

RESOLUTION 1937

A RESOLUTION REAFFIRMING THE AMENDMENT, RESTATEMENT AND CONTINUANCE OF THE EXISTING BROWNFIELDS COALITION MEMORANDUM OF AGREEMENT FOR THE EAST CENTRAL INTERGOVERNMENTAL ASSOCIATION REGION.

WHEREAS, the City of West Branch has benefited from brownfield grants related to the phase 1 and phase 2 environmental studies for the Downtown Redevelopment site (Former Croell Site), and the East Central Intergovernmental (ECIA) assisted in these endeavors; and

WHEREAS, addressing area brownfields as a coalition has become a widely accepted approach when addressing brownfield sites throughout Iowa; and

WHEREAS, ECIA supplies the intellectual, technical, and administrative support for the East Central Intergovernmental Association Brownfield Coalition, who applies and administers an U.S. Environmental Protection Agency Brownfield Revolving Loan Fund Grant; and

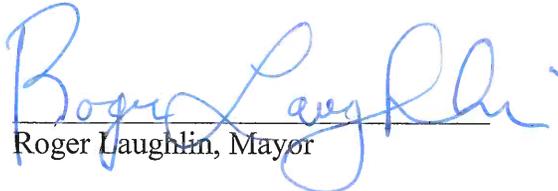
WHEREAS, the City of West Branch wish to continue this relationship with the East Central Intergovernmental Brownfield Coalition; and

WHEREAS, it is now necessary to for the City Council to accept and approve this resolution.

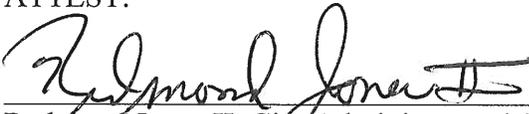
NOW, THEREFORE, BE IT RESOLVED, by the City Council of West Branch, that this resolution reaffirming the amendment, restatement, and continuance of the existing brownfields coalition memorandum of agreement for the East Central Intergovernmental Association is hereby approved.

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Passed and approved this 21st day of September, 2020.


Roger Laughlin, Mayor

ATTEST:


Redmond Jones II, City Administrator / City Clerk

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BROWNFIELDS COALITION
AMENDMENT, RESTATEMENT AND CONTINUANCE OF EXISTING MEMORANDUM OF AGREEMENT
FOR THE EAST CENTRAL INTERGOVERNMENTAL ASSOCIATION REGION

This Memorandum of Agreement remains in full force and effect and is an amendment, restatement and continuance of the prior memorandum of agreement executed by the coalition member with only the terms being modified, amended and restated as indicated in this memorandum of agreement.

This Memorandum of Agreement documents the roles and responsibilities of the various parties involved in the ECIA's Brownfields Coalition.

1. EPA has awarded the East Central Intergovernmental Association (ECIA) a Brownfields Coalition Assessment Grant that runs from October 1, 2016 through September 30, 2019 extended to March 31, 2020 and a Brownfields Revolving Loan Fund Program (BRLF) that runs from October 1, 2018 through September 30, 2023. ECIA is responsible to EPA for management of the cooperative agreements and compliance with the statues, regulations, and terms and conditions of the award, and ensuring that all members of the coalition are in compliance with the terms and conditions.
2. It is the responsibility of ECIA to provide timely information to the Coalition Members regarding the management of the cooperative agreements and any changes that may be made to the cooperative agreement over the period of performances.
3. A listing of all the coalition members has been attached to this document.
4. Activities funded through the brownfields assessment cooperative agreement may include inventory preparation, site selection criteria development, assessments, planning (including cleanup planning) relating to brownfield sites, and outreach materials and implementation, and other eligible activities. ECIA has retained Impact7G under 40 CFR 30 & 31 to undertake various activities funded through this cooperative agreement.
5. ECIA will procure the consultant(s) for the Brownfields Revolving Loan Fund program, as it did for the Brownfields Coalition Assessment Grant, in compliance with 40 CFR 30 & 31 requirements. ECIA will issue the Request for Proposals/Request for Qualifications and will be the entity responsible for the receipt of the submitted proposals and selection and award of contracts. ECIA will ask for representation from each of ECIA's five counties to serve on a consultant selection committee to assist in the selections of consultants and contractors and negotiating terms of agreements.
6. ECIA, in consultation with the Coalition Members, has worked to develop a site selection process based on agreed upon factors for the Brownfields Coalition Assessment Grant and will ensure that a minimum of 15 sites are assessed over the life of the Brownfields Coalition Assessment Grant cooperative agreement. Selected sites will be submitted to EPA for prior approval to ensure eligibility.
7. ECIA, in consultation with the Coalition Members and/or the BRLF Advisory Committee, will use a modified site selection process that meets the requirements of the Brownfields Revolving Loan

Fund Program and will ensure that a minimum of 2 loans and 1 subgrant are made over the life of the Brownfields Revolving Loan Fund Program cooperative agreement. Selected sites will be submitted to EPA for prior approval to ensure eligibility.

8. Upon designation of the specific sites, it will be the responsibility of ECIA to work with the coalition member in whose geographic area the site is located to finalize the scope of work for the consultant and/or contractor for both the Brownfields Coalition Assessment Grant and/or the Brownfields Revolving Loan Fund Program. It will be the responsibility of the Coalition Member, where the site is located to obtain all required permits, easements, and/or access agreements as may be necessary to undertake the assessment at the selected site. The Coalition Member will help the redeveloper in obtaining all required permits, easements, etc. needed for the Brownfields Revolving Loan Fund Program site-cleanup. If this Coalition Member does not have the capacity to perform these activities ECIA may assist in securing the necessary site access agreement and permits.
9. ECIA is responsible for ensuring that other activities as negotiated in the Brownfields Coalition Assessment Grant workplan and/or the Brownfields Revolving Loan Fund Program workplan, such as community outreach and involvement, are implemented in accordance with a schedule agreed upon by ECIA and the coalition, and the coalition member in whose geographic area the site to be assessed or assisted is located.
10. As a member of the ECIA Brownfields Coalition, member states that it did not apply for an EPA Brownfields Assessment or Revolving Loan Fund grant outside the coalition during fiscal year 2016 or 2018 when these grants were awarded by EPA.

City of West Branch

Authorized Official: Roger Laughlin

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