

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TDD 608-267-6897

June 23, 2000

Mr. Francis X. Lyons
Regional Administrator
U. S. EPA Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Attn: Acquisition and Assistance Branch (MCG-10J)

Subject: Superfund Better Brite Cooperative Agreement No. V995102-01

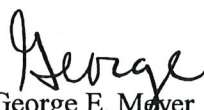
Dear Mr. Lyons:

We are sending you this letter to request a rebudget of funds within our Superfund Better Brite Remedial Action Cooperative Agreement.

Specifically, for Cooperative Agreement No. V995102-01 we would like \$1,240,300 transferred from the construction line item to the contractual line item, as shown on the attached budget summary. This transfer is necessary to properly fund the Better Brite remedial action contracts, which are a part of the contractual budget. These funds were incorrectly classified as construction when they were originally requested and received.

If there are any questions, please contact Dick Kalnicky at (608) 267-7554.

Sincerely,


George E. Meyer
Secretary

Attachment

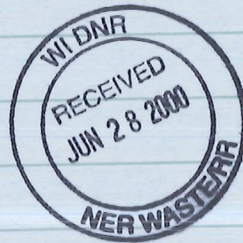
cc: Mark Giesfeldt/Mark Gordon - RR/3
~~John Sager - NOR/Antigo~~ *Keld Lauridsen - NER*
Dorothy Lamar - FN/1
Sue Coll - EPA Region 5
Dick Kalnicky - RR/3

6/23

Keld:

Bruce Urban just told me you
will be the project manager again
on Better Brite. I look forward
to working with you again.

Dick



APPLICATION FOR FEDERAL ASSISTANCE

1. TYPE OF SUBMISSION: <i>Application</i> <input type="checkbox"/> Construction <input checked="" type="checkbox"/> Non-Construction	<i>Preapplication</i> <input type="checkbox"/> Construction <input type="checkbox"/> Non-Construction	2. DATE SUBMITTED	Applicant Identifier
		3. DATE RECEIVED BY STATE	State Application Identifier
		4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier V995131-01


5. APPLICANT INFORMATION	
Legal Name Wisconsin Department of Natural Resources	Organizational Unit Bureau for Remediation and Redevelopment
Address (give city, county, state, and zip code): P.O. Box 7921 Madison, WI 53707 Dane County	Name and telephone number of the person to be contacted on matters involving this application: (give area code) Mark F. Giesfeldt (608)267-7562

6. EMPLOYER IDENTIFICATION NUMBER (EIN): <table border="1"> <tr> <td>3</td><td>9</td><td>—</td><td>6</td><td>0</td><td>0</td><td>6</td><td>4</td><td>3</td><td>6</td> </tr> </table>	3	9	—	6	0	0	6	4	3	6	7. TYPE OF APPLICANT: (enter appropriate letter in box) <input checked="" type="checkbox"/> A A. State B. County C. Municipal D. Township E. Interstate F. Intermunicipal G. Special District H. Independent School Dist. I. State Controlled Institution of Higher Learning J. Private University K. Indian Tribe L. Individual M. Profit Organization N. Other (Specify) _____
3	9	—	6	0	0	6	4	3	6		
8. TYPE OF APPLICATION: <input type="checkbox"/> New <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Revision If Revision, enter appropriate letter(s) in box(es): <input checked="" type="checkbox"/> A <input checked="" type="checkbox"/> C A. Increase Award B. Decrease Award C. Increase Duration D. Decrease Duration Other (specify): _____	9. NAME OF FEDERAL AGENCY: U.S. EPA, Region V										

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: <table border="1"> <tr> <td>6</td><td>6</td><td>—</td><td>8</td><td>0</td><td>2</td> </tr> </table> TITLE: Hazardous Substance Response Trust Fund	6	6	—	8	0	2	11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT: Superfund Better Brite: RA
6	6	—	8	0	2		
12. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.): State of Wisconsin							

13. PROPOSED PROJECT	14. CONGRESSIONAL DISTRICTS OF
Start Date: 10/1/90 Ending Date: 6/30/01	a. Applicant: Second b. Project: Eighth

15. ESTIMATED FUNDING a. Federal: \$0 b. Applicant: 0 c. State: d. Local: e. Other: f. Program Income: g. TOTAL: \$0	16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS? a. YES. THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON DATE _____ b. NO. <input type="checkbox"/> PROGRAM IS NOT COVERED BY E.O. 12372 <input type="checkbox"/> OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW
17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? <input type="checkbox"/> Yes If "Yes," attach an explanation. <input checked="" type="checkbox"/> No	

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.		
a. Typed Name of Authorized Representative George E. Meyer	b. Title Secretary	c. Telephone Number (608) 266-2121
d. Signature of Authorized Representative 		e. Date Signed 6/20/00

INSTRUCTIONS FOR THE SF 424

This is a standard form used by applicants as a required facesheet for preapplications and applications submitted for Federal assistance. It will be used by Federal agencies to obtain applicant certification that States which have established a review and comment procedure in response to Executive Order 12372 and have selected the program to be included in their process, have been given an opportunity to review the applicant's submission.

- | Item: | Entry: | Item: | Entry: |
|-------|--|-------|--|
| 1. | Self-explanatory. | 12. | List only the largest political entities affected (e.g., State, counties, cities). |
| 2. | Date application submitted to Federal agency (or State if applicable) & applicant's control number (if applicable). | 13. | Self-explanatory. |
| 3. | State use only (if applicable). | 14. | List the applicant's Congressional District and any District(s) affected by the program or project. |
| 4. | If this application is to continue or revise an existing award, enter present Federal identifier number. If for a new project, leave blank. | 15. | Amount requested or to be contributed during the first funding/budget period by each contributor. Value of in-kind contributions should be included on appropriate lines as applicable. If the action will result in a dollar change to an existing award, indicate <i>only</i> the amount of the change. For decreases, enclose the amounts in parentheses. If both basic and supplemental amounts are included, show breakdown on an attached sheet. For multiple program funding, use totals and show breakdown using same categories as item 15. |
| 5. | Legal name of applicant, name of primary organizational unit which will undertake the assistance activity, complete address of the applicant, and name and telephone number of the person to contact on matters related to this application. | 16. | Applicants should contact the State Single Point of Contact (SPOC) for Federal Executive Order 12372 to determine whether the application is subject to the State intergovernmental review process. |
| 6. | Enter Employer Identification Number (EIN) as assigned by the Internal Revenue Service. | 17. | This question applies to the applicant organization, not the person who signs as the authorized representative. Categories of debt include delinquent audit disallowances, loans and taxes. |
| 7. | Enter the appropriate letter in the space provided. | 18. | To be signed by the authorized representative of the applicant. A copy of the governing body's authorization for you to sign this application as official representative must be on file in the applicant's office. (Certain Federal agencies may require that this authorization be submitted as part of the application.) |
| 8. | Check appropriate box and enter appropriate letter(s) in the space(s) provided:

— "New" means a new assistance award.

— "Continuation" means an extension for an additional funding/budget period for a project with a projected completion date.

— "Revision" means any change in the Federal Government's financial obligation or contingent liability from an existing obligation. | | |
| 9. | Name of Federal agency from which assistance is being requested with this application. | | |
| 10. | Use the Catalog of Federal Domestic Assistance number and title of the program under which assistance is requested. | | |
| 11. | Enter a brief descriptive title of the project. If more than one program is involved, you should append an explanation on a separate sheet. If appropriate (e.g., construction or real property projects), attach a map showing project location. For preapplications, use a separate sheet to provide a summary description of this project. | | |

BUDGET INFORMATION—Non-Construction Programs

SECTION A—BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. RA	66.802	\$	\$	\$0	\$0	\$1,793,615
2.						0
3.						0
4.						0
5. TOTALS		\$0	\$0	\$0	\$0	\$1,793,615

SECTION B—BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total (5)
	(1) RA	(2)	(3)	(4)	
a. Personnel	\$0	\$	\$	\$	\$0
b. Fringe Benefits	0				0
c. Travel	0				0
d. Equipment	0				0
e. Supplies	0				0
f. Contractual	1,240,300				1,240,300
g. Construction	(1,240,300)				(1,240,300)
h. Other	0				0
i. Total Direct Charges (sum of 6a-6h)	0	0	0	0	0
j. Indirect Charges	0				0
k. TOTALS (sum of 6i and 6j)	\$0	\$0	\$0	\$0	\$0
7. Program Income	\$	\$	\$	\$	\$0

SECTION C—NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.	\$0	\$0	\$0	\$0
9.				0
10.				0
11.				0
12. TOTALS (sum of lines 8 - 11)	\$0	\$0	\$0	\$0

SECTION D—FORECASTED CASH NEEDS

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$0	\$0	\$0	\$0	\$0
14. Non-Federal	0	0	0	0	0
15. TOTAL (sum of lines 13 and 14)	\$0	\$0	\$0	\$0	\$0

SECTION E—BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16.	\$	\$	\$	\$
17.				
18.				
19.				
20. TOTALS (sum of lines 16 - 19)	\$0	\$0	\$0	\$0

SECTION F—OTHER BUDGET INFORMATION
(Attach additional Sheets if Necessary)

21. Direct Charges: See attached budget detail	22. Indirect Charges: (Salary + Fringe Benefits) x 21.58%
--	---

23. Remarks: The Department of Natural Resources' Last A-133 Audit was dated and submitted to our cognizant agency, the U.S. Department of Interior, on June 30, 1999. This audit covered the 7/1/97 through 6/30/98 period.

INSTRUCTIONS FOR THE SF-424A

General Instructions

This form is designed so that application can be made for funds from one or more grant programs. In preparing the budget, adhere to any existing Federal grantor agency guidelines which prescribe how and whether budgeted amounts should be separately shown for different functions or activities within the program. For some programs, grantor agencies may require budgets to be separately shown by function or activity. For other programs, grantor agencies may require a breakdown by function or activity. Sections A, B, C, and D should include budget estimates for the whole project except when applying for assistance which requires Federal authorization in annual or other funding period increments. In the latter case, Sections A, B, C, and D should provide the budget for the first budget period (usually a year) and Section E should present the need for Federal assistance in the subsequent budget periods. All applications should contain a breakdown by the object class categories shown in Lines a-k of Section B.

Section A. Budget Summary

Lines 1-4, Columns (a) and (b)

For applications pertaining to a *single* Federal grant program (Federal Domestic Assistance Catalog number) and *not requiring* a functional or activity breakdown, enter on Line 1 under Column (a) the catalog program title and the catalog number in Column (b).

For applications pertaining to a *single* program *requiring* budget amounts by multiple functions or activities, enter the name of each activity or function on each line in Column (a), and enter the catalog number in Column (b). For applications pertaining to multiple programs where none of the programs require a breakdown by function or activity, enter the catalog program title on each line in Column (a) and the respective catalog number on each line in Column (b).

For applications pertaining to *multiple* programs where one or more programs *require* a breakdown by function or activity, prepare a separate sheet for each program requiring the breakdown. Additional sheets should be used when one form does not provide adequate space for all breakdown of data required. However, when more than one sheet is used, the first page should provide the summary totals by programs.

Lines 1-4, Columns (c) through (g)

For new applications, leave Columns (c) and (d) blank. For each line entry in Columns (a) and (b), enter in Columns (e), (f), and (g) the appropriate amounts of funds needed to support the project for the first funding period (usually a year).

Lines 1-4, Columns (c) through (g) (continued)

For continuing grant program applications, submit these forms before the end of each funding period as required by the grantor agency. Enter in Columns (c) and (d) the estimated amounts of funds which will remain unobligated at the end of the grant funding period only if the Federal grantor agency instructions provide for this. Otherwise, leave these columns blank. Enter in Columns (e) and (f) the amounts of funds needed for the upcoming period. The amount(s) in Column (g) should be the sum of amounts in Columns (e) and (f).

For supplemental grants and changes to existing grants, do not use Columns (c) and (d). Enter in Column (e) the amount of the increase or decrease of Federal funds and enter in Column (f) the amount of the increase or decrease of non-Federal funds. In Column (g) enter the new total budgeted amount (Federal and non-Federal) which includes the total previous authorized budgeted amounts plus or minus, as appropriate, the amounts shown in Columns (e) and (f). The amount(s) in Column (g) should not equal the sum of amounts in Columns (e) and (f).

Line 5 — Show the totals for all columns used.

Section B. Budget Categories

In the column headings (1) through (4), enter the titles of the same programs, functions, and activities shown on Lines 1-4, Column (a), Section A. When additional sheets are prepared for Section A, provide similar column headings on each sheet. For each program, function or activity, fill in the total requirements for funds (both Federal and non-Federal) by object class categories.

Lines 6a-i — Show the totals of Lines 6a to 6h in each column.

Line 6j — Show the amount of indirect cost.

Line 6k — Enter the total of amounts on Lines 6i and 6j. For all applications for new grants and continuation grants the total amount in Column (5), Line 6k, should be the same as the total amount shown in Section A, Column (g), Line 5. For supplemental grants and changes to grants, the total amount of the increase or decrease as shown in Columns (1)-(4), Line 6k should be the same as the sum of the amounts in Section A, Columns (e) and (f) on Line 5.

INSTRUCTIONS FOR THE SF-424A (continued)

Line 7 — Enter the estimated amount of income, if any, expected to be generated from this project. Do not add or subtract this amount from the total project amount. Show under the program narrative statement the nature and source of income. The estimated amount of program income may be considered by the federal grantor agency in determining the total amount of the grant.

Section C. Non-Federal-Resources

Lines 8-11 — Enter amounts of non-Federal resources that will be used on the grant. If in-kind contributions are included, provide a brief explanation on a separate sheet.

Column (a) — Enter the program titles identical to Column (a), Section A. A breakdown by function or activity is not necessary.

Column (b) — Enter the contribution to be made by the applicant.

Column (c) — Enter the amount of the State's cash and in-kind contribution if the applicant is not a State or State agency. Applicants which are a State or State agencies should leave this column blank.

Column (d) — Enter the amount of cash and in-kind contributions to be made from all other sources.

Column (e) — Enter totals of Columns (b), (c), and (d).

Line 12 — Enter the total for each of Columns (b)-(e). The amount in Column (e) should be equal to the amount on Line 5, Column (f), Section A.

Section D. Forecasted Cash Needs

Line 13 — Enter the amount of cash needed by quarter from the grantor agency during the first year.

Line 14 — Enter the amount of cash from all other sources needed by quarter during the first year.

Line 15 — Enter the totals of amounts on Lines 13 and 14.

Section E. Budget Estimates of Federal Funds Needed for Balance of the Project

Lines 16 - 19 — Enter in Column (a) the same grant program titles shown in Column (a), Section A. A breakdown by function or activity is not necessary. For new applications and continuation grant applications, enter in the proper columns amounts of Federal funds which will be needed to complete the program or project over the succeeding funding periods (usually in years). This section need not be completed for revisions (amendments, changes, or supplements) to funds for the current year of existing grants.

If more than four lines are needed to list the program titles, submit additional schedules as necessary.

Line 20 — Enter the total for each of the Columns (b)-(e). When additional schedules are prepared for this Section, annotate accordingly and show the overall totals on this line.

Section F. Other Budget Information

Line 21 — Use this space to explain amounts for individual direct object-class cost categories that may appear to be out of the ordinary or to explain the details as required by the Federal grantor agency.

Line 22 —

Enter the type of indirect rate (provisional, predetermined, final or fixed) that will be in effect during the funding period, the estimated amount of the base to which the rate is applied, and the total indirect expense.

Line 23 — Provide any other explanations or comments deemed necessary.


ASSURANCES — NON-CONSTRUCTION PROGRAMS

Note: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.

10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL  George E. Meyer	TITLE Secretary
APPLICANT ORGANIZATION Wisconsin Department of Natural Resources	DATE SUBMITTED

BETTER BRITE REMEDIAL ACTION BUDGET SUMMARY

Jun-00

Object Class	Current Approved Budget	Change Requested	New or Revised Budget
Personnel	\$60,148	\$0	\$60,148
Fringe Benefits	\$21,972	\$0	\$21,972
Travel	\$2,560	\$0	\$2,560
Equipment	\$0	\$0	\$0
Supplies	\$2,648	\$0	\$2,648
Contractual	\$443,408	\$1,240,300	\$1,683,708
Construction	\$1,240,300	(\$1,240,300)	\$0
Other	\$3,136	\$0	\$3,136
Total Direct	\$1,774,172	\$0	\$1,774,172
Indirect	\$19,443	\$0	\$19,443
Total	\$1,793,615	\$0	\$1,793,615



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TDD 608-267-6897

June 23, 2000

Mr. William E. Muno, Director
Superfund Division
U.S. EPA Region 5
77 West Jackson Blvd.
Chicago, IL 60604-3590

Attn: Acquisition and Assistance Branch (MCG-10J)

Subject: Cooperative Agreement No. V995102-01

Dear Mr. Muno:

We are sending this letter to transmit our acceptance of amendment number 9 to our Superfund Better Brite Cooperative Agreement. Amendment number 9 extends the Cooperative Agreement's budget period end date by 1 year, from June 30, 2000 to June 30, 2001.

Enclosed please find the signed original and two copies of the Cooperative Agreement amendment. If there are any questions, please contact Dick Kalnicky at (608) 267-7554.

Sincerely,

George E. Meyer
Secretary

Enclosure

cc: Mark Giesfeldt/Mark Gordon—RR/3
Dorothy Lamar – FN/1
Dick Kalnicky – RR/3
John Sager – NOR *Keld Lauridsen – NER*



Quality Natural Resources Management
Through Excellent Customer Service





U.S. ENVIRONMENTAL PROTECTION AGENCY

Assistance Amendment

ASSISTANCE ID NO.

PRG	DOC ID	AMEND#	DATE OF AWARD
V	99510201	- 9	
TYPE OF ACTION			MAILING DATE
No Cost Amendment			
PAYMENT METHOD:			ACH#
ACH #			0536

RECIPIENT TYPE: State
Send Payment Request to: Comptroller Branch, 77 W. Jackson, MF-10J

RECIPIENT: **PAYEE:**

Wisconsin Department of Natural Resources
 P.O. Box 7921
 Madison, WI 53707
 EIN: 39-6006436
 Wisconsin Department of Natural Resources
 P.O. Box 7921
 Madison, WI 53707

PROJECT MANAGER	EPA PROJECT OFFICER	EPA GRANT SPECIALIST
Dick Kalnicky P.O. Box 7921 Madison, WI 53707 E-Mail: Phone: 608-267-7554	Suzanne Coll Superfund Division SM-5J E-Mail: coll.suzanne@epa.gov Phone: 312-886-6044	Karen Sykes Assistance Section, MC-10J E-Mail: sykes.karen@epa.gov Phone: (312) 886-7571

PROJECT TITLE AND DESCRIPTION
 WDNR - BETTER BRITE
 Budget And Project Period Extension For The Betterbrite Remedial Design Cooperative Agreement

BUDGET PERIOD	PROJECT PERIOD	TOTAL BUDGET PERIOD COST	TOTAL PROJECT PERIOD COST
10/01/90 - 06/30/2001	10/01/90 - 06/30/2001	\$2,914,251.00	\$2,914,251.00

NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.

OFFER AND ACCEPTANCE

The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the Wisconsin Department of Natural Resources for % of all approved costs incurred up to and not exceeding \$2,734,889 for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed 05/12/2000 included herein by reference.

ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)

AWARD APPROVAL OFFICE

ORGANIZATION / ADDRESS	ORGANIZATION / ADDRESS
U.S. EPA Region 5 Mail Code MCG10J 77 West Jackson Blvd. Chicago, IL 60604-3507	U.S. EPA, Region 5 Superfund Division, S-6J 77 West Jackson Blvd. Chicago, IL 60604-3507

THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY

SIGNATURE OF AWARD OFFICIAL	TYPED NAME AND TITLE	DATE
<i>William E. Munro</i>	WILLIAM E. MUNO, DIRECTOR, SUPERFUND DIVISION	6/9/00

This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.

BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION

SIGNATURE	TYPED NAME AND TITLE	DATE
<i>George E. Meyer</i>	GEORGE E. MEYER, SECRETARY	6/20/00

Administrative Conditions

TERMS AND CONDITIONS

THIS ACTION IS IN RESPONSE TO THE RECIPIENT'S APPLICATION SUBMITTED MAY 12, 2000.

THE FOLLOWING TERMS AND CONDITIONS HAVE BEEN MODIFIED:

INDIRECT COST - PARTIAL RATE

The effective period of the recipient's current Federally approved indirect cost rate is from July 1, 1999 to June 30, 2000. For indirect costs incurred after this effective period and during the current assistance agreement budget period, the recipient will not charge nor claim for reimbursement any indirect costs until an acceptable indirect cost rate has been negotiated with the cognizant Federal Agency. The recipient must submit a copy of the Indirect Cost Rate Negotiation Agreement to the EPA, Region 5, Acquisition and Assistance Branch within 30 days after the indirect cost rate has been accepted, in order to be eligible to claim indirect costs against this assistance agreement.

MBE/WBE - FAIR SHARE

In accordance with EPA's Program for Utilization of Small, Minority and Women's Business Enterprises in procurement under assistance programs, the recipient agrees to:

a) Accept the applicable FY 1999 "fair share" goals negotiated with EPA by the Wisconsin Department of Natural Resources as follows:

	MBE	WBE
Combined Rate	2%	26%

b) Ensure to the fullest extent possible that at least the applicable "fair share" objective see a) above of Federal funds for prime contracts or subcontracts for supplies, construction, equipment or services are made available to organizations owned or controlled by socially and economically disadvantaged individuals, women and historically black colleges and universities.

c) Include in its bid documents applicable "fair share" objectives see a) above and require all of its prime contractors to include in their bid documents for subcontracts the negotiated fair share percentages.

d) Follow the six affirmative steps stated in 40 CFR 30.44(b), 40 CFR 31.36(e), 35.3145(d), or 35.6580, as appropriate

e) For assistance awards for continuing environmental programs and assistance awards with institutions of higher education, hospitals and other non-profit organizations, submit an EPA Form 5700-52A, "MBE/WBE Utilization Under Federal Grants, Cooperative Agreements and Interagency Agreements" to the EPA Award Official by October 30 of each year. Other program reports must be submitted to the award official within 30 days of the end of the Federal fiscal quarter (January 30, April 30, July 30, and October 30).

f) In the event race and/or gender neutral efforts prove to be inadequate to achieve a fair share objective for MBE/WBEs, the recipient agrees to notify EPA in advance of any race and/or gender conscious action it plans to take to more closely achieve the fair share objective.

THE FOLLOWING TERMS AND CONDITIONS HAVE BEEN ADDED:

QUALITY MANAGEMENT PLAN

The recipient will develop and submit an over-arching Quality Management Plan (QMP) document that will cover all USEPA funded activities. This draft document is presently under review. Region 5 has committed to actively participate in the joint agency discussions and partnering through at least two meetings by the end of March 2000. The recipient will submit the a final over-arching QMP document by June 1, 2000. Costs associated with environmental measurement or data collection for monitoring may not be allowable until the QMP is submitted, nor will such costs be reimbursed until the QMP is approved.

YEAR 2000 COMPLIANCE

Your assistance agreement may produce electronic date-sensitive data or systems that use such data. Any information technology purchased, produced, submitted or exchanged under this agreement must be capable of processing data according to EPA's Data Standard for representation of calendar dates (EPA Directive 2100, IRM Policy Manual, Chapter 5, Data Standard). This information is located on the EPA website

(<http://www.epa.gov/irmpoli8/polman/chaptr05.htm>).

Information technology acquired under this agreement should be consistent with the technical Year 2000 requirements as described in the Federal Acquisition Regulation 39.002. This information is located on the official GSA website

(<http://www.arnet.gov/far/97-05/html/39.html>).

ALL OTHER PREVIOUSLY CITED TERMS AND CONDITIONS REMAIN THE SAME.



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TDD 608-267-6897

May 12, 2000

Mr. Francis X. Lyons
Regional Administrator
U. S. EPA Region 5
77 West Jackson Blvd.
Chicago, IL 60604

Attn: Acquisition and Assistance Branch (MCG-10J)

Subject: Superfund Better Brite Cooperative Agreement No. V995102-01

Dear Mr. Lyons:

We are sending you this letter to request a budget and project period extension for our Superfund Better Brite Remedial Action Cooperative Agreement.

Specifically, we would like the budget and project periods for Cooperative Agreement No. V995102-01 extended from the current end date of June 30, 2000 to a new ending date of June 30, 2001. This extension is necessary to allow for start up and the beginning of operation and maintenance activities and for continuation of the pretreatment remedial action for a period of one year after the anticipated date of construction completion in June 2000. No additional funding is being requested.

If there are any questions, please contact Dick Kalnicky at (608) 267-7554.

Sincerely,

George E. Meyer
Secretary

cc: Mark Giesfeldt/Mark Gordon – RR/3
→ John Sager—NOR/Antigo
Dorothy Lamar – FN/1
Bruce Urben – NER
Sue Coll—EPA Region 5
Dick Kalnicky – RR/3