

Final Revised Letter - R-008-17



**FEMA**

U.S. Department of Homeland Security  
FEMA Region IV  
3003 Chamblee Tucker Road  
Atlanta, GA 30341

February 2, 2017

Michael E. Dossett, Director  
Kentucky Division of Emergency Management  
100 Minuteman Parkway, Building 100  
Frankfort, Kentucky 40601-6168

Attention: Ms. Geneva "Geni Jo" Brawner  
State Hazard Mitigation Officer

Reference: Hazard Mitigation Grant Program (HMGP) Project 4217-0012 - Risk Assessment:  
Dam Report Card Assessment and Template - Revised

Dear Mr. Dossett:

I am pleased to inform you that the project referenced above has been approved for \$68,970 with a Federal share of \$51,728. The non-federal share is \$17,242. The Commonwealth will provide 12% of the project Non-Federal share (\$8,276). Louisville/Jefferson County Metropolitan Government will provide the additional 13% of the non-federal share (\$8,966) in cash. The letter of commitment is a part of the project application file. ★

The following is the approved Statement of Work (SOW) for the above referenced project:

Louisville Emergency Management Agency (Louisville EMA) is applying to develop a Dam Report Card Assessment template for the Louisville/Jefferson County Metro's existing dam inventory. The development of this Assessment amounts to a focused risk assessment of dam failure for the Louisville/Jefferson County Metropolitan jurisdiction.

FEMA will not establish activity completion timeframes for individual subgrants. The period of performance of the grant award will be 36 months from the close of the application period for DR-4217. Please refer to Part VI Award Administration Information in the HMA Unified Guidance for further information on period of performance.

This project must adhere to all program guidelines established for the Hazard Mitigation Grant Program.

Please refer the subgrantee to the State HMGP Administrative Plan for project cost overrun regulations. If project costs exceed the amount originally funded and additional federal funds are needed, the subgrantee must contact the Governor's Authorized Representative (GAR). The GAR will evaluate requests for cost overruns and submit to the Regional Administrator written

documentation of cost overrun eligibility. Cost overruns shall meet Federal regulations set forth in 44 CFR 206.438(b).

The State HMGP administrative plan defines the procedure whereby the GAR may advance portions of the approved Federal share to the subgrantee. Upon completion of the HMGP project, the subgrantee's closeout reimbursement for the final Federal share of eligible project costs must be submitted to the Regional Administrator for review and determination.

Quarterly progress reports for HMGP projects are required. Please include this HMGP project in your future quarterly reports.

The National Environmental Policy Act (NEPA) stipulates that additions or amendments to a HMGP subgrantee SOW may have to be reviewed by all State and Federal agencies participating in the NEPA process.

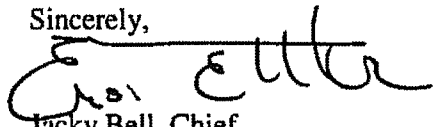
The State (grantee) must obtain prior approval from the Federal Emergency Management Agency (FEMA) before implementing changes to the approved project SOW. Per the Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments:

- A change in the scope of work must be approved by FEMA in advance regardless of the budget implications.
- The grantee must notify FEMA as soon as significant developments become known, such as delays or adverse conditions that might raise costs or delay completion, or favorable conditions allowing lower cost or earlier completion.

The obligation report is included for your records. The obligated funds are available for withdrawal from Smartlink on sub-account number 4217DRKYP00000125.

If we can be of further assistance, please contact Jean Neptune, Mitigation Specialist, at (770) 220-5474.

Sincerely,

  
Jacky Bell, Chief  
for Hazard Mitigation Assistance Branch  
Mitigation Division

Enclosure: Obligation report

## Moran, Juan L

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**From:** Pridemore, Teresa  
**Sent:** Wednesday, February 08, 2017 11:18 AM  
**To:** Moran, Juan L  
**Subject:** RE: DR-4217-0012: Revised Award Letter

Yes

*Thanks!!*

*Teresa*

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**From:** Moran, Juan L  
**Sent:** February 8, 2017 10:48 AM  
**To:** Pridemore, Teresa  
**Subject:** RE: DR-4217-0012: Revised Award Letter

Is the below suffice?

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**From:** McKinney, Jim  
**Sent:** Wednesday, February 08, 2017 9:13 AM  
**To:** Moran, Juan L  
**Cc:** Sangester, Tonya  
**Subject:** FW: DR-4217-0012: Revised Award Letter

FYI...

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**From:** Grinstead, Nick [<mailto:nick.grinstead@uky.edu>]  
**Sent:** Tuesday, February 07, 2017 2:52 PM  
**To:** McKinney, Jim  
**Subject:** RE: DR-4217-0012: Revised Award Letter

Good afternoon, Jim,

The "cash-match" language in the award letter does not prevent Louisville from implicit valuation of plan participation as its source of match.

As Juan pointed out, the DR-4217-0012 application designates that Louisville's contribution to the project will derive from the valuation of plan participation. FEMA approved the application. The wording in the award letter does not undermine or alter what was approved from the application. Further, and perhaps more relevantly, though it is FEMA's money and FEMA's program, all FEMA does is provide the state with the funds by which the *state* will reimburse Louisville for its expenditures toward the grant. Louisville's contract for the project's reimbursement is with the state (with KYEM) based on the application that was awarded by FEMA that stipulated match as deriving from plan participation.

One final point: To FEMA, "cash" as a form of match has a much broader interpretation than one would think. An application to FEMA is formally submitted through its system. When the system asks for designation for "local contribution," the system pretty much only allows the source to be "Cash." Everything is "Cash" in their system, including the "same-as-cash" relationship that is implied when Louisville values the time (is money) of individuals who could be doing something else and instead come to a planning meeting.

Best,  
Nick

Nick Grinstead, M.P.P.  
Planning Grants Manager  
Hazard Mitigation Grants Program Office (UK-HMGP)  
Martin School of Public Policy and Administration  
323 Bowman Hall  
University of Kentucky  
Lexington, KY 40506-0059  
OFFICE: 859-257-3809  
E-MAIL: [nick.grinstead@uky.edu](mailto:nick.grinstead@uky.edu)

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**From:** McKinney, Jim [<mailto:Jim.McKinney@louisvilleky.gov>]  
**Sent:** Tuesday, February 07, 2017 9:55 AM  
**To:** Grinstead, Nick <[nick.grinstead@uky.edu](mailto:nick.grinstead@uky.edu)>  
**Subject:** FW: DR-4217-0012: Revised Award Letter

Can you review below and advise...

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**From:** McKinney, Jim  
**Sent:** Tuesday, February 07, 2017 9:52 AM  
**To:** Moran, Juan L; Sangester, Tonya  
**Subject:** RE: DR-4217-0012: Revised Award Letter

The grant application expressly denotes 13% Local Match as In-Kind...  
I will query KYEM/FEMA to address or issue another Award Letter...  
Jim M.

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**From:** Moran, Juan L  
**Sent:** Tuesday, February 07, 2017 9:48 AM  
**To:** Sangester, Tonya; McKinney, Jim  
**Subject:** RE: DR-4217-0012: Revised Award Letter

It looks like it cannot be in-kind since it has cash match on the award letter.

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**From:** Sangester, Tonya  
**Sent:** Tuesday, February 07, 2017 9:46 AM  
**To:** McKinney, Jim  
**Cc:** Moran, Juan L  
**Subject:** FW: DR-4217-0012: Revised Award Letter

Jim,

How is this match being done for the Dam Report?

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**From:** Moran, Juan L  
**Sent:** Tuesday, February 07, 2017 9:43 AM  
**To:** Sangester, Tonya  
**Subject:** RE: DR-4217-0012: Revised Award Letter

Great, thanks Tonya! To confirm 12% will come from the state and 13% from Metro can you please identify the cost center this match will come from?

Thanks Juan

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**From:** Sangester, Tonya  
**Sent:** Tuesday, February 07, 2017 9:05 AM  
**To:** Moran, Juan L  
**Subject:** FW: DR-4217-0012: Revised Award Letter

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**From:** Grinstead, Nick [<mailto:nick.grinstead@uky.edu>]  
**Sent:** Monday, February 06, 2017 2:54 PM  
**To:** Sangester, Tonya  
**Cc:** McKinney, Jim  
**Subject:** DR-4217-0012: Revised Award Letter

Tonya and Jim,

Attached is the Award Letter for DR-4217-0012 that corrects the inaccurate statement regarding responsibility for cost-share.

Please attach this letter with the original award letter as the two letters' dates differ.

Best,  
Nick Grinstead

Nick Grinstead, M.P.P.  
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