



December 16, 2021

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

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

Reference: Hazard Mitigation Grant Program (HMGP) Project
4428-0022-F LFACC Generator

Dear Mr. Dossett:

I am pleased to inform you that the project referenced above has been approved for \$117,639.00 with a Federal share of \$88,229.25 and a non-federal share of \$29,409.75.

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

The Lexington Fayette Urban County Government will purchase and install a 150KW generator installed on a pad and located at the Lexington Fayette Urban County Government Animal Control and Care Building. The official location of this project is 1600 Old Frankfort Pike Lexington, KY 40504 (38.05876, -84.53607).

The State (recipient) must obtain prior approval from FEMA before implementing changes to the approved project SOW. According to 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.
- Any change to the approved scope of work will require re-evaluation for compliance with NEPA and other Laws and Executive Orders.
- The recipient 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 grantee must avoid duplication of benefits between the HMGP and any other form of assistance, as required by Section 312 of the Stafford Act, and further clarified in 44 CFR 206.191.

FEMA will not establish activity completion timeframes for individual sub-grants; therefore, all activities in the scope of work should be completed and submitted to FEMA in a timely manner

to allow completion. The Period of Performance (POP) date for the overall grant, DR-4428-KY, is July 17, 2023. In accordance with HMGP rules and policy, we will require the submittal of all closeout documentation within 90 days, no later than October 15, 2023.

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

For close-out of this project, the Governor's Authorized Representative shall send a letter of request to close the project programmatically and financially. The letter will include the following: the date work on the project was fully completed, the date of the Recipient's final site inspection for the project, the final total project cost and Federal share, any cost underrun, a certification that reported costs were incurred in the performance of eligible work, that the approved work was completed, that the required programmatic, environmental, and any other conditions were met (including attachment of any required documentation) and that the mitigation measure is in compliance with the provisions of the Agreement Articles and this approval letter. A copy of the Recipient's final site inspection report will be enclosed with the close-out letter.

The obligation report is enclosed for your records. The obligated funds are available for withdrawal from **Payment Management System (PMS)** on sub-account number **4428DRKYP0000225**.

If you have any questions, please contact Kelsey Goodman at (202) 997-7573 or Hayley Cotton at (202) 288-3649.

Sincerely,

William Arwood for
Valerie Rhoads, Chief
Hazard Mitigation Assistance Branch
Mitigation Division

Enclosures:
Obligation Report Supplemental #15
Obligation Report Supplemental #21
Record of Consideration (REC)

HAZARD MITIGATION GRANT PROGRAM

Obligation

Disaster No	FEMA Project No	Amendment No	State Application ID	Action No	Supplemental No	State	Recipient
4428	22 -F	0	23	1	15	KY	Statewide

Subrecipient: Lexington-Fayette (corporate name for Lexington) Project Title : LFACC Generator

Subrecipient FIPS Code: 067-46027

Total Amount Previously Allocated	Total Amount Previously Obligated	Total Amount Pending Obligation	Total Amount Available for New Obligation		
\$88,229.25	\$88,229.25	\$0.00	\$0.00		

Project Amount	Subrecipient Management Cost Amount	Total Obligation	IFMIS Date	IFMIS Status	FY
\$88,229.00	\$0.00	\$88,229.00	11/19/2021	Accept	2022

Comments

Date: 11/19/2021 User Id: KMATTOL1

Comment: 4428-0022-F-DR-KY-HM Lexington-Fayette (corporate name for Lexington) Grant POP 7/17/2023 Application 23 LFACC Generator Allocation 11 included in the November Spend Plan Federal Share \$88,229 Supplement 15 approved HMO

Date: 11/19/2021 User Id: HPLANTS

Comment: DR4428-0022 LFACC Generator

Authorization

Preparer Name: HAYLEY COTTON

Preparation Date: 11/19/2021

HMO Authorization Name: KELSEY MATTOLA

HMO Authorization Date: 11/19/2021

HAZARD MITIGATION GRANT PROGRAM

Obligation

Disaster No	FEMA Project No	Amendment No	State Application ID	Action No	Supplemental No	State	Recipient
4428	22 -F	0	23	2	21	KY	Statewide

Subrecipient: Lexington-Fayette (corporate name for Lexington) Project Title : LFACC Generator

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Total Amount Previously Allocated	Total Amount Previously Obligated	Total Amount Pending Obligation	Total Amount Available for New Obligation		
\$88,229.25	\$88,229.25	\$0.00	\$0.00		

Project Amount	Subrecipient Management Cost Amount	Total Obligation	IFMIS Date	IFMIS Status	FY
\$0.25	\$0.00	\$0.25	12/16/2021	Accept	2022

Comments

Date: 12/16/2021 User Id: KMATTOL1

Comment: 4428-0022-F-DR-KY-HM Lexington-Fayette (corporate name for Lexington) Grant POP 7/17/2023 Application 23 LFACC Generator Allocation 16 included in the December Spend Plan Federal Share \$0.25 Supplement 21 approved HMO

Date: 12/16/2021 User Id: HPLANTS

Comment: 4428-0022-F (appl ID 23) allocate \$0.25 that was left off original allocation. POP - 7.17.2023

Authorization

Preparer Name: HAYLEY COTTON

Preparation Date: 12/16/2021

HMO Authorization Name: KELSEY MATTOLA

HMO Authorization Date: 12/16/2021

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project 4428-0022

Title: LFUCG Generator

NEPA DETERMINATION

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

Comment SOW: Lexington Fayette Urban County Government Animal Control and Care Generator, Fayette County, 1600 Old Frankfort Pike Lexington KY 40504 (38.058545, -84.536339) Install 150kW natural gas generator and 5' x 13' x 6" deep concrete pad. - vyin - 12/23/2020 14:13:26 GMT

CATEX CATEGORIES

Catex Category Code	Description	Selected
*n18	(*n18) Federal Assistance for Construction or Installation of Structures, Facilities, or Equipment to Ensure Continuity of Operations. Federal assistance for the construction or installation of measures for the purpose of ensuring the continuity of operations during incidents such as emergencies, disasters, flooding, and power outages involving less than one acre of ground disturbance. Examples include the installation of generators, installation of storage tanks of up to 10,000 gallons, installation of pumps, construction of structures to house emergency equipment, and utility line installation. This CATEX covers associated ground disturbing activities, such as trenching, excavation, and vegetation removal of less than one acre, as well as modification of existing structures.	Yes

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	
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	

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project 4428-0022

Title: LFUCG Generator

Environmental Law/ Executive Order	Status	Description	Comment
Executive Order 11988 - Floodplains	Completed	No effect on floodplain/flood levels and project outside floodplain - Review concluded	EO 11988: Project is located in an un-shaded X zone per Fayette County FIRM Panel # 2100670116E dated 03/03/2014. - vyin - 12/23/2020 14:18:32 GMT
Executive Order 11990 - Wetlands	Completed	No effects on wetlands and project outside wetlands - Review concluded	EO 11990: Project is not located in wetlands per review of USFWS National Wetlands Inventory (NWI) mapper, accessed 12/22/2020. - vyin - 12/23/2020 14:18:53 GMT
Executive Order 12898 - Environmental Justice for Low Income and Minority Populations	Completed	Low income or minority population in or near project area	
	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	ESA: Per review of Kentucky USFWS website listing of threatened and endangered species for Fayette County, accessed 12/22/2020. - vyin - 12/23/2020 14:15:52 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)	Completed	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	
	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	NHPA: Per the executed Programmatic Agreement dated 07/21/2014, the SOW meets Allowance II.D.2.a., new generator as per SOI Qualified Deana Rausch. - vyin - 12/23/2020 14:15:36 GMT

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project 4428-0022**Title:** LFUCG Generator

Environmental Law/ Executive Order	Status	Description	Comment
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.