

	<b>U.S. ENVIRONMENTAL PROTECTION AGENCY</b>  <b>Assistance Amendment</b>	<b>ASSISTANCE ID NO.</b>			<b>DATE OF AWARD</b> 09/21/2010	
		<b>PRG</b>	<b>DOC ID</b>	<b>AMEND#</b>		
		XP - 97560501 - 4			<b>MAILING DATE</b> 09/21/2010	
		<b>TYPE OF ACTION</b> No Cost Amendment			<b>PAYMENT METHOD:</b> ASAP	
<b>RECIPIENT TYPE:</b> Municipal		<b>Send Payment Request to:</b> Las Vegas Finance Center				
<b>RECIPIENT:</b>		<b>PAYEE:</b>				
City of West Lafayette 500 South River Road West Lafayette, IN 47906 EIN: 35-6001233		City of West Lafayette 500 South River Road West Lafayette, IN 47906				
<b>PROJECT MANAGER</b>		<b>EPA PROJECT OFFICER</b>		<b>EPA GRANT SPECIALIST</b>		
John Dennis 500 South River Road West Lafayette, IN 47906 E-Mail: mayor@mail.city.west-lafayette.in.us Phone: 765-775-5100		Steffanie Crossland 77 West Jackson Blvd., WS-15J Chicago, IL 60604-3507 E-Mail: crosslandsSteffanie@epa.gov Phone: 312-353-4779		Sandra Wallace Assistance Section, MC-10J E-Mail: wallace.sandra@epa.gov Phone: 312-886-3626		
<b>PROJECT TITLE AND EXPLANATION OF CHANGES</b>						
CITY OF WEST LAFAYETTE - BARBARRY HEIGHTS AND GREEN MEADOWS SANITARY SEWER LIFT STATION REPLACEMENT This no cost amendment extends the budget and project periods to April 30, 2011. Two wastewater lift stations need to be replaced: 1) the Barbarry Heights lift station was constructed in 1960 and surpassed it's expected life; and 2) the Green Meadows lift station was built in 1979 for a small community and growth exceeded expectations straining the capacity of the station. Stand-by power will also be added to both stations as neither have stand-by power, making Sanitary Sewer Overflows an issue in the event of power loss. This will take the project period past 5 years. The grantee has been informed that this will be their final no-cost time extension.						
Scope of Work (Major); Time Extension (Amendment);						
<b>BUDGET PERIOD</b> 08/05/2005 - 04/30/2011		<b>PROJECT PERIOD</b> 08/05/2005 - 04/30/2011		<b>TOTAL BUDGET PERIOD COST</b> \$2,457,535.00		
				<b>TOTAL PROJECT PERIOD COST</b> \$2,457,535.00		
<b>NOTICE OF AWARD</b>						
Based on your application dated 09/03/2010, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$. EPA agrees to cost-share 39.38% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$967,865. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.						
<b>ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)</b>			<b>AWARD APPROVAL OFFICE</b>			
<b>ORGANIZATION / ADDRESS</b>			<b>ORGANIZATION / ADDRESS</b>			
U.S. EPA Region 5 Mail Code MCG10J 77 West Jackson Blvd. Chicago, IL 60604-3507			U.S. EPA, Region 5 Water Division 77 West Jackson Blvd. Chicago, IL 60604-3507			
<b>THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY</b>						
<b>SIGNATURE OF AWARD OFFICIAL</b> Digital signature applied by EPA Award Official		<b>TYPED NAME AND TITLE</b> Sharon Green, Chief, Assistance Section		<b>DATE</b> 09/21/2010		
<b>AFFIRMATION OF AWARD</b>						
<b>BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION</b>						
<b>SIGNATURE</b>		<b>TYPED NAME AND TITLE</b> John Dennis, Mayor		<b>DATE</b>		



<b>Approved Budget</b>	
Program Element Classification (Construction)	Approved Allowable Budget Period Cost
1. Administration Expense	\$0
2. Preliminary Expense	\$0
3. Land Structure, Right Of Way	\$0
4. Architectural Engineering Basic Fees	\$0
5. Other Architectural Engineering Fees	\$0
6. Project Inspection Fees	\$0
7. Land Development	\$0
8. Relocation Expenses	\$0
9. Relocation Payments to Individuals & Bus.	\$0
10. Demolition and Removal	\$0
11. Construction and Project Improvement	\$2,457,535
12. Equipment	\$0
13. Miscellaneous	\$0
14. Total (Lines 1 thru 13)	\$2,457,535
15. Estimate Income	\$0
16. Net Project Amount (Line 14 minus 15)	\$2,457,535
17. Less: Ineligible Exclusions	\$0
18. Add: Contingencies	\$0
19. Total (Share: Recip <u>60.62%</u> Fed <u>39.38%</u> )	\$2,457,535
20. TOTAL APPROVED ASSISTANCE AMOUNT	\$967,865

## **Administrative Conditions**

THE FOLLOWING ADMINISTRATIVE TERM AND CONDITION HAS BEEN ADDED :

### **FY 10 ACORN FUNDING RESTRICTIONS**

Congress has prohibited EPA from using its FY 2010 appropriations to provide funds to the Association of Community Organizations for Reform Now (ACORN) or any of its subsidiaries. None of the funds provided under this agreement may be used for subawards/subgrants or contracts to ACORN or its subsidiaries. Recipients should direct any questions about this prohibition to their EPA Grants Management Office.

### **UNLIQUIDATED OBLIGATIONS - FINAL FFR - PART 31 RECIPIENTS**

#### **Submission of final Federal Financial Status Report**

Pursuant to 40 CFR 31.41(b) and 31.50(b), EPA recipients shall submit a final Federal Financial Report (SF-425) to EPA no later than 90 calendar days after the end of the project period. The form is available on the internet at <http://www.epa.gov/ocfo/finservices/forms.htm> . All FFRs must be submitted to the Las Vegas Finance Center: US EPA, LVFC, PO Box 98515, Las Vegas, NV 89193, or by Fax to: 702-798-2423.

The LVFC will make adjustments, as necessary, to obligated funds after reviewing and accepting a final Federal Financial Report. Recipients will be notified and instructed by EPA if they must complete any additional forms for the closeout of the assistance agreement.

EPA may take enforcement actions in accordance with 40 CFR 31.43 if the recipient does not comply with this term and condition.

THE FOLLOWING ADMINISTRATIVE TERMS AND CONDITIONS HAVE BEEN UPDATED :

### **CONSULTANT CAP**

Payment to consultants. EPA participation in the salary rate (excluding overhead) paid to individual consultants retained by recipients or by a recipient's contractors or subcontractors shall be limited to the maximum daily rate for a Level IV of the Executive Schedule (formerly GS-18), to be adjusted annually. This limit applies to consultation services of designated individuals with specialized skills who are paid at a daily or hourly rate. As of January 1, 2010, the limit is \$596.00 per day and \$74.50 per hour. This rate does not include transportation and subsistence costs for travel performed (the recipient will pay these in accordance with their normal travel reimbursement practices).

Subagreements with firms for services which are awarded using the procurement requirements in 40 CFR 30 or 31, as applicable, are not affected by this limitation unless the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. See 40 CFR 31.36(j) or 30.27(b).

## **Programmatic Conditions**

ALL THE PROGRAMMATIC TERMS AND CONDITIONS REMAIN THE SAME .