



## COUNTY COMMISSION

BALDWIN COUNTY  
312 Courthouse Square, Suite 12  
Bay Minette, Alabama 36507  
(251) 580-2564  
(251) 580-2500 Fax  
agary@baldwincountyal.gov  
www.baldwincountyal.gov

ANU GARY  
Records Manager

MONICA E. TAYLOR  
Assistant Records Manager

June 17, 2015

The Honorable Dane Haygood  
Mayor  
City of Daphne  
Post Office Box 400  
Daphne, Alabama 36526

**RE: First Amendment to Sub Grantee Agreement (For Stream Restoration For Tributary to D'Olive Creek Project)**

Dear Mayor Haygood:

Please find attached a **fully executed copy** of the *First Amendment to Sub Grantee Agreement (For Stream Restoration for Tributary to D'Olive Creek Project)*, approved during the October 7, 2014, Baldwin County Commission meeting and related to the Coastal Impact Assistance Project (CIAP) Grant #F13AF00395, Stream Restoration for Tributary to D'Olive Creek.

If you have any questions, or need further assistance, please do not hesitate to contact Clair Dorough, Grants Coordinator, at (251) 580-1623.

Sincerely,

ANU GARY, Records Manager  
Baldwin County Commission

AG/met Item BB2

cc: Clair Dorough  
Susan Lee  
Ron Cink

ENCLOSURE

**FIRST AMENDMENT TO SUB GRANTEE AGREEMENT  
(FOR STREAM RESTORATION FOR TRIBUTARY TO D'OLIVE CREEK PROJECT)**

THIS FIRST AMENDMENT TO SUB GRANTEE AGREEMENT ("First Amendment") is made and entered into by and between the BALDWIN COUNTY COMMISSION, a political subdivision of the State of Alabama, whose address is 312 Courthouse Square, Suite 12, Bay Minette, AL, 36507, hereinafter referred to as the "COUNTY," and the City of Daphne, its Building Department and Environmental Programs Division, whose address is 1705 Main Street, P.O. Box 400, Daphne, AL, 36526, hereinafter referred to as the "CONSULTANT."

WITNESSETH:

WHEREAS, the COUNTY and CONSULTANT entered into a Sub Grantee Agreement on or about August 6, 2013, whereby the COUNTY engaged the CONSULTANT to conduct a Coastal Impact Assistance Program ("CIAP") Stream Restoration Project for an Unnamed Tributary to D'Olive Creek in Baldwin County; and

WHEREAS, the United States Department of Interior, Fish and Wildlife Service, has approved an extension of the grant performance period for Grant No. F13AF00395, amendment 1, (BC-14) Stream Restoration for Tributary to D'Olive Creek, under the Coastal Impact Assistance Program (CFDA # 15.668); and

WHEREAS, the COUNTY and the CONSULTANT desire to amend the Sub Grantee Agreement to extend the performance period accordingly.

NOW, THEREFORE, the COUNTY and the CONSULTANT, in consideration of the mutual terms, covenants and conditions set forth herein and in the Sub Grantee Agreement, hereby amend the Sub Grantee Agreement as follows:

1. Section 6. SUBMITTAL OF INVOICES. is hereby amended to read in its entirety as follows:

6. SUBMITTAL OF INVOICES. Invoices will be submitted by the CONSULTANT to the COUNTY at the following address:

Joey Nunnally  
Baldwin County Highway Department  
P.O. Box 220  
Silverhill, AL 36576

Invoices may be submitted to Baldwin County on a monthly basis with not more than one invoice per month. Invoices shall follow the format provided in Exhibit "D" "Invoice Format Template" and must provide a detailed description of reimbursable expenses. A final invoice must be submitted by August 31, 2016.

2. Section 8. AGREEMENT PERIOD. is hereby amended to read in its entirety as follows:

8. AGREEMENT PERIOD. This AGREEMENT will be effective upon the last date of execution by all parties and will remain in effect through January 31, 2017, unless terminated, pursuant to the provisions herein, for cause as determined by COUNTY, or as amended in writing by the Parties.

3. Section 10. REPORTING AND FINAL PRODUCTS. is hereby amended to read in its entirety as follows:

10. REPORTING AND FINAL PRODUCTS. The CONSULTANT shall submit to the COUNTY periodic reports on programmatic and fiscal operations as identified in Exhibit "A". These reports shall be submitted in the form and manner determined by the COUNTY per Exhibit "F" Performance Report. It is expressly agreed that full compliance with programmatic, fiscal and reporting requirements is a condition for the continuation of funds under the AGREEMENT. Failure to submit such reports in a timely manner could result in the termination or suspension of funds. Final reports are due by August 31, 2016. These reports shall include, but not be limited to the following as per the attached Exhibit "F":

- (a) Goals and objectives
- (b) Accomplishments
- (c) Schedule and activities undertaken during the period
- (d) Problems or delays
- (e) Future Plans
- (f) Project Deliverables
- (g) Summary or comments
- (h) Other information deemed necessary

4. Section 27. DOCUMENTS. is hereby amended to read in its entirety as follows:

27. DOCUMENTS. The following documents are attached and made a part of this AGREEMENT. In the event of a conflict of contract terminology, priority will first be given to the language in the body of this AGREEMENT, then to Exhibit "A".

- A. Exhibit "A" – Grant Award from U.S. Fish and Wildlife Service
- B. Exhibit "B" – Project Narrative
- C. Exhibit "C" – State of Alabama Contract Provisions
- D. Exhibit "D" – Invoice Format Template
- E. Exhibit "E" – Performance Report
- F. Exhibit "F" – No Cost Extension from U.S. Fish and Wildlife Service

5. Exhibit "B" is hereby amended to read in its entirety as set forth in the Exhibit "B" attached to this First Amendment and shall be substituted as Exhibit "B" to the Sub Grantee Agreement.

6. The newly added Exhibit "F" – No Cost Extension from U.S. Fish and Wildlife Service is attached to this First Amendment.

7. Except as expressly amended herein, all terms, conditions, provisions and obligations set forth in the Sub Grantee Agreement executed between the parties shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto, or their lawful representatives, have executed this First Amendment to Sub Grantee Agreement on the day and year set forth next to their signatures below.

**BALDWIN COUNTY, ALABAMA**

By: Charles F. Gruber  
CHARLES F. GRUBER  
Chairman

1 6-5-15  
Date



Attest: Ronald J. Cink  
RONALD J. CINK  
Budget Director / Interim County Administrator

1 6-15-15  
Date

STATE OF ALABAMA  
COUNTY OF BALDWIN

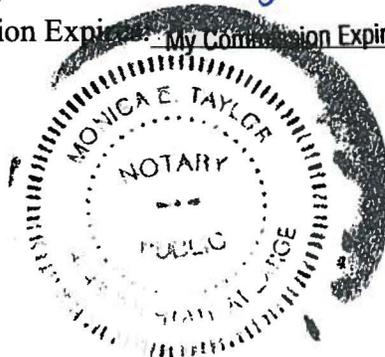
I, Monica E. Taylor, a Notary Public, in and for said County in said State, hereby certify that CHARLES F. GRUBER, whose name as Chairman of the BALDWIN COUNTY COMMISSION, and RONALD J. CINK, whose name as Budget Director / Interim County Administrator of the BALDWIN COUNTY COMMISSION, a county commission and political subdivision of the State of Alabama, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said county commission

Given under my hand and seal this 15<sup>th</sup> day of June, 2015.

Monica E. Taylor

Notary Public

My Commission Expires 09/05/2016



CITY OF DAPHNE, ALABAMA

By: [Signature] / June 1, 2015  
DANE HAYGOOD  
Mayor Date

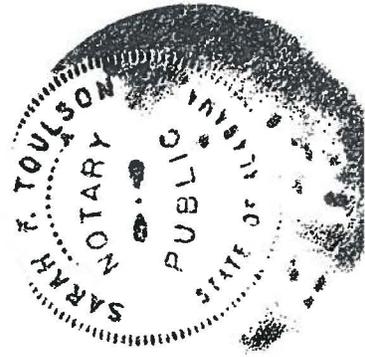
Attest: Rebecca A. Hayes / June 1, 2015  
By: Rebecca A. Hayes Date  
Its: City Clerk

STATE OF ALABAMA )  
COUNTY OF BALDWIN )

I, Sarah Toulson, a Notary Public in and for said County, in said State, hereby certify that, Dane Haygood, whose name as Mayor, and Rebecca A. Hayes, whose name as City Clerk, as duly authorized representatives for the City of Daphne signed the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said municipality.

Given under my hand and official seal, this the 1st day of June, 2015.

[Signature]  
Notary Public  
My Commission Expires: 9-11-2017



# Exhibit B - Project Narrative

Coastal Impact Assistance Program  
BC-14 Stream Restoration for Tributary to D'Olive Creek  
**GRANT PROGRAM NARRATIVE – REVISION TO OPEN GRANT AGREEMENT  
REVISION #1**

**Federal Agency Name:**

U.S. Department of the Interior  
Fish and Wildlife Service  
Wildlife and Sport Fish Restoration Program

**Funding Opportunity Title:** Coastal Impact Assistance Program FWS-CIAP

**Catalog of Federal Domestic Assistance (CFDA) Number:** 15.668

**Project Identifier:** F13AF00395, **REVISION #1**

**Project Title:** BC-14 Stream Restoration for Tributary to D'Olive Creek

**Period of Performance:** January 1, 2013 – January 1, 2015 **REQUEST REVISION OF END DATE  
TO JULY 31, 2016**

**Total Federal Funding:** **FEDERAL CIAP FUNDING REMAINS AT \$250,000.00**

**1. Contact Information:**

**a. Designated State Agency / Coastal Political Subdivision (CPS)**

Chairman, Baldwin County Commission  
312 Courthouse Square, Suite 12  
Bay Minette, AL 36507  
Telephone: (251) 937-0264  
Fax: (251) 580-2500  
E-mail: [grants@baldwincountyal.gov](mailto:grants@baldwincountyal.gov)

**b. Recipient Staff Contact**

*\*Recipient Staff Contact has changed from DJ Hart to Joey Nunnally.*

Joey Nunnally

Construction Engineer, Baldwin County Highway Department  
PO Box 220  
Silverhill, AL 36576  
Phone: (251) 972-8533  
Fax: (251) 937-0201  
E-mail: [jnunnally@baldwincountyal.gov](mailto:jnunnally@baldwincountyal.gov)

**c. Application Contact:**

Clair Dorough  
Grants Coordinator, Baldwin County Commission  
312 Courthouse Square, Suite 15  
Bay Minette, AL 36507

Telephone: (251) 580-1623  
Fax: (251) 580-2536  
E-mail: [cdorough@baldwincountyal.gov](mailto:cdorough@baldwincountyal.gov)

**d. Sub-Grantee Contact:**

Ashley Grace Campbell, Environmental Programs Manager  
City of Daphne  
PO Box 400  
Daphne, AL 36526  
Phone: (251) 621-3080  
Fax: (251) 621-3719  
E-mail: [epm@daphneal.com](mailto:epm@daphneal.com)

**Coastal Impact Assistance Program Project Statement  
(Grant Narrative)**

On September 8, 2014, the City of Daphne determined that it would not be able to attain a right of entry and maintenance agreement for the current CIAP project. The current land owners are considering undertaking significant urban planning for future development and an agreement could not be executed.

Fortunately, the City has been in communication with the land owner of its second CIAP stream restoration location. The landowner has agreed, in writing, to allow the City construction access and maintenance rights. The owner also has plans to donate the approximately 26 -acre parcel to the City for the restoration and preservation. With this information in hand, the City respectfully requests to modify the location of its current D 'Olive Creek CIAP project (BC-14 Stream Restoration for Tributary to D'Olive Creek) to the location of its Tiawasee Creek CIAP project (BC2-05 Stream Restoration for Tributary to Tiawasee Creek) location.

The two approved location's impacts are mirror images of each other. Both the current stream location and the proposed stream location are experiencing altered aquatic habitat, excessive stormwater sediment depositions, hydrologic modifications, channel head cutting, interrupted hydrological connectivity with the floodplain and degraded water quality which is indicated by the stream channel incision. Both locations will benefit from the use of a hydrology study to aid in the design of a comprehensive restoration. Both locations would require very similar natural stream and wetland restoration techniques which will achieve the following restoration objectives:

1. Provide a stable stream that transports the water and sediment delivered by its watershed while maintaining its dimension, pattern and profile, while neither degrading nor aggrading;
2. Stabilize the newly constructed terraces along both sides of the new floodplain;
3. Improve the floodplain connectivity and function; and
4. Improve the water quality and aquatic habitat of the stream, lake and Mobile Bay Estuary.

Since the City already has an access and maintenance agreement with the owner of the proposed stream restoration and anticipates taking over the ownership of the restoration and the adjacent uplands, the new location is actually a superior location. Barring any unforeseen complications and the City takes over ownership of the property, the City will apply wetland and stream buffers to protect the restoration efforts and if suitable, use the adjacent uplands for much needed stormwater management.

The City has spoken with the Mobile Bay National Estuary Program and the National Fish and Wildlife Foundation (NFWF) about taking the current D'Olive Creek restoration project under their NFWF grant. They have agreed to add the D'Olive Creek project to their list of potential restoration projects. Meaning the current project area will still be considered for restoration but at a later time, which will work well with the owner's future plans.

The City feels that it is in the best interest of the residents of Daphne and Baldwin County to relocate the project. If you have any questions regarding the activities of this project or need further information, please contact Ashley Campbell at (251) 621-3080 or email [acampbell@daphneal.com](mailto:acampbell@daphneal.com).

### **3. Project Statement (Grant Narrative)**

#### **A. PROJECT TITLE: Stream Restoration for Tributary to D'Olive Creek**

PROJECT IDENTIFIER: BC-14

#### **B. AUTHORIZED USE(S):**

Since the project will restore streams and riparian habitats in coastal Alabama, this project meets the criteria set forth in Authorized Use #1, projects and activities for the conservation, protection, or restoration of coastal areas, including wetlands.

#### **C. NEED AND PROJECT PURPOSE:**

The entire watershed of D'Olive Creek has been heavily urbanized. The watershed's land use cover has reached 20-25% impervious cover. Natural stream and wetland functions in the watershed have been altered by the historic changes in the

watershed's land use and stormwater discharges. Impacts noted along the study reach include: altered aquatic habitat, stormwater sediment deposition, hydrologic modification, and degraded water quality. Specific indications of the impacts include channel incision and channel widening from head cutting, excessive stormwater discharges, minimized connectivity with riparian floodplain wetlands, and excessive sediment deposits from upstream sources.

The three areas that will be addressed for the potential restoration efforts are: 1) channel incision, impacting riffle-pool habitat availability and effecting channel geomorphology; 2) interrupted hydrologic connectivity with floodplain, resulting in adjacent wetland isolation; and 3) tributary head cutting caused by downstream impacts and over widening. Pictures of the impacted stream segment are attached for review (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 2 -Pictures of Erosion along the UT of Tiawasee Creek).

The sediment impacts are so severe that the tributary has been listed on the Alabama Department of Environmental Management (ADEM) 2008- 303(d) List (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 3 - ADEM 2008-303(d) List), listed for siltation impairment and habitat alteration. This designation means that the tributary cannot support its classification use of Fish and Wildlife.

The City is proposing a stream restoration along the unnamed tributary to Tiawasee Creek. The restoration will arrest the head cut and reduce the impacts to the tributary which flows to D'Olive Creek and then into Mobile Bay. Not only will the project restore and protect the stream and wetlands, it will also safeguard a local utilities line.

If the project is not implemented, and the head cutting continues, Tiawasee Creek will continue to erode, impacting water quality and threatening the existing utility and eventually roads (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 3-Map Showing Local Roads).

#### **D. OBJECTIVE(S):**

The overall objective of the project is to restore the impacted segment of stream along the unnamed tributary of Tiawasee Creek. Not only will the stream segment and its adjacent habitat benefit, downstream coastal habitat will benefit by the reduction of the sediment loads resulting from the upstream erosion. The restoration will encompass several steps: stop severe erosion (head cut), establish grade controls and re-establish floodplain connectivity along an unnamed tributary of Tiawasee Creek. This objective will be met by implementing these steps using natural stream restoration techniques. Not only will this project achieve the goal of restoration of coastal habitat, the project will result in improved water quality in Tiawasee Creek which discharges into Mobile Bay.

**Objective 1:** Complete a watershed stormwater study to use to design the natural stream restoration for the impaired stream segment.

**Objective 2:** Complete engineering and survey to restore stream segment to arrest severe head cut.

**Objective 3:** Using natural stream restoration techniques restore the stream segment and adjacent wetlands.

**E. EXPECTED RESULTS OR BENEFITS:**

The project satisfies the criteria of Authorized Use 1, as it meets the need of restoring and protecting local habitat. The expected project results include:

1. A watershed stormwater study that will be used to engineer the stream restoration and to determine which management practices could be implemented throughout the watershed to reduce stream impacts, and improve water quality and habitat. The study would not only benefit our project site, it would also benefit future watershed improvements.
2. The restoration of stream and wetland habitat.
3. Reduction of sediment loads in the 303(d) List tributary of Tiawasee Creek.
4. The improvement of water quality entering Mobile Bay.

Several before and after pictures of similar restoration projects are attached for review (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 4-Pictures of Completed City Stream Restorations).

The County and the City will benefit from the implementation of the project in terms of water quality and habitat improvements.

**F. APPROACH:**

The City of Daphne's original Tiawasee project (BC2-05 Stream Restoration for Tributary to Tiawasee Creek) included approximately 1,000 linear feet of stream restoration. During the two (2) years of CIAP plan initiation and approval, the erosion accelerated resulting in approximately 433 additional linear feet of stream impact. Due to the severity of the impact, the City of Daphne added additional engineering study to assist in the design of the project. The City is using the State's CIAP funds to pay for the additional study and the additional 433 linear feet of stream restoration needed and the County's funds to restore the original 1,000 linear feet. If this revision is approved, the City will combine the State's Tiawasee project funds with the County's Tiawasee project funds to implement the project.

The County has an existing sub-grantee agreement with the City of Daphne to accomplish the goals and objectives of this project. The project manager will be Ashley Campbell. Ms. Campbell will provide project oversight and will be responsible for submitting period and annual reports as specified in the sub-grantee agreement.

Ashley Campbell  
City of Daphne  
PO Box 400  
Daphne, AL 36526  
(251) 621-9000  
acampbell@daphneal.com

The City's approach will involve the following:

Watershed Stormwater Study:

Qualified personnel will study the rainfall and stormwater runoff in the D'Olive Watershed to assess the impacts to stream from stormwater. The study will be used to engineer the proposed stream restoration and for future efforts to restore the watershed.

Stream Restoration:

The approach to be used will involve a combination of natural stream restoration design (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 5-Natural Stream Design Techniques) and other engineered practices to achieve the following:

- a. Provide a stable stream that transports the water and sediment delivered by its watershed while maintaining its dimension, pattern, and profile; neither degrading nor aggrading;
- b. Stabilize the newly constructed terraces along both sides of the new floodplain;
- c. Improve the water quality and aquatic habitat of the unnamed tributary to Tiawasee Creek and Mobile Bay; and
- d. Improve the floodplain connectivity and function.

Key Personnel & Cooperators:

- |  |                                   |
|--|-----------------------------------|
| a. Study and Design Engineer               | TBD                               |
| b. Daphne's Public Works Director          | Richard Johnson, PE               |
| c. Daphne's Environmental Programs Manager | Ashley Campbell, CPESC            |
| d. Federal & State Environmental Agencies  | ADCNR, ADEM, USFW, & USCOE, MBNEP |

Schedules & Timelines:

Once approved, the City would follow the estimated time line detailed below:

Request for Qualifications & Designation of design engineer	8 weeks
Study, Survey and Engineering	24 weeks
Project Contract Bid & Award	6 weeks
Project implementation	15 weeks
Project Close-Out	15 weeks

**G. SITE ACTIVITY:**

The stream restoration will involve clearing, grubbing, cutting and filling of the natural terrain in and near an unnamed tributary to Tiawasee Creek. The project will require a US Corps of Engineers wetland permit. The permit has been obtained and is attached (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 6-USCOE Permit) for review. Under the current permit, the City has until March 18, 2017 to complete the project. Until the site’s project engineering is complete, the City cannot determine if an ADEM NPDES permit will be required. During the engineering design phase of the project, if it is determined an ADEM NPDES permit is needed, one will be acquired. The City’s Certified Professional in Erosion and Sediment Control will ensure site compliance with all environmental rules and regulations. There are no special species of critical habitat in the immediate area (see section L., MAPS/DRAWINGS/PHOTOGRAPHS, Attachment 7-USFWS Concurrence Letter).

**H. PROJECT LOCATION (Attachment 1 - Site Location Map):**

County: Baldwin County, Alabama  
GPS Coordinates: N 30.63178 W 87.11661  
Closest City: Daphne, AL

**I. PROJECT COSTS:**

	Year 1	Year 2	Year 3	Year 4
a. Personnel				
b. Fringe benefits				
c. Travel				
d. Equipment				
e. Supplies				
f. Contractual		\$250,000.00		
g. Construction				
h. Other				
TOTAL				

Estimated Contractual Costs:

Stream Restoration \$250,000.00

**J. RELATIONSHIP TO OTHER FEDERAL AND NON-FEDERAL PROGRAMS AND PROJECTS:**

1. Mobile Bay National Estuary Program:

The Mobile Bay National Estuary Program’s Comprehensive Conservation and Management Plan Volume 1 “A Call to Action” (Available upon request) is an overview of the priority environmental issues affecting Mobile Bay estuary. Habitat Management is listed as a plan objective with Habitat Preservation being a sub-objective. This proposed revision is consistent with Action Item HM-A1 of the plan “Identify and prioritize sites of particular sensitivity , rarity,

or value in the Mobile Bay NEP area for potential acquisition and/or restoration, maximizing the contributions of existing preservation and management sites and the capabilities of all agencies and organizations involved in these programs.” The City feels that this project will facilitate the MBNEP in accomplishing the sub-objective of Habitat Management in its Comprehensive Conservation and Management Plan.

**2. D’Olive Creek Management Plan:**

The D’Olive Watershed Working Group (DWWG) led by the MBNEP and Thompson Engineering prepared a watershed management plan (Available upon request) for the D’Olive Watershed. The comprehensive plan’s purpose is to arrest accelerated erosion, reduce sediment loadings, restore Lake Forest Lake and devise strategies to restore water quality in the impaired streams (ADEM 303d listed) and mitigate the impact of continued urban growth in the watershed. The project is consistent with the purpose of the D’Olive Watershed Management Plan.

**3. Baldwin County Natural Hazards Mitigation Plan:**

The project is consistent with the City’s and the County’s Natural Hazards Mitigation Action Program (Available upon request). The project falls under the Plan’s high priority Mitigation Measures 4.2.1 and 4.2.2. The goal for these measures is natural resource protection and the program objective is river/stream corridor restoration and protection.

**4. Alabama Coastal Area Management Program (ACAMP):**

The Alabama Coastal Area Management Program (Available upon request) was established by Alabama’s Administrative Code CHAPTER 335-8-1. The ACAMP Division was promulgated for the purpose of establishing rules and procedures to administer the permitting, regulatory and enforcement functions of the Alabama Coastal Area Management Program (ACAMP) consistent with Legislative requirements and intent.

Other ADEM and Alabama Department of Conservation and Natural Resources (ADCNR) enforced ACAMP responsibilities and activities in the coastal area include:

1. Development and implementation of the Alabama Coastal Non-point Pollution Control Program.
2. Conducting the Coastal Watershed Survey Program.
3. Coastal Zone Management Consistency Review of federally regulated activities, federal projects, federal permits and federal assistance to local communities in the coastal area.
4. Conducting studies and projects related to coastal resource management and concerns.
5. Providing assistance to local governments relative to coastal resource management issues through funding and technical assistance.

## 6. Review of State Agency permits.

The City's restoration project will be permitted through all applicable state and federal agencies and is consistent with ACAMP Program responsibilities and activities.

### **K. CHANGES FROM THE APPROVED CIAP STATE PLAN**

- The Application Contact has changed from Susan Lee to Clair Dorough.
- The proposed changes comply with the original intent of the project as stated in the approved Plan. The modified description is consistent with the original project description to the extent it remains recognizable. The proposed changes are still covered by the Governor's Certification of Public Participation. A copy of the project description as approved in the Plan is attached for reference.
- The City requests a location change from the County's approved CIAP D 'Olive Creek Project to an Un-named Tributary to Tiawasee Creek. If awarded the grants, the City will combine the County's funds with the State's funds and implement the project.
- The City requests a revision to the end date of the period of performance from January 1, 2015 to July 31, 2016.

### **L. MAPS/DRAWINGS/PHOTOGRAPHS (Attachment 1-7)**

Attachment 1-Site Location Map

Attachment 2-Pictures of Erosion Along the UT Tiawasee Creek

Attachment 3-ADEM 2008-303(d) List

Attachment 4-Pictures of Completed City Stream Restorations

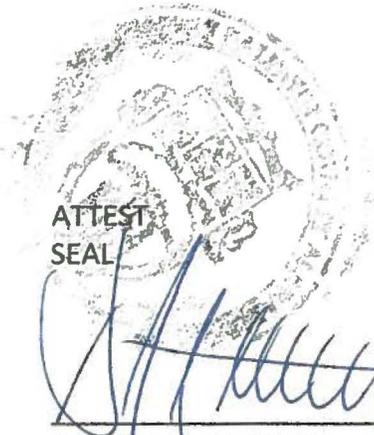
Attachment 5-Natural Stream Design Techniques

Attachment 6-USCOE Permit

Attachment 7-USFWS Letter

**BALDWIN COUNTY COMMISSION**

BY: CFG & DAB / 10/14/14  
CHARLES F. GRUBER / DATE  
AS ITS: CHAIRMAN



ATTEST  
SEAL

BALDWIN COUNTY

[Signature] / 10-14-2014  
DAVID A. Z. BREWER / DATE  
AS ITS: COUNTY ADMINISTRATOR

STATE OF ALABAMA )

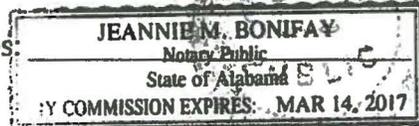
COUNTY OF BALDWIN )

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that CHARLES F. GRUBER, and DAVID A. Z. BREWER, as Chairman and County Administrator, of the Baldwin County Commission, respectively, and whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this date, that they executed the same voluntarily for and as an act of the Baldwin County Commission.

GIVEN under my hand and seal this the 14 day of October, 2014.

[Signature]  
Notary Public, Baldwin County, Alabama

My Commission Expires:



## Exhibit F - No Cost Extension



# United States Department of the Interior

FISH AND WILDLIFE SERVICE  
Washington, D.C. 20240



In Reply Refer To:  
FWS/WSFR/CIAP/ F13AF00395

DEC 23 2014

Mr. Tucker Dorsey  
Chairman, Baldwin County Commission  
312 Courthouse Square, Suite 15  
Bay Minette, Alabama 36507

Dear Mr. Dorsey:

An extension of the performance period and a change in the project location for grant number F13AF00395, amendment 1, "BC-14 Stream Restoration for Tributary to D'Olive Creek," is approved under the Coastal Impact Assistance Program (CFDA # 15.668). The effective date for this amendment is October 29, 2014. The revised grant performance period is January 01, 2013 through July 31, 2016.

This grant award is subject to the following terms and conditions:

a. Reporting requirements:

1) Financial and performance reports are required under this award, as follows:

Report	Report Period	Report Due Date
Annual interim financial & performance reports	01/01/2013 – 12/31/2013	Received
	01/01/2014 – 12/31/2014	03/31/2015
	01/01/2015 – 12/31/2015	03/31/2016
Final financial & performance reports	01/01/2013 – 07/31/2016	10/31/2016

- 2) Requests for an extension of the report due date up to an additional 90 days must be submitted to, and received by, this office, no later than 1 day before the report due date.
- 3) A performance report must contain the following:
  - A. A comparison of actual accomplishments with the goals and objectives established for the reporting period;
  - B. If the goals and objectives were not met, reasons why; and
  - C. Other important information including, when appropriate, analysis and explanation of cost overruns or high unit costs compared to the benefit received to reach an objective.
- 4) A financial report must be submitted as an SF-425 Federal Financial Report which can be found at [www.whitehouse.gov/omb/grants\\_forms/](http://www.whitehouse.gov/omb/grants_forms/)

**b. 41 United States Code (U.S.C.) 4712, Pilot Program for Enhancement of Recipient and Subrecipient Employee Whistleblower Protection:** This requirement applies to all awards issued after July 1, 2013 and shall be in effect until January 1, 2017.

- 1) This award and related subawards and contracts over the simplified acquisition threshold and all employees working on this award and related subawards and contracts over the simplified acquisition threshold are subject to the whistleblower rights and remedies in the pilot program on award recipient employee whistleblower protections established at 41 U.S.C. 4712 by section 828 of the National Defense Authorization Act for Fiscal Year 2013 (P.L. 112-239).
- 2) Recipients, and their subrecipients and contractors awarded contracts over the simplified acquisition threshold related to this award, shall inform their employees in writing, in the predominant language of the workforce, of the employee whistleblower rights and protections under 41 U.S.C. 4712.
- 3) The recipient shall insert this clause, including this paragraph (3), in all subawards and contracts over the simplified acquisition threshold related to this award.

**c. All Grant conditions identified in previous award letter(s) remain in effect.**

Events may occur between the scheduled performance reporting dates that have a significant impact upon the supported activity. In such cases, notify the CIAP Chief in writing by sending an email to the CIAP inbox at FW9\_WSFR\_CIAP@fws.gov as soon as the following types of conditions become known:

- a. 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.
- b. 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.

Under the terms and conditions of this award, grantees must maintain an active System for Award Management (SAM) registration at <https://www.sam.gov/portal/public/SAM/> until the final financial report is submitted or final payment is received, whichever is later. If a grantee's SAM registration expires during the required period, the Service can suspend payment under this and all other Service awards to that grantee until the registration is updated. Failure to update the SAM registration can result in further penalties including termination of grant awards.

Mr. Tucker Dorsey  
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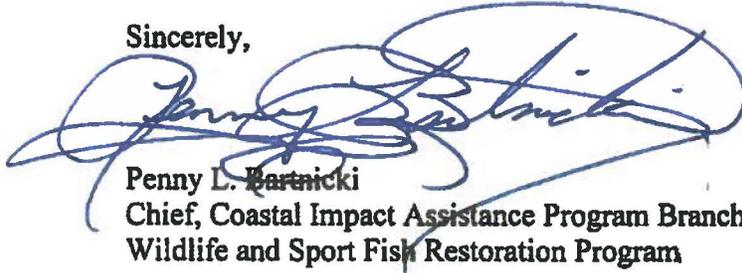
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Acceptance of a Federal financial award carries with it the responsibility to be aware of and comply with the terms and conditions of the award, including those assurances submitted annually by your agency per <http://www.fws.gov/grants/>. Acceptance is defined as the start of work, drawing down funds, or accepting the award via electronic means. Awards are based on the application and supporting documents as submitted to and approved by the CIAP awarding agency.

Please submit correspondence, amendment requests, financial and performance reports and general inquiries to [FW9\\_WSFR\\_CIAP@fws.gov](mailto:FW9_WSFR_CIAP@fws.gov). We appreciate this opportunity to work with you as the implementation of your approved State CIAP Plan project continues.

Please contact Barry Ahuruonye, Grants Management Specialist, at 703-358-2616, or me at 703-358-1783, with any questions regarding the terms of this award, specified conditions, and/or reporting requirements. Please contact James Duffy, Alabama State Liaison, at 251-625-3032, with any questions regarding technical guidance during project development / implementation and project monitoring.

Sincerely,



Penny L. Bartnicki  
Chief, Coastal Impact Assistance Program Branch  
Wildlife and Sport Fish Restoration Program

cc: Clair Dorough, Baldwin County  
James Duffy, CIAP