



5/9/2024

Aiofe Longmore
Risk and Recovery Program Manager
City of Austin
301 W Second St
Austin, TX, 78701

FIPS Number: 453-05000-00
UEI Number: J3H8J7BZLAK6

RE: FEMA Public Assistance Grant 4705 – Severe Winter Storm Mara

Catalog of Federal Domestic Assistance (CFDA) Number 97.036
Federal Award Identification Number: 4705DRTXP00000001
FEMA Project Number: 724835
Project Title: Austin Energy - CAT A
Period of Performance: 4/21/2023 - 10/21/2023

A FEMA Public Assistance subgrant has been awarded by Texas Division of Emergency Management (TDEM).

Project #: 159						
Version / Amendment	Federal Award Date	Total Subgrant Amount	Federal Cost Share Percentage	Federal Funds Obligated	Local Cost Share Percentage	Local Cost Share Amount
0	05/07/2024	\$5,848,194.04	75.00%	\$4,386,145.53	25.00%	\$1,462,048.51

Please Note: This award is not for research or development as defined in 2 Code of Federal Regulations (C.F.R.) § 200.87.

No indirect costs are available with this award. Direct Administrative Costs are allowable as outlined in the project scope. Management costs are allowable under a separate award for disasters declared on or after August 1, 2017.

A copy of the approved scope of work can be viewed at the version tab in GMS for this project at <https://grants.tdem.texas.gov> and is also attached for your convenience. If your project contains 406 Mitigation Proposal, it will also be attached and available at the version tab.

Your project worksheet may or may not have environmental and historical considerations and



conditions that must be met. If your project has environmental and historical considerations, a copy of the Record of Environmental Consideration (REC) is attached and can be viewed at the version tab in GMS for this project as well.

The terms and conditions remain in effect as outlined in the original Grant Terms and Conditions, and any subsequent State amendments.

It is important that the Subrecipient read, understand, and comply with the scope of work and all terms and conditions. It is also vital that this information be disseminated to Subrecipient's staff and contractors that are involved in work related to administrative support or administration of the subgrant.

If changes are needed to the scope of the subaward, period of performance or costs associated to the subaward, the Subrecipient should immediately contact TDEM. No change will be considered made to the subaward until the Subrecipient is notified in writing by TDEM.

Should you wish to appeal any determination related to this project you must do so within 60 days of receipt of the notice of the action. If you elect to appeal, please submit your appeal with any documentation supporting your position directly to TDEM via the Grants Management System at <https://grants.tdem.texas.gov> within the allotted time. Here is the Project Appeal Job Aid for your guide [Project Appeals Job Aid](#).

If you have any questions, please contact TDEM Recovery Coordinator, Matthew Weeks at (979) 204-3456 or email at matthew.weeks@tdem.texas.gov or you may contact the TDEM Support Affiliate, Zaid Hussain, by phone at (512) 634-2320 or by email at zaid.hussain@ey.com.

ATTACHMENTS: FEMA FORM 90-91, Record of Environmental Consideration

PA-06-TX-4705-PW-00159(0) <u>P</u>	
Applicant Name:	Application Title:
AUSTIN	724835 - Austin Energy - CAT A
Period of Performance Start:	Period of Performance End:
04-21-2023	10-21-2023

Bundle Reference # (Amendment #)	Date Awarded
PA-06-TX-4705-PW-00159(157)	05-07-2024

Subgrant Application - FEMA Form 90-91

Note: The Effective Cost Share for this application is 75%

FEDERAL EMERGENCY MANAGEMENT AGENCY PROJECT WORKSHEET									
DISASTER					PROJECT NO. 724835	PA ID NO. 453- 05000-00	DATE 04-02-2024	CATEGORY A	
FEMA	4705	-	DR	-TX					
APPLICANT: AUSTIN							WORK COMPLETE AS OF: 04-02-2024 : 100 %		
Site 1 of 1									
DAMAGED FACILITY: Damage #1336061; Austin Energy - Debris Removal							COUNTY: Travis		
LOCATION: PA-06-TX-4705-PW-00159(0): City-Wide Austin, City of, TX Current Version:							LATITUDE:	LONGITUDE:	
DAMAGE DESCRIPTION AND DIMENSIONS: PA-06-TX-4705-PW-00159(0): The Disaster #4705DR, which occurred between 1/30/2023 and 2/2/2023 , caused: Damage #1336061; Austin Energy - Debris Removal During the incident period 1/30/2023 through 2/2/2023, a(n) Winter Storm deposited the following debris throughout Austin, City of. Which includes vegetative debris that was deposited by the storm on and around the city's electrical grid. Current Version:									
SCOPE OF WORK: PA-06-TX-4705-PW-00159(0): 1336061 Austin Energy - Debris Removal The cost share for this Version is 75%. Work Completed The applicant utilized contracts for debris removal operations throughout The City of Austin between 1/30/2023 and 4/15/2023. Contract: A. Approximately 93,822.83 labor hours were spent clearing and removing debris at an average rate of \$64.01 per hour. Performed cut and toss operations removing an unquantified amount of vegetative debris from utility distribution system and ROW. Depending on size, quantity, and location of debris, portions of vegetative debris were chipped on site and left in-place. Removed 779.39 Tons vegetative debris from electrical lines and hauled to Final Disposal site. Hauled 786.83 Tons of chipped vegetative debris from ROW and hauled to Final Disposal site. 1. Debris Removal- Contract: \$5,848,194.04									

Work Completed Total: \$5,848,194.04

Final Disposal Site:

1- Hornsby Bend:

•Address: 2210 FM973 Austin, TX. (GPS: 30.216536, -97.638288)

•Permit No.: WQ00038230002

Project Notes:

1. All costs associated with this project have been validated, see attachment labeled 724835 - 4705TX - CRC Costing Spreadsheet.xlsx.

2a. All procurement documents attached have been reviewed. See attachment labeled COA Procurement Manual 07 01 2022.pdf

2b. General review of Federal Procurement Compliance has been completed for contracts \$250,000 and over. All contracts subject to compliance review and applicable amendments are signed and uploaded to the project. See attachments:

a) 724835- DR4705- Request for Proposal- RFP 1100 EAL3012.pdf

b) 724835- DR4705- Contract Document-MA 1100 NA200000189-Asplundh.pdf

c) 724835- DR4705- Request for Proposals-Pricing List-RFP 1100 EAL3012_Asplundh.pdf

d) 724835- DR4705- Procurement Document- Award Recommendation-NA200000189.pdf

e) 724835- DR4705- Procurement Document- Offer and Certifications-NA200000189-Asplundh.pdf

f) 724835- DR4705- Contract Documents- NA200000131 Davey Resource Group.pdf

g) 724835- DR4705- Procurement Document-Bid Scoring Matrix-NA200000131.pdf

h) 724835- DR4705- Contract Document-MA 1100 NA200000189-Davey Tree.pdf

i) 724835- DR4705- Procurement Document- Award Recommendation-NA200000189.pdf

j) 724835- DR4705- Contract Document-NA200000189-Wright Tree Service.pdf

k) 724836- DR4705- Procurement Document- Offer and Certification-NA200000189-Wright Tree Service.pdf

l) 724835- DR4705- Contract Document-NA200000189-Wright Tree Service-Amendment-2.pdf

m) 724835- DR4705- Contract Backup-Not to Exceed-Asplundh-Davey Tree-Wright.pdf

2c. Checklists confirming procurement processes, costs claimed, contract terms and notes made during contract reviews have been uploaded to the project, see attachment: 724835 - 4705TX - CRB Procurement Compliance Checklist.xlsx.

3. No Unit Cost is provided; a majority of the debris was cut/toss and was not quantified.

4. Per Government Accountability Office (GAO) Section 450, FEMA selected a representative sample size randomly chosen for each population of load tickets for validation of the grouping. See attached sampling checklist labeled: 724835 - 4705TX - CRC Costing Spreadsheet.xlsx, load ticket tab.

5. Contractual Debris Removal was overseen and monitored by the applicant. Document 724835- DR4705- RFI-Response-Line-4.pdf explains the debris monitoring processes.

6. PAAP Debris Cost Codes were used; applicant has another CAT A project, 724826, that is claiming force account labor under the PAAP Debris policy.

Current Version:

Does the Scope of Work change the pre-disaster conditions at the site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Special Considerations included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Hazard Mitigation proposal included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Is there insurance coverage on this facility? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

PROJECT COST

ITEM	CODE	NARRATIVE	QUANTITY/UNIT	UNIT PRICE	COST
		*** Version 0 ***			
		Work Completed			
1	9231	Contract - Debris Removal	1/LS	\$ 5,848,194.04	\$ 5,848,194.04
				TOTAL COST	\$ 5,848,194.04
				Version Project Cost	\$ 5,848,194.04

PREPARED BY Wayne R Hollis	TITLE PDMG	SIGNATURE
APPLICANT REP. Heidi Cruz	TITLE Finance Manager	SIGNATURE

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project PA-06-TX-4705-PW-00159
Title: 724835 - Austin Energy - CAT A

NEPA DETERMINATION

Non Compliant Flag: No	EA Draft Date:	EA Final Date:
EA Public Notice Date:	EA Fonsi	Level: STATEX
EIS Notice of Intent	EIS ROD Date:	
Comment		

City of Austin, Travis County, Category A, 100% complete.

The applicant utilized contracts for debris removal operations throughout the City of Austin. The work done consisted of:

A. Performed cut and toss operations removing an unquantified amount of vegetative debris from utility distribution system and ROW. Portions of vegetative debris were chipped on site and left in-place.
B. Removed 779.39 Tons vegetative debris from electrical lines.
C. Hauled 786.83 Tons of chipped vegetative debris from Right of Way.

Final Disposal Site:
Removed debris was hauled to Hornsby Bend located at 210 FM973 Austin, TX. (GPS: Latitude: 30.216536, Longitude: -97.638288). Permit Number WQ00038230002.

No temporary debris staging is associated with this project.

No mitigation opportunities identified.

This project has been determined to be Statutorily Excluded from NEPA review in accordance with Section 316 of the Stafford Act. Particular attention should be given to the project conditions before and during project implementation. Failure to comply with these conditions may jeopardize federal assistance including funding.

- lomene - 04/04/2024 12:36:43 GMT

CATEX CATEGORIES

Catex Category Code	Description	Selected
	No Catex Categories were selected	

EXTRAORDINARY

Extraordinary Circumstance Code	Description	Selected ?
	No Extraordinary Circumstances were selected	

ENVIRONMENTAL LAW / EXECUTIVE ORDER

Environmental Law/ Executive Order	Status	Description	Comment
Clean Air Act (CAA)	Completed	Project will not result in permanent air emissions - Review concluded	

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project PA-06-TX-4705-PW-00159

Title: 724835 - Austin Energy - CAT A

Environmental Law/ Executive Order	Status	Description	Comment
Coastal Barrier Resources Act (CBRA)	Completed	Project is not on or connected to CBRA Unit or otherwise protected area - Review concluded	
Clean Water Act (CWA)	Completed	Project would not affect any water of the U.S. - Review concluded	
Coastal Zone Management Act (CZMA)	Completed	Project is not located in a coastal zone area and does not affect a coastal zone area - Review concluded	
Executive Order 11988 - Floodplains	Completed	No effect on floodplain/flood levels and project outside floodplain - Review concluded	Per 44 CFR part 9.5(c)(12) project is exempt from floodplain management review. - lomene - 04/04/2024 12:29:58 GMT
Executive Order 11990 - Wetlands	Completed	No effects on wetlands and project outside wetlands - Review concluded	Per 44 CFR part 9.5(c)(12) project is exempt from wetland management review. - lomene - 04/04/2024 12:29:19 GMT
Executive Order 12898 - Environmental Justice for Low Income and Minority Populations	Completed	Low income or minority population in or near project area	Minority or low-income populations were identified through submitted project documentation, public involvement, state EJ community lists or maps, or EJSCREEN reports for the project area. Therefore, no additional review for potential EJ concerns is required. - lomene - 04/04/2024 12:27:46 GMT
	Completed	No disproportionately high and adverse impact on low income or minority population - Review concluded	
Endangered Species Act (ESA)	Completed	Listed species and/or designated critical habitat present in areas affected directly or indirectly by the federal action	The scope of work for this project does not require U.S. Fish and Wildlife Service (USFWS) consultation. FEMA notified USFWS of disaster activities on May 2, 2023. - lomene - 04/04/2024 12:31:26 GMT
	Completed	No effect to species or designated critical habitat (See comments for justification) - Review concluded	
Farmland Protection Policy Act (FPPA)	Completed	Project does not affect designated prime or unique farmland - Review concluded	
Fish and Wildlife Coordination Act (FWCA)	Not Applicable	Project does not affect, control, or modify a waterway/body of water - Review concluded	
Migratory Bird Treaty Act (MBTA)	Completed	Project located within a flyway zone	

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project PA-06-TX-4705-PW-00159
Title: 724835 - Austin Energy - CAT A

Environmental Law/ Executive Order	Status	Description	Comment
	Completed	Project does not have potential to take migratory birds - Review concluded	
Magnuson-Stevens Fishery Conservation and Management Act (MSA)	Completed	Project not located in or near Essential Fish Habitat - Review concluded	
National Historic Preservation Act (NHPA)	Completed	Applicable executed Programmatic Agreement. Activity meets Programmatic Allowance (enter date and # in comments) - Review concluded	The scope of work has been reviewed and meets the criteria in Appendix B - Programmatic Allowances, Tier I; Section A.1.a and A.1.c of FEMA's Programmatic Agreement (PA) dated March 16, 2022. In accordance with this PA, FEMA is not required to determine the National Register eligibility of properties where work performed meets the Appendix B criteria. - eludemana - 04/04/2024 14:39:31 GMT
Wild and Scenic Rivers Act (WSR)	Completed	Project is not along and does not affect Wild and Scenic River - Review concluded	

CONDITIONS

Standard Conditions:

Any change to the approved scope of work will require re-evaluation for compliance with NEPA and other Laws and Executive Orders.

This review does not address all federal, state and local requirements. Acceptance of federal funding requires recipient to comply with all federal, state and local laws. Failure to obtain all appropriate federal, state and local environmental permits and clearances may jeopardize federal funding.

If ground disturbing activities occur during construction, applicant will monitor ground disturbance and if any potential archeological resources are discovered, will immediately cease construction in that area and notify the State and FEMA.