



# Florida Department of Environmental Protection Petroleum Restoration Program

## Agency Term Contracts Quarterly Meeting

March 2018





# Petroleum Restoration Program

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# Agenda

- Submit Topics for Training - Austin Hofmeister
- Discuss Site Assessment Objectives - Austin Hofmeister
- LSSI Timeframe 15 Months Clarification - Felicia Mizener
- Discuss Conflicts of Interest Under the ATC - Natasha Lampkin
- Final Invoice Submittals - Natasha Lampkin
- Updates on ATC Rate Change Amendments - Natasha Lampkin
- Clarification on In-Situ Injection - Natasha Lampkin
- PRP FY 18/19 Budget & Program Encumbrance Data – Austin Hofmeister
- Discuss the PRP ATC Contract process- Austin Hofmeister



# ATC Topics For Training

- PRP will start holding monthly training webinars.
- Please provide PRP with topics for webinars to [prp.contracts@dep.state.fl.us](mailto:prp.contracts@dep.state.fl.us)
- First PRP training webinar will be:

*Tips For Implementation of the Agency Term Contract*

*April 3<sup>rd</sup>, 2018*

*10:00 – 11:30 am EST.*



# Site Assessment Objectives

- Evaluate and determine when the site is fully delineated for the remediation strategy that may be considered, or have characterized the risk.
- While we continue to assess off-site migration, evaluate if starting remediation makes sense once the source property has been delineated.



# LSSI 15 Months Timeframe Clarification

- Site assessment and limited remediation may not exceed a cumulative 15 months.
  - Applies to Work Orders (WO) that were issued from July 1, 2016 and forward.
  - Clock starts from contractor signature execution date.
- There is an additional 12 months for monitoring.
  - There can be a time lapse between the 15 months of site assessment/limited remedial action and the groundwater monitoring if there is a planned strategy.
    - Example: voluntary cleanup in the interim.
- The clock does not stop.
  - Only Exception: all monies are unencumbered.
- No Period of Service time extensions allowed per Statute.



# Final Invoices

- Final Invoices must be submitted within 30 days of approval of the deliverable.
- Final Invoices contain an Affidavit:
  - Certifying that all Subcontractors and Suppliers have been paid in full.
  - Releasing the Department from claims of the Contractor, Subcontractors and Suppliers.
- Final invoices are Final!
  - Ensure everything is included in your final invoice!
  - PRP will not be making additional payment once a final invoice has been approved for payment.



# Conflict of Interest

- It is a conflict of interest and not permitted for a Contractor to perform work under the ATC on a project for which the Contractor is an owner or has an interest in the entity that is the owner.
- ATC covenants that it has no interest, and shall not acquire any interest, which would conflict performance of this Restated Contract or the Services required hereunder.
- Contractor shall notify Department in writing within five (5) days of Contractor's discovery of any present or anticipated contractual or other business relationship between Contractor, or any of its subcontractors, and any of the persons or entities who are, or may be, responsible for contamination of a site on which it is assigned work.





# ATC Rate Change Update

- General statistics for this years ATC rate change:
  - PRP received rate change requests on 108 ATC contracts in February 2018.
  - 39 of the 57 in the Central Region.
  - 31 of the 46 in the North Region.
  - 38 of the 55 in the South Region.



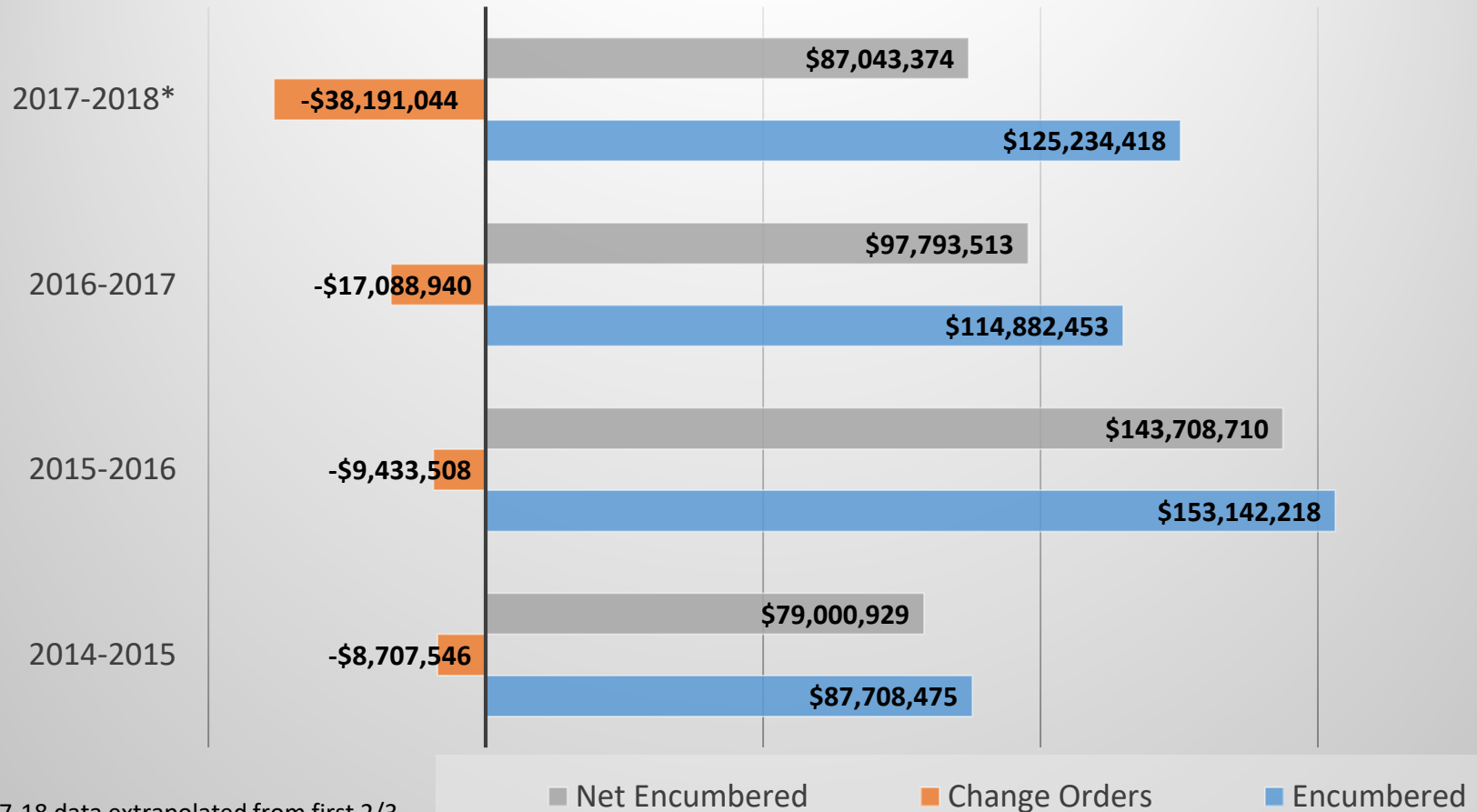
# Section 14. In-Situ Injection under the ATC

- New Line Items for 14-1 and 14-2:
  - Discontinue Line Item 14-1. Direct Push Boring with In-Situ Injection: [Per Foot].
    - Add Line Item 14-1.a. Direct Push Boring with In-Situ Injection: [Per Day].
  - Discontinue 14-2. In-Situ Injection Into Existing Well/Treatment Point: [Per Injection Point].
    - Add Line Item 14-2.a. In-Situ Injection Into Existing Well/Treatment Point: [Per Day].
- 14-3. Materials to be Injected: [Reimbursable].
  - No change.
  - Quote should include all costs in the rate for material.
- 14-4. Groundwater Injection System (not by direct push) [Per Week]:
  - No change.



# Is PRP Producing the same Amount of Work as Previous Years? Yes

## Amount Encumbered and Net Amount Encumbered per Fiscal Year Timeframe

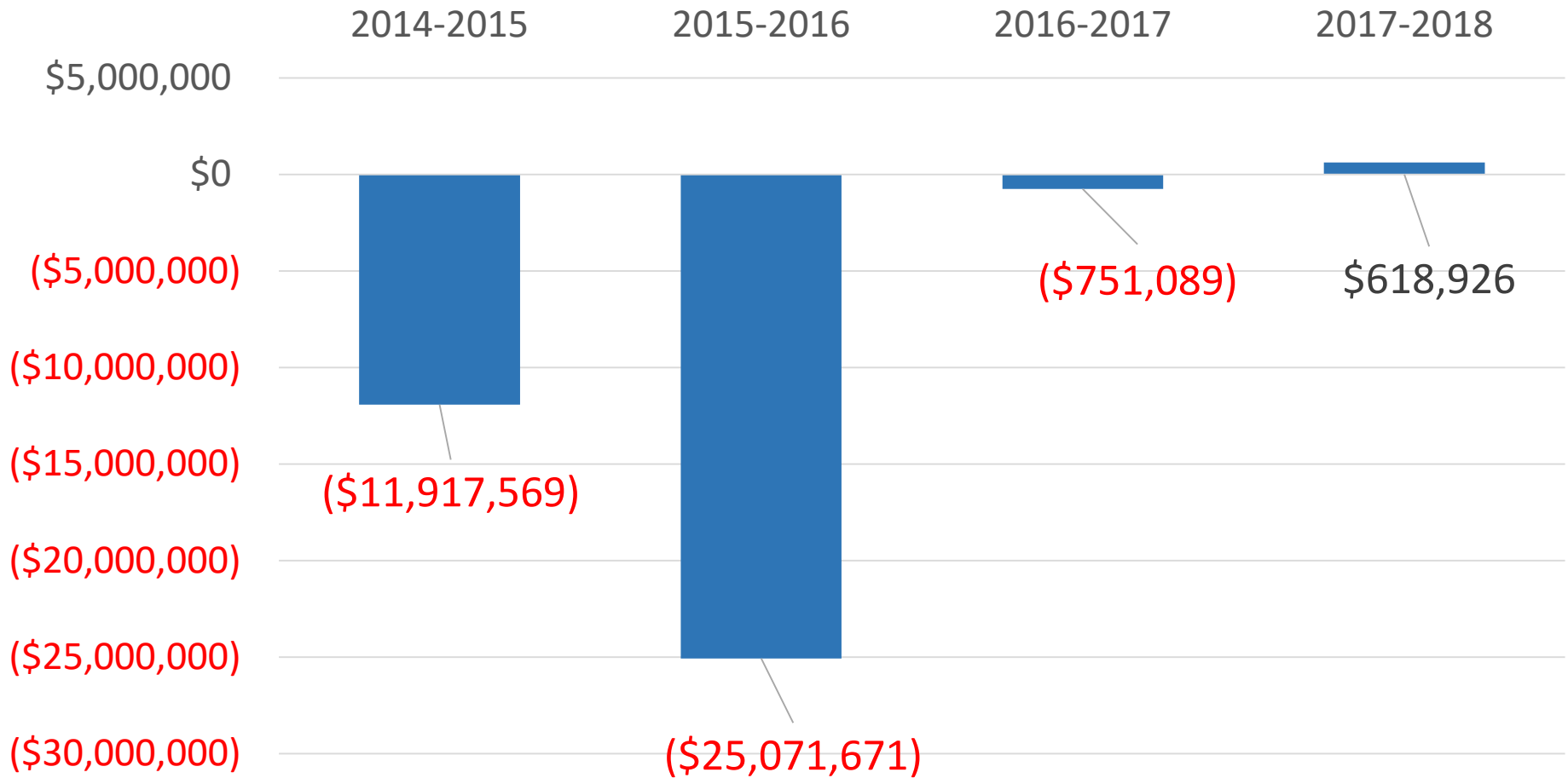


\*FY17-18 data extrapolated from first 2/3



# PRP FY 17/18 Budget & Program Encumbrance Data.

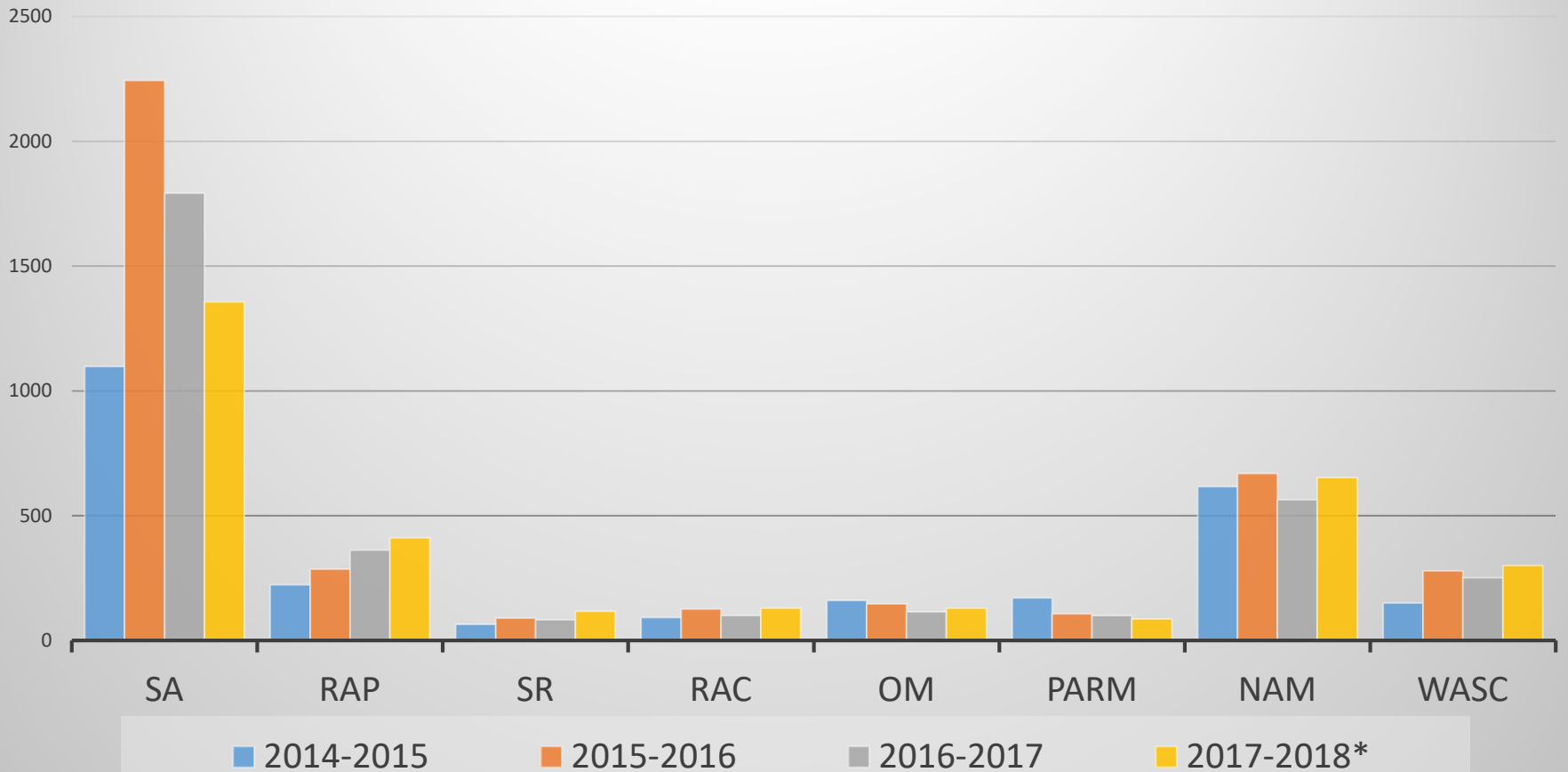
Sum of Change Orders and Cancelled Purchase Orders in Fiscal Year Original Work Scoped.





# PRP FY 17/18 Budget & Program Encumbrance Data.

## Number of Purchase Orders per SubPhase per Fiscal Year Timeframe



\*FY 17-18 extrapolated from first 2/3 year data



# ATC Renewal Process

- PRP will be renewing the Agency Term Contract.
- PRP will start the renewal process June 1<sup>st</sup> 2018.
- PRP will be terminating select Agency Term Contractors for convenience starting August 1<sup>st</sup> 2018, based on the following criteria:
  - Timeliness of payments to subcontractors.
  - Performance.
  - Closures.
  - Rates.
  - Workload (# of sites with PRP per contract.)
  - Conflict of interest.



# ATC Renewal Process

- Once an ATC has been notified of termination:
  - Current tasks can be worked through and completed.
  - ATC has 3 months to close out current task and submit final invoice.
- Starting July 1<sup>st</sup> 2018, ATCs cannot subcontract to other ATCs in the same region.



# Discussion

# Discussion / Questions