E Dahlia Avenue Palmer, AK 99645			7. Issuing Office and Address Department of Military and Veterans Affairs Division of Homeland Security and Emergency Management PO Box 5750 JBER, AK 99505-5750 http://www.ready.alaska.gov	
8. PW Obligation Date 12/30/2019			Agency: Federal Emergency Management Agency (FEMA)	
9. Purpose of Award/Amendment: <div align="center">Extension of Performance Period</div>				
10. Grant Award and Terms and Conditions: (see attached Grant Terms and Conditions) <div style="display: flex; justify-content: space-between;"> <div> Total Approved Amount: Total Awarded Amount: Federal Share: State Share: Subrecipient Share: </div> <div> \$ 2,175,781.00 \$ 2,175,781.00 \$ 1,631,835.75 \$ 543,945.25 \$ 0.00 </div> </div> See attached: Approved PAGP Project Worksheet Grant Performance Period: 01/31/2019 through 12/31/2022				
11. Grant Requirements, Assurances and Agreements: (see attached Grant Requirements, Assurances and Agreements) <i>The acceptance of a grant from the United States creates a legal duty on the part of the grantee to use the funds or property made available in accordance with the conditions of the grant. (GAO Accounting Principles and Standards for Federal Agencies, Chapter 2, Section 16.8[c]). Federal awarding agency is the Federal Emergency Management Agency (FEMA).</i>				
12. Project Award Title: <div align="center">Pt Mackenzie Rail Project</div>				
13. Recipient is required to sign and return one (1) copy of this document with the terms and conditions to the issuing address in Block 6, within 30 days from the date in Block 17.				
14. DHS&EM Project Manager Printed Name of SPAO: Jenny Belanger			Phone: (907) 428-7036 Fax: (907) 428-7009 Email: jenny.belanger@alaska.gov	
15. Signature of Jurisdiction Project Manager Printed Name: Casey Cook			Phone: (907) 861-8004 Fax: (907) 861-8014 Email: casey.cook@matsugov.us	
16. Signature of Jurisdiction Chief Financial Officer Printed Name: Cheyenne Heindel			Phone: (907) 861-8630 Fax: (907) 861-8592 Email: cheyenne.heindel@matsugov.us	
17. Signature of Jurisdiction Signatory Official Printed Name and Title: Michael Brown, Borough Manager			Date: Phone: (907) 861-8689 Fax: (907) 861-8669 Email: mike.brown@matsugov.us	
18. DHS&EM Signatory Official William A. Dennis Alternate Governor's Authorized Representative			Date: 8-16-23 Phone: (907) 428-7000 Fax: (907) 428-7009 Email: bill.dennis@alaska.gov	

Turn over to complete instruction acknowledgement.

IM 23-191

Grant Award Instructions

As a subrecipient, you are only entitled to costs that are eligible. All eligible work must conform to the Scope of Work as specified in the applicable Project Worksheet (PW). Do not assume all costs or changes will be allowed at project completion. Any change request must contain justification for the eligibility of additional costs or work.

All Emergency Work PWs (Category A and B: "Emergency Work") must be complete six months from the date of the Disaster Declaration. All Permanent Work PWs (Categories C-G, "Permanent Work") must be complete 18 months from the date of the Disaster Declaration. If more time is required, contact your Division Representative before the associated deadline to request a Time Extension. Ample justification is required for approval of any Time Extension Request.

Please carefully review the Damage Description and Dimensions, Scope of Work, and Cost Estimate. If you do not agree with the PW as written, or determinations regarding project eligibility, Scope of Work, time limits, funding, or other determinations, an appeal process is available. This process requires written correspondence identifying the action under appeal with an appropriate justification within 60 days of receipt of this Award. Please attach all pertinent documentation supporting your appeal and mail to:

Bryan J. Fisher, Acting Director
Division of Homeland Security
and Emergency Management
PO Box 5750
JBER, AK 99505

Failure to follow these guidelines will jeopardize project funds and may impact future disaster assistance. Additional PWs pending approval will be transmitted in future correspondence. Please review all PWs and ask us about pending PWs to ensure all damaged sites or facilities are identified.

As the Authorized Representative of the Matanuska Susitna Borough,
I have reviewed these instructions and acknowledge our appeal rights and responsibilities under the
Public Assistance Program.

Printed Name and Title of Authorized Representative

Signature

Date



MATANUSKA-SUSITNA BOROUGH
Department of Emergency Services
Office of Emergency Management
680 North Seward Meridian Parkway • Wasilla, AK 99654
Phone (907) 861-8004 • Fax (907) 861-8014
www.matsugov.us

To: Jenny Belanger, State Public Assistance Officer

Angela Lacina, State Public Assistance Officer

From: Casey Cook, Emergency Manager

Re: Time Extension for PW 206 and PW 137

June 16, 2023

Jenny,

The Matanuska Susitna Borough is requesting a time extension for PW 206 and PW 137. This time extension request is based upon several factors to include:

- Due to construction timing constraints and completion of the project.
- A previous PD&E amended scope with no additional funding took 4 months to complete the process. By requesting additional funding the MSB has a legislation requirement to receive and allocated those funds which took two Assembly meetings, which required an additional 6-8 weeks after FEMA and DHS&EM approval.
- For PW 206 all work has been completed since 10/30/2022, but final inspections were unable to completed until January 2023. Confusion on timelines caused this to occur.
- We are still in the process of close out, but active disaster responses by both the Mat-Su Borough and the State of Alaska have hampered our ability to close this project out in a timely manner.
- Please also include a time extension to extend the performance period to the end of January 2023 fo PW 206 and the end of Decembe 2022 fo PW 137.
- We would also like to request a close out liquidation period time extension for an additional 180 days.

If there are any questions, please feel free to contact me at any time.

Providing Outstanding Borough Services to the Matanuska-Susitna Community.



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

**Department of Military and
Veterans Affairs**

Division of Homeland Security and
Emergency Management

P.O. Box 5750
JBER, AK 99505-0800
Main: 907.428.7000
Fax: 907.428.7009
ready.alaska.gov

August 16, 2023

Michael Brown, Borough Manager
Matanuska Susitna Borough
350 E Dahlia Avenue
Palmer, AK 99645

RE: Time Extension Approval/Amended Obligating Award Document 5/CLP TE Approval
Disaster: DR-4413-AK, 2018 November Cook Inlet Earthquake
Subrecipient: Matanuska Susitna Borough
PA ID: 170-006F3-00
Project Worksheet(s): 0137

Mr. Brown:

This letter is in response to the Matanuska Susitna Borough's (Mat-Su) dated June 16, 2023, correspondence requesting a Time Extension for completion of work under DR-4413-AK, 2018 November Cook Inlet Earthquake for Project Worksheet (PW) 0137. The completion deadline is extended to December 31, 2022. Enclosed is the Amended Obligating Award Document (OAD) for PW 0137. The OAD reflects an extension of the Work Performance Period. The remainder of the document is consistent with the previously awarded version.

In addition to a performance period time extension, on-behalf-of the Mat-Su Borough the state has submitted a request to Federal Emergency Management Agency (FEMA) for a close out liquidation period extension which expired on June 29, 2023. The new deadline for close out liquidation will be October 31, 2023, to allow for a pending FEMA determination on cost plus percentage of costs review, and any additional final amendments.

Please collect all required signatures and return the signed form to our office by fax, email, or mail within two weeks of receipt of this letter.

Note the OAD form requires three subrecipient signatures on the front page plus one subrecipient signature on the back page.

No payments will be processed until we receive our copy of the signed forms.

Mr. Brown
August 16, 2023
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If you have any questions, please contact Jenny Belanger, your assigned Division Representative, at 907-428-7036 or by email at jenny.belanger@alaska.gov.

Sincerely,



William A. Dennis
Alternate Governor's Authorized Representative

Enclosure(s): Obligating Award Document Amendment 5
MSB Time Extension Request

cc: FEMA-R10-AK.State.Pod@fema.dhs.gov