



Amendment 2 to SMA Grant G1100205

between the

State of Washington Department of Ecology

and the

SKAGIT COUNTY

SKAGIT COUNTY
Amendment # A20120059
Page 1 of 5

Project: Comprehensive Shoreline Master Program Update

Purpose: This agreement is federally funded. To be in compliance with federal requirements, an amendment is needed to update federal language on debarment and includes language for Federal Funding Accountability and Transparency Act (FFATA) Reporting Requirements.

In addition, it reduces the grant by unspent Year 1 FY11 funds; redistributes Year 1 funds in accordance with expenditures-to-date, awards and combines Years 2 and 3 (FY 12 and 13) for greater flexibility for the Recipient.

- A. This amendment is effective on **June 30, 2011**.
- B. Language for the federal Certification Regarding Suspension, Debarment, and other Responsibility Matters is deleted and replaced as follows:

CERTIFICATION REGARDING SUSPENSION, DEBARMENT, INELIGIBILITY OR VOLUNTARY EXCLUSION:

1. The RECIPIENT/CONTRACTOR, by signing this agreement, certifies that it is not suspended, debarred, proposed for debarment, declared ineligible or otherwise excluded from contracting with the federal government, or from receiving contracts paid for with federal funds. If the RECIPIENT/CONTRACTOR is unable to certify to the statements contained in the certification, they must provide an explanation as to why they cannot.
2. The RECIPIENT/CONTRACTOR shall provide immediate written notice to the Department if at any time the RECIPIENT/CONTRACTOR learns that its certification was erroneous when submitted or had become erroneous by reason of changed circumstances.
3. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the department for assistance in obtaining a copy of those regulations.

4. The RECIPIENT/CONTRACTOR agrees it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under the applicable Code of Federal Regulations, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction.
5. The RECIPIENT/CONTRACTOR further agrees by signing this agreement, that it will include this clause titled "CERTIFICATION REGARDING SUSPENSION, DEBARMENT, INELIGIBILITY OR VOLUNTARY EXCLUSION" without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
6. Pursuant to 2CFR180.330, the RECIPIENT/CONTRACTOR is responsible for ensuring that any lower tier covered transaction complies with certification of suspension and debarment requirements.
7. RECIPIENT/CONTRACTOR acknowledges that failing to disclose the information required in the Code of Federal Regulations may result in the delay or negation of this funding agreement, or pursuance of legal remedies, including suspension and debarment.
8. RECIPIENT/CONTRACTOR agrees to keep proof in its agreement file, that it, and all lower tier recipients or contractors, are not suspended or debarred, and will make this proof available to the Department upon request. RECIPIENT/CONTRACTOR must run a search in www.epls.gov and print a copy of completed searches to document proof of compliance.

C. FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT (FFATA) REPORTING REQUIREMENTS:

In order to comply with the FFATA, the recipient must complete the FFATA Data Collection Form and return it to the Department. The Department will report basic agreement information, including the required DUNS number, for all federally-funded agreements at www.fsrs.gov. This information will be made available to the public at www.usaspending.gov. Recipients who do not have a DUNS number can find guidance at www.grants.gov. **Please note that Ecology will not pay any invoices until it has received the completed FFATA Data Collection Form.**

Any recipient that meets each of the criteria below must also report compensation for its five top executives, using Ecology's Federal Funding Accountability and Transparency Act (FFATA) Data Collection Form.

- Receives more than \$25,000 in federal funds under this award; and
- Receives more than 80 percent of its annual gross revenues from federal funds; and
- Receives more than \$25,000,000 in annual federal funds

See www.fsrs.gov for details of this requirement. If your organization falls into this category, you must report the required information to Ecology.

The project budget is revised as outlined in Exhibit A-1 and is incorporated by reference and attached to this amendment.

Except as expressly provided by this amendment, all other terms and conditions of the original agreement including any amendments, remain in full force and effect.

The parties sign this grant amendment.

Amendment 2 to SMA Grant G1100205
between the Washington State Department of Ecology and
Skagit County

**Washington State,
Department of Ecology**

Gordon White 5/29/12
Gordon White, Program Manager Date
Shorelands and Environmental
Assistance Program

Approved as to form by
The Assistant Attorney General

**Skagit
County**

See Attached Signature Page
Signature, Authorized Official Date

Print Name of Authorized Official

Title of Authorized Official

DATED this 21 day of May, 2012.

**BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt
Kenneth A. Dahlstedt, Chairman

Sharon D. Dillon
Sharon D. Dillon, Commissioner

Ron Wesen
Ron Wesen, Commissioner

Attest:

Linda Hemmer
Clerk of the Board

For contracts under \$5,000:
Authorization per Resolution R20030146

Recommended:

Alan Perom
Department Head

County Administrator

Approved as to form:

Ryan Walth
Civil Deputy Prosecuting Attorney

Approved as to indemnification:

Brille Kadomas 5/15/2012
Risk Manager

Approved as to budget:

Lisa Jagne
Budget & Finance Director

Skagit County – SMP G1100205, Amendment 2, effective 6/30/2011

2011 – 2013 Biennial Budget - EXHIBIT – A-1

Purpose: This grant is amended to revise the 2011-2013 Biennial Budget in accordance with the matrix below:

1. Year 1 (FY 11) budget is reduced by \$2,273.03 from \$252,000.00 to \$249,726.97 - per this Amd 2.
 2. Years 2 and 3 (FYs 12 & 13) are combined and remain at \$488,000.00 for greater flexibility to the recipient.
- The total project cost is reduced by \$2,273.03 from \$740,000.00 to **\$737,726.97**.

Phase / Task	2011 - 2013 Biennial Budget							Total Project
	Year 1 2011 - Original Budget	Year 1 2011 - Actual Expenditures	Year 1 2011 - Amd 2 Reduction	Year 1 2011 - Amd 2 Revised Budget	Year 2 2012 Fiscal Year	Year 3 2013 Fiscal Year	Years 2 & 3 FYs 2012 & 2013	
Tasks Common to All Phases:								
A. Project Coordination	\$ 35,000.00	\$ 30,514.92	\$ (4,485.08)	\$ 30,514.92	\$ 45,000.00	\$ 29,000.00	\$ 74,000.00	\$ 104,514.92
B. Contracted Services	\$ 12,000.00	\$ 12,007.78	\$ 7.78	\$ 12,007.78	\$ -	\$ -	\$ -	\$ 12,007.78
C. Implement Public Participation Plan	\$ 20,000.00	\$ 26,056.33	\$ 6,056.33	\$ 26,056.33	\$ 70,000.00	\$ 25,000.00	\$ 95,000.00	\$ 121,056.33
Phased Work:								
1. Pre. Assmt./Pub. Participation Plan	\$ 25,000.00	\$ 28,298.33	\$ 3,298.33	\$ 28,298.33	\$ -	\$ -	\$ -	\$ 28,298.33
2. Shoreline Inv., Analysis & Characterization	\$ 144,000.00	\$ 129,082.74	\$ (14,917.26)	\$ 129,082.74	\$ 26,000.00	\$ -	\$ 26,000.00	\$ 155,082.74
3. Shoreline Policy, Env. Designation	\$ 16,000.00	\$ 23,766.87	\$ 7,766.87	\$ 23,766.87	\$ 149,000.00	\$ 15,000.00	\$ 164,000.00	\$ 187,766.87
4. Cum. Impacts, Restoration Plng, Revisit Ph 3	\$ -	\$ -	\$ -	\$ -	\$ 50,000.00	\$ 12,000.00	\$ 62,000.00	\$ 62,000.00
5. Local Adoption Process	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 67,000.00	\$ 67,000.00	\$ 67,000.00
Total	\$ 252,000.00	\$ 249,726.97	\$ (2,273.03)	\$ 249,726.97	\$ 340,000.00	\$ 148,000.00	\$ 488,000.00	\$ 737,726.97