

1. DATE ISSUED MM/DD/YYYY 08/06/2020
 1a. SUPERSEDES AWARD NOTICE dated except that any additions or restrictions previously imposed remain in effect unless specifically rescinded

NOTICE OF AWARD



AUTHORIZATION (Legislation/Regulations)
 Clean Vessel Act, 33 U.S.C. § 1322 Dingell-Johnson Sport Fish Restoration Act. 16 U.S.C. § 777 et sec.

CFDA NO. 15 616 - Clean Vessel Act

3. ASSISTANCE TYPE Project Grant

4. GRANT NO. F20AP10570-00 Formerly

5. TYPE OF AWARD Other

4a. FAIN F20AP10570

5a. ACTION TYPE New

6. PROJECT PERIOD MM/DD/YYYY
 From 06/30/2020 Through 06/29/2021

7. BUDGET PERIOD MM/DD/YYYY
 From 06/30/2020 Through 06/29/2021

8. TITLE OF PROJECT (OR PROGRAM)
 CVA Pump-outs

9a. GRANTEE NAME AND ADDRESS
 Environmental Quality, Oklahoma Department Of
 707 N ROBINSON
 OKLAHOMA CITY, OK 73102-6010

10a. GRANTEE AUTHORIZING OFFICIAL
 Cheryl Dirck
 707 N ROBINSON
 OKLAHOMA CITY, OK 73102-6010
 Phone 111-111-1111

9b. GRANTEE PROJECT DIRECTOR
 Cheryl Dirck
 707 N ROBINSON
 OKLAHOMA CITY, OK 73102-6010
 Phone 111-111-1111

10b. FEDERAL PROJECT OFFICER
 Mr. Brian Hobbs
 500 Gold Ave SW
 Albuquerque, NM 87103
 Phone 505-248-7476

ALL AMOUNTS ARE SHOWN IN USD

11. APPROVED BUDGET (Excludes Direct Assistance)

I Financial Assistance from the Federal Awarding Agency Only

II Total project costs including grant funds and all other financial participation

a. Salaries and Wages	\$	3,823 00
b. Fringe Benefits	\$	1,768 00
c. Total Personnel Costs	\$	5,591 00
d. Equipment	\$	0 00
e. Supplies	\$	1,000 00
f. Travel	\$	2,161 00
g. Construction	\$	1,345 00
h. Other	\$	0 00
i. Contractual	\$	307,114 00
j. TOTAL DIRECT COSTS	\$	317,211 00
k. INDIRECT COSTS	\$	1,569 00
l. TOTAL APPROVED BUDGET	\$	318,780 00
m. Federal Share	\$	239,085 00
n. Non-Federal Share	\$	79,695 00

12. AWARD COMPUTATION

a. Amount of Federal Financial Assistance (from item 11m)	\$	239,085 00
b. Less Unobligated Balance From Prior Budget Periods	\$	0 00
c. Less Cumulative Prior Award(s) This Budget Period	\$	0 00
d. AMOUNT OF FINANCIAL ASSISTANCE THIS ACTION	\$	239,085 00
13. Total Federal Funds Awarded to Date for Project Period	\$	239,085 00

14. RECOMMENDED FUTURE SUPPORT
 (Subject to the availability of funds and satisfactory progress of the project)

YEAR	TOTAL DIRECT COSTS	YEAR	TOTAL DIRECT COSTS
a. 2	\$	d. 5	\$
b. 3	\$	e. 6	\$
c. 4	\$	f. 7	\$

15. PROGRAM INCOME SHALL BE USED IN ACCORD WITH ONE OF THE FOLLOWING ALTERNATIVES:

a. DEDUCTION
 b. ADDITIONAL COSTS
 c. MATCHING
 d. OTHER RESEARCH (Add / Deduct Option)
 e. OTHER (See REMARKS)

a

16. THIS AWARD IS BASED ON AN APPLICATION SUBMITTED TO, AND AS APPROVED BY, THE FEDERAL AWARING AGENCY ON THE ABOVE TITLED PROJECT AND IS SUBJECT TO THE TERMS AND CONDITIONS INCORPORATED EITHER DIRECTLY OR BY REFERENCE IN THE FOLLOWING:

a. The grant program legislation
 b. The grant program regulations.
 c. This award notice including terms and conditions, if any noted below under REMARKS
 d. Federal administrative requirements, cost principles and audit requirements applicable to this grant.

In the event there are conflicting or otherwise inconsistent policies applicable to the grant, the above order of precedence shall prevail. Acceptance of the grant terms and conditions is acknowledged by the grantee when funds are drawn or otherwise obtained from the grant payment system.

REMARKS (Other Terms and Conditions Attached - Yes No)

GRANTS MANAGEMENT OFFICIAL:

Cliff Schleusner, CHIEF - WILDLIFE AND SPORT FISH RESTORATION PROGRAM
 500 GOLD AVE SW
 ALBUQUERQUE, NM 87102
 Phone 505-248-7465

17. VENDOR CODE	0071302079	18. DUNS	933601569	19. CONG. DIST.	05	
LINE#	FINANCIAL ACCT	AMT OF FIN ASST	START DATE	END DATE	TAS ACCT	PO LINE DESCRIPTION
1	0051002035-00010	\$239,085 00	06/30/2020	06/29/2021	8151	New Grant - CVA 9310 / 15 616

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SCOPE OF WORK

1. CVA Pump-outs

Terms and Conditions

1. [U.S. Fish and Wildlife General Award Terms and Conditions](https://www.fws.gov/grants/atc.html) (see link <https://www.fws.gov/grants/atc.html>)
2. **Mandatory Disclosures**

Conflicts of interest: Per [2 CFR §1402.112](#), non-Federal entities and their employees must take appropriate steps to avoid conflicts of interest in their responsibilities under or with respect to Federal financial assistance agreements. In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the conflict of interest provisions in [2 CFR §200.318](#) apply. Non-Federal entities, including applicants for financial assistance awards, must disclose in writing any conflict of interest to the DOI awarding agency or pass-through entity in accordance with [2 CFR §200.112](#). Recipients must establish internal controls that include, at a minimum, procedures to identify, disclose, and mitigate or eliminate identified conflicts of interest. The recipient is responsible for notifying the Service Project Officer identified in their notice of award in writing of any conflicts of interest that may arise during the life of the award, including those that reported by subrecipients. The Service will examine each conflict of interest disclosure to determine whether a significant potential conflict exists and, if it does, work with the applicant or recipient to develop an appropriate resolution. Failure to resolve conflicts of interest in a manner that satisfies the government may be cause for termination of the award. Failure to make required disclosures may result in any of the remedies for noncompliance described in [2 CFR §200.338](#), including suspension or debarment (see also [2 CFR Part 180](#)).

Lobbying: The recipient must not use any federally appropriated funds (annually appropriated or continuing appropriations) or matching funds under a Federal award to pay any person for lobbying in connection with the award. Lobbying is influencing or attempting to influence an officer or employee of any U.S. agency, a Member of the U.S. Congress, an officer or employee of the U.S. Congress, or an employee of a Member of the U.S. Congress connection with the award. The recipient must complete and submit the [SF-LLL, "Disclosure of Lobbying Activities"](#) form to the Service Project Officer identified in their notice of award if the Federal share of their award is more than \$100,000 and the recipient has made or has agreed to make any payment using non- appropriated funds for lobbying in connection with the application or award. See [43 CFR, Subpart 18.100](#) for more information on when additional submission of this form is required.

Other Mandatory Disclosures: Recipients and subrecipients must disclose, in a timely manner, in writing to the Service Project Officer identified in their notice of award or pass-through entity all violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the Federal award. Non-Federal entities that receive a Federal award including the term and condition outlined in [2 CFR 200, Appendix XII—Award Term and Condition for Recipient Integrity and Performance Matters](#) are required to report certain civil, criminal, or administrative proceedings to SAM. Failure to make required disclosures can result in any of the remedies for noncompliance described in [2 CFR §200.338](#), including suspension or debarment.

PAYMENTS

1. **Domestic Recipients Enrolled in Treasury's ASAP System**

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The recipient will request payments under this award in the [U.S. Treasury's Automated Standard Application for Payment \(ASAP\)](#) system. When requesting payment in ASAP, your Payment Requestor will be required to enter an Account ID. The number assigned to this award is the partial Account ID in ASAP. When entering the Account ID in ASAP, the Payment Requestor should enter the award number identified in the subject line on letter followed by a percent sign (%). Refer to the ASAP.gov Help menu for detailed instructions on requesting payments in ASAP.

Cost accounting is required at the subaccount level.

BUDGET AND PROGRAM REVISIONS

1. Budget and Program Plan Revisions

The Department is permitted to re-budget within the approved direct cost budget to meet unanticipated requirements and may make limited program changes to the approved project. However, certain types of post-award changes in budgets and projects shall require the prior written approval of the Service. Refer to **2 CFR 200.308** for additional information on the types of changes that require prior written approval.

REPORT

1. Final Reports

The recipient must liquidate all obligations incurred under the award and submit a *final* financial report in GrantSolutions no later than 90 calendar days after the award period of performance end date. The GrantSolutions financial report data entry fields are the same as those on the SF-425, "[Federal Financial Report](#)" form. See also our instructional video on "[Completing the Federal Financial Report \(SF-425\)](#)".

The recipient must submit a *final* performance report no later than 90 calendar days after the award period of performance end date. Performance reports must contain: 1) a comparison of actual accomplishments with the goals and objectives of the award as detailed in the approved scope of work; 2) a description of reasons why established goals were not met, if appropriate; and 3) any other pertinent information relevant to the project results. Please include the Service award number on all reports.

The recipient must follow the final Federal Financial Report and the final Performance Report reporting period end dates and due dates provided in GrantSolutions. The final reporting due dates are available by signing in to GrantSolutions and selecting the menu for Reports>Federal Financial Report or Reports>FPR.

2. Reporting Due Date Extensions

Reporting due dates may be extended for an award upon request to the Service Project Officer identified in the notice of award. The request should be sent by selecting the award in GrantSolutions and selecting send message. The message must include the type of report to be extended, the requested revised due date, and a justification for the extension. The Service may approve an additional extension if justified by a catastrophe that significantly impairs the award Recipient's

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operations. The recipient must submit reporting due date extension requests through GrantSolutions to the Service Project Officer identified in their notice of award before the original due date. The Service Project Officer will respond to the recipient after approval or denial of the extension request.

3. Significant Developments Reports

See 2 CFR §200.328(d). Events may occur between the scheduled performance reporting dates that have significant impact upon the supported activity. In such cases, recipients are required to notify the Service in writing as soon as the recipient becomes aware of any problems, delays, or adverse conditions that will materially impair the ability to meet the objective of the Federal award. This disclosure must include a statement of any corrective action(s) taken or contemplated, and any assistance needed to resolve the situation. The recipient should also notify the Service in writing of any favorable developments that enable meeting time schedules and objectives sooner or at less cost than anticipated or producing more or different beneficial results than originally planned.

AWARD CONDITIONS

1. The Department is eligible to request Federal obligated funds up to but not in excess of an amount equal to 75 percent of the total project expenditures. See also 2 CFR §200.306.
2. The Service has conditionally approved the proposed indirect costs on the budget incorporated into this award. The recipient must provide a copy of their approved negotiated indirect cost rate agreement to the Service Project Officer identified on the notice of award before charging any indirect costs to this award. The recipient is required to submit their indirect cost rate proposal to their cognizant agency for indirect costs no later than 90 calendar days past the award period of performance start date. In the event the recipient does not establish an approved rate by the award period of performance end date, the recipient must contact the Service Project Officer identified on the notice of award to discuss the situation and determine what budget revisions may be required. If the recipient submitted their rate agreement in a timely manner but the cognizant agency delayed processing it, the recipient should provide relevant details to the Service Project Officer.
3. The Service must concur with the useful life that the State proposes for each capital improvement that will be constructed/rehabilitated under this grant agreement. For capital improvements with a value greater than \$100,000, please reference the method used for the determination.

SPECIAL TERMS AND REQUIREMENTS

1. Approval is limited to activities and costs associated with planning, design, and coordination of facility renovation. Construction activities are not authorized until site specific project proposals and environmental compliance documentation are received and approved by written confirmation from the Service.

2. Inadvertent Archaeological or Historical Discoveries

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In the event any archaeological or historic materials are encountered during project activity, work in the immediate area must stop and the following actions taken:

1. Implement reasonable measures to protect the discovery site, including any appropriate stabilization or covering;
2. Take reasonable steps to ensure the confidentiality of the discovery sites; and
3. Take reasonable steps to restrict access to the site of discovery.

The recipient must notify the concerned Tribes and all appropriate county, state, and federal agencies, including the State Historic Preservation Office. Agencies and the Tribe(s) will discuss the possible measures to remove or avoid cultural material, and will reach an agreement with the recipient regarding actions to be taken and disposition of material. If Human remains are uncovered, appropriate law enforcement agencies must be notified first, and the above steps followed. If the remains are determined to be Native, consultation with the affected Tribe(s) will take place in order to mitigate the final disposition of said remains.

AWARD ATTACHMENTS

ENVIRONMENTAL QUALITY, OKLAHOMA DEPARTMENT OF

F20AP10570-00

1. 2b-Awd Ltr atch.

Ref: Clean Vessel Act, Federal Compliance Approval

Project CVA Pump-outs

Approach:

Barnacle Bills Marina is requesting Clean Vessel Act assistance to upgrade and replace the current pump-out station that is over 30 years old.

B&B's Cookson Bend Resort & Marina is requesting Clean Vessel Act assistance to replace or substitute the existing single-stall floating bathroom facility with larger, modern, multi-stall Male/Female bathroom facilities. And upgrading existing pump-out equipment.

Serenity Point Resort is requesting Clean Vessel Act assistance to purchase a brand new vacuum pump-out system to replace the old unreliable pump-out system.

Endangered Species Act Determinations:

No Effect; planning only.

NHPA:

No ground disturbing activities; planning only.

NEPA Determinations:

No extraordinary circumstances were triggered by this project so NEPA compliance for these projects has been determined by WSFR to be a categorical exclusion as provided by 516 DM 8, Appendix 1 and/or 516 DM 2, Appendix 1.

E (1) State, local, or private financial assistance (grants and/or cooperative agreements), including State planning grants and private land restorations, where the environmental effects are minor or negligible.



7/16/2020

