



ADVANCED CLEANUP

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PRP Team 1



ADVANCED CLEANUP (AC) PROGRAM

- 1. History: PreApproval Advanced Cleanup (PAC) thru Petroleum Restoration Program AC.**
- 2. The three AC Programs.**
- 3. Current Individual AC Process and LPs.**



HISTORY - PAC

The PAC Program existed under PreApproval and allowed for the use of Inland Protection Trust Fund money on sites scored Below priority score funding rank.



HISTORY - PAC

- Discharge must be program eligible (EDI, ATRP, PLRIP, PCPP, etc.).
- Priority score must be below the funding threshold.



HISTORY - PAC

- **The Property Owner / Responsible Party provided a 25% cost share toward the cleanup.**
 - Cost share in “real” dollars with proof of payment to the contractor provided.**



HISTORY - PAC

Applications were submitted 2x per year.

Applications included:

- \$250 application fee.**
- Contractor Designation Form.**
- Limited Contamination Assessment Report.**



HISTORY - PAC

The Limited Contamination Report (LCAR)

- **“Limited” not a full Ch. 62-780 F.A.C. assessment.**
- **Paid for by the property owner or responsible party.**



HISTORY - PAC

- **Typically, estimated cost to cleanup was NOT negotiated.**
- **Work orders used Preapproval Template Rates.**
- **Amendments were issued often.**



HISTORY - AC

NOT YOUR DADDY'S (OR MOMMY'S) PAC

WHAT'S THE SAME?

- 1. The discharge must be program eligible (EDI, ATRP, etc.) and all eligibility requirements must be met.**



HISTORY - AC

WHAT'S CHANGED?

We have Applicants - Could be the property owner, or the responsible party, or some other “entity” (but not the ATC).



HISTORY - AC

WHAT'S CHANGED?

- **The Applicant must still provide a minimum of 25% of the Cleanup Cost.**
- **Now called the Applicant Share.**
- **Two ways to meet this AC requirement.**



HISTORY – AC “APPLICANT SHARE”

1. Cost Share

Applicant pays a minimum of 25% of the cost to cleanup to the ATC (proof of payment required).



HISTORY – AC “APPLICANT SHARE”

2. Cost Savings

A minimum 25% reduction in the negotiated costs based on Schedule of Pay Items (SPI).



HISTORY – AC

SCORE IS NO LONGER A CRITERIA

Any Program Eligible site may apply for AC.

Has this impacted any of you site managers?

No Replacement Sites.



HISTORY – AC

- **Cost to Cleanup is negotiated.**
- **Contractor Recommendation Form has replaced Contractor Designation Form.**
- **AC Contingency now 10% (down from 20%).**



MORE THAN ONE AC PROGRAM

- 1. AC—Individual sites-offspring of PAC.**
- 2. PBAC—Performance Based Advanced Cleanup Bundles.**
- 3. ACR-Advanced Cleanup for Redevelopment.**



The Three AC Programs

- **Program requirements spelled out in Chapter 376.30713 F.S.**
- **All agreements must end in an RMO endpoint.**
- **Agreements (POs) may be up to 5 years.**



The Three AC Programs

- 1. AC – Individual sites.**
 - **Managed by LP Site Managers (usually).**
 - **Line item/task SPI (usually).**
 - **Multiple POs.**
 - **Retainage.**
 - **Application Period 2x per year.**



The Three AC Programs

2. PBAC – Performance Based Advanced.

- Cleanup Bundles (5 or more facilities).**
- Managed by Site Managers on PRP-1.**
- Milestone (22-1.) SPLs.**
- Single PO.**



The Three AC Programs

3. PBAC continued.

- **25% minimum Applicant Share – Bundle.**
- **Aggregate Total –sum of individual POs.**
- **No Retainage.**
- **Verification Sampling.**



The Three AC Programs

4. ACR -Advanced Cleanup for Redevelopment.

- Statutory limit \$1 million/applicant/yr.
- Single PBC PO – Milestones.
- PBC – no Retainage.
- No Applicant Share Required.



CURRENT AC PROCESS

- **Applications received 2x per year – January and July.**
- **Application is a sealed competitive bid.**
- **Opening is announced and open to the public.**



CURRENT AC PROCESS

- A list of sites is sent to LP team to be added to LP task assignment.
- We put sites on a STCM hold.
- Only other sites that can go on hold are potential PBAC sites (18 month hold).



CURRENT AC PROCESS

The LCAR – “LCAR-LIKE”:

- LSA, LSSI, and historical data.
- Conceptual Plan.
- Data must support Application SOW and SPI.



CURRENT AC PROCESS

**Request additional “LCAR” data
balancing act;**

- **Applicant must pay.**
- **We need data sufficient to negotiate
cost.**



CURRENT AC PROCESS

Fiscal Review

- **Does the SPI reflect the SOW?**
- **Only allowable costs.**
- **Only rates at/or below the negotiated ATC rates are allowed.**



CURRENT AC PROCESS

Fiscal Review

- **Reviewer generates an SPI based on the Reviewer & ACWG technical review.**
- **This total cost is used to Negotiate the Cost to Cleanup with the ATC.**



CURRENT AC PROCESS

AC Working Group meets to determine;

- scope of work,**
- estimated cost of cleanup,**
- endpoint,**
- time to completion.**



CURRENT AC PROCESS

Working Group contacts LP to discuss;

- **scope of work,**
- **estimated cost of cleanup,**
- **endpoint,**
- **time to completion.**



CURRENT AC PROCESS

PRP-1 negotiates SOW and Costs with ATC.

Agreement prepared once all Parties agree.

Agreement routed for conceptual approval,

Applicant & ATC signature, and final execution.



CURRENT AC PROCESS

AC AGREEMENT

- **Three Party; DEP, Applicant, & ATC**
- **Paragraph 8 specifies ceiling & Applicant Share**



CURRENT AC PROCESS

AC AGREEMENT

8A. Negotiated Cost to Closure.

8B. Contingency (10%) of negotiated cost – amount applied after applicant share is removed.



CURRENT AC PROCESS

AC AGREEMENT

8C. Applicant Share

Is it a cost share or a cost savings or both?

This determines the export Attachment B.



CURRENT AC PROCESS

AC AGREEMENT

8C. In addition to AC Share, is there a PCPP Co-Pay?

The 25% PCPP Co-Pay does not satisfy the AC Requirement.



CURRENT AC PROCESS

AC AGREEMENT

8D. DEP Share

This determines the DEP Share to use when creating the SPI Quantities (usually 75%).

This is the amount in STCM.



CURRENT AC PROCESS

AC AGREEMENT

8E. Applicant Co-Pay – only for PCPP

The PCPP Co-Pay is not counted toward the AC required 25% Applicant Share. A PCPP AC will have a minimum of 50% Applicant responsibility.



CURRENT AC PROCESS

AC AGREEMENT

8F. Agreement Ceiling

The DEP Share + 10% Contingency

Original PO + any RFCs can NOT exceed this amount.



CURRENT AC PROCESS

AC AGREEMENT

8G. Utility Costs

- Monthly utility costs are paid outside of the agreement (as with non-AC POs).
- These costs **DO** count against the CAP, so keep track of total amount spent.



CURRENT AC PROCESS

AC AGREEMENT

8H. Cumulative AC Allocation

For internal tracking of money spent against the money allocated for AC in a funding period.



CURRENT AC PROCESS - PR/PO CREATION

- **ACWG Reviewer will prepare the SOW and sample SPI for the PR.**
- **Everything will be transferred to the managing team to complete the first PO.**



CURRENT AC PROCESS – MANAGEMENT

- **The SOW and sample SPI, along with site permissions will be transferred to the Local Program Site Manager.**
- **Note the share on used for sample SPI (usually 75%).**



Type of Applicant Share

(Cost Share or Cost Savings) must be clear in SPI description and subject email to PR creator.

- ***PRP Team 1 will assist with PCPP sites and regular ACs with both a Cost Share and Savings.***



Site Tank/Contamination Tracking - SPI Quantities

Facility ID*	56	9100149	SHELL-OKEECHOBEE #748	DEP Cost Share*	75.00	RP	25.00	SPI Quantities ID			
Pac ID		Imminent Threat		Assignment Type*	SHARE	Discharge	09/25/1997	Eligibility	PLIRP	Score	26
Solicitation*		Region		RCI Excluded	<input checked="" type="checkbox"/>						
Status*	SM	SITE MANAGER PREPARING	SPI Status Date*	10/04/2018							
Description	AC WITH COST SAVINGS. DIRECT ASSIGN ATCX. NO OWNER INVOLVEMENT								SPI Created By		
Phase*		SubPhase*		Task Total based on Average Costs							

- Include clear description -Indicate AC with Savings or Share as applies.
- All ACs are direct assign.



Water Tank/Contamination Tracking - SPI Quantities

Facility ID*	56	9100149	SHELL-OKEECHOBEE #748	DEP Cost Share*	75.00	RP	25.00	SPI Quantities ID			
Pac ID		Imminent Threat		Assignment Type*	SHARE	Discharge	09/25/1997	Eligibility	PLIRP	Score	26
Solicitation*				Region		<input checked="" type="checkbox"/> RCI Excluded					
Status*	SM	SITE MANAGER PREPARING		SPI Status Date*	10/04/2018						
Description	AC WITH COST SAVINGS. DIRECT ASSIGN ATCX. NO OWNER INVOLVEMENT						SPI Created By				
Phase*		SubPhase*		Task Total based on Average Costs							

- **DEP Share is simply DEP Share, regardless of type of Applicant Share. Usually 75%.**



To get the correct Attachment B, Cost Share or Savings template download you must be clear on "Share".

This is savings download

Pink Highlight

Facility Name: MARATHON-BRADENTON #318 7-Digit Facility ID #: 8510765 County: 41 Region: Central Site Manager Name: WHITNEY COUNCIL Site Manager Phone: (813)627-2600 Site Manager Email: COUNCIL@EPCHC.ORG				Lock Cells Hide Rows		Contractor: FRS Environmental Remediation, Inc. d/b/a The FGS Group CID #: 01147 Contract #: GC753 SPI ID #: 13589 Transition Agreement <input type="radio"/> Yes <input checked="" type="radio"/> No				Retainage %: 5% FDEP Cost %: 75.00% Total Extended Cost: \$ 32,391.80 Without Handling Fee: \$ 32,391.80		Purchase Order: Download Date: 9/28/18 13:25 Assignment Type: SHARE	
PAY ITEM	DESCRIPTION	UNIT OF MEASURE	PO Rate Sheet			Previously Invoiced	This Invoice		Balance				
			UNITS	NEGOTIATED ITEM PRICE	TOTAL EXTENDED PRICE	UNITS	UNITS	EXTENDED PRICE	UNITS				
3-1.	Mobilization, Light Duty Vehicle (car or 1/2 ton truck) - ≤ 100 miles each way	Per Round Trip	1	\$ 450.00	\$ 450.00	0	0	\$ -	1				
8-1.	Monitoring Well Sampling with Water Level, ≤ 100 foot depth	Per Well	6	\$ 225.00	\$ 1,350.00	0	0	\$ -	6				
8-11.	Electronic Data Deliverables (EDD)	Event	1	\$ 55.00	\$ 55.00	0	0	\$ -	1				
9-97	Water, RTEX + MTRF (EPA 602, EPA 624, EPA 8021 or EPA 8260)	Per Sample	6	\$ 43.50	\$ 261.00	0	0	\$ -	6				



CURRENT AC PROCESS - MANAGEMENT

Transferred information also includes;

- Executed Agreement.**
- Application and LCAR.**
- Reviewer Workbook and Review Summary.**
- Executed Site Access Agreement.**



CURRENT AC PROCESS - MANAGEMENT

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- Application and LCAR.**
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CURRENT AC PROCESS - MANAGEMENT

- **Site Manager should manage like any other site.**
- **Be sure to include line item field change \$.**
- **If 10% money is needed contact Grant or Dona for an increase in STCM ceiling.**

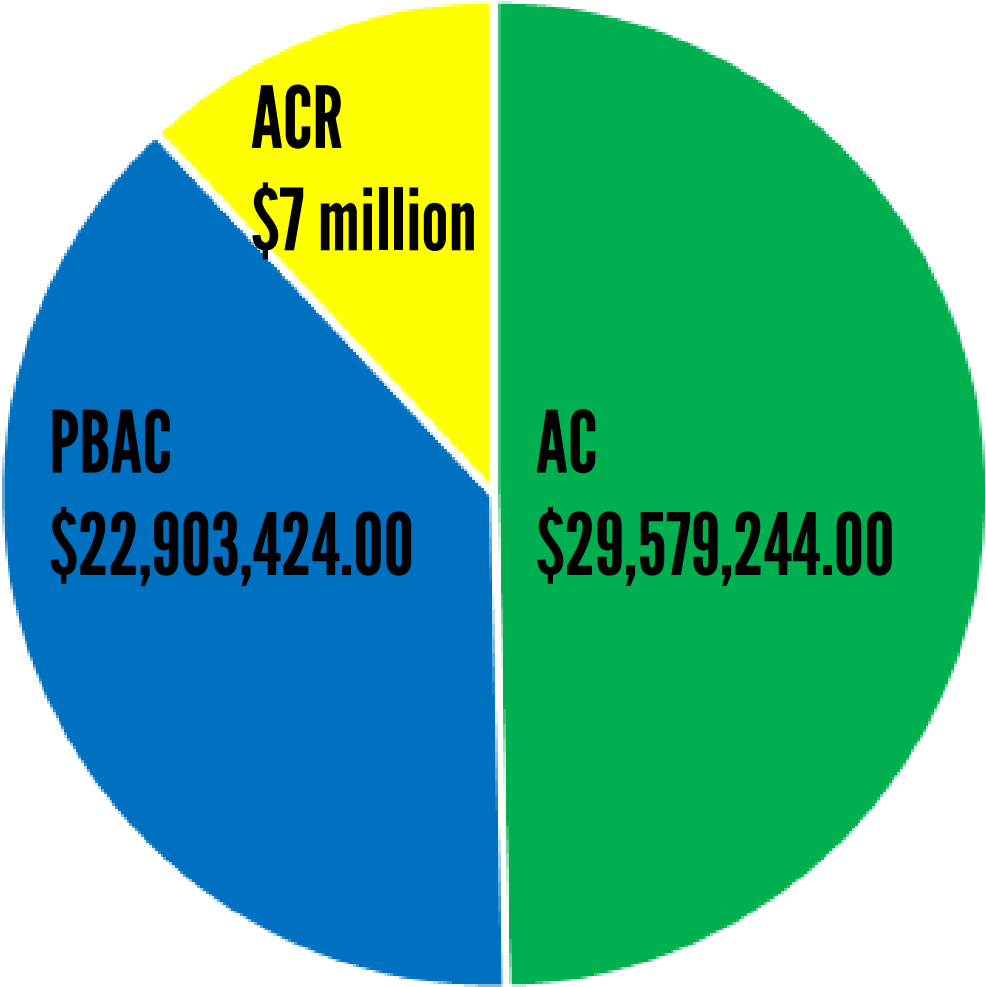


CURRENT AC PROCESS - MANAGEMENT

- The agreement considers worst case scenario - you do NOT have to spend it all.
- The LP Site Manager is the most familiar.
- Modify SOW based on your site specifics (i.e. No TRPHs, don't task FL-PRO).

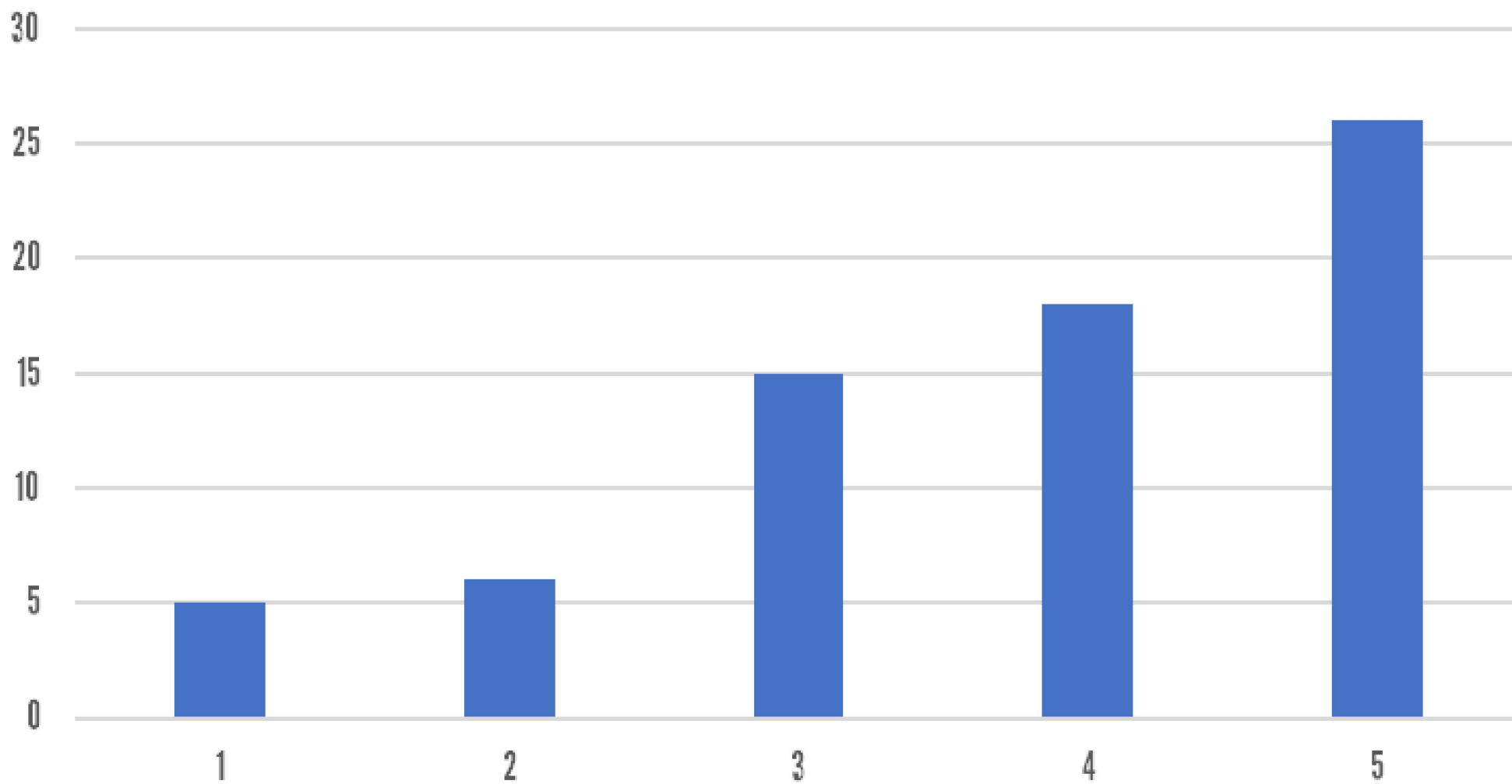


ALL AC (AC, PBAC, and ACR) Funding since 2016/17



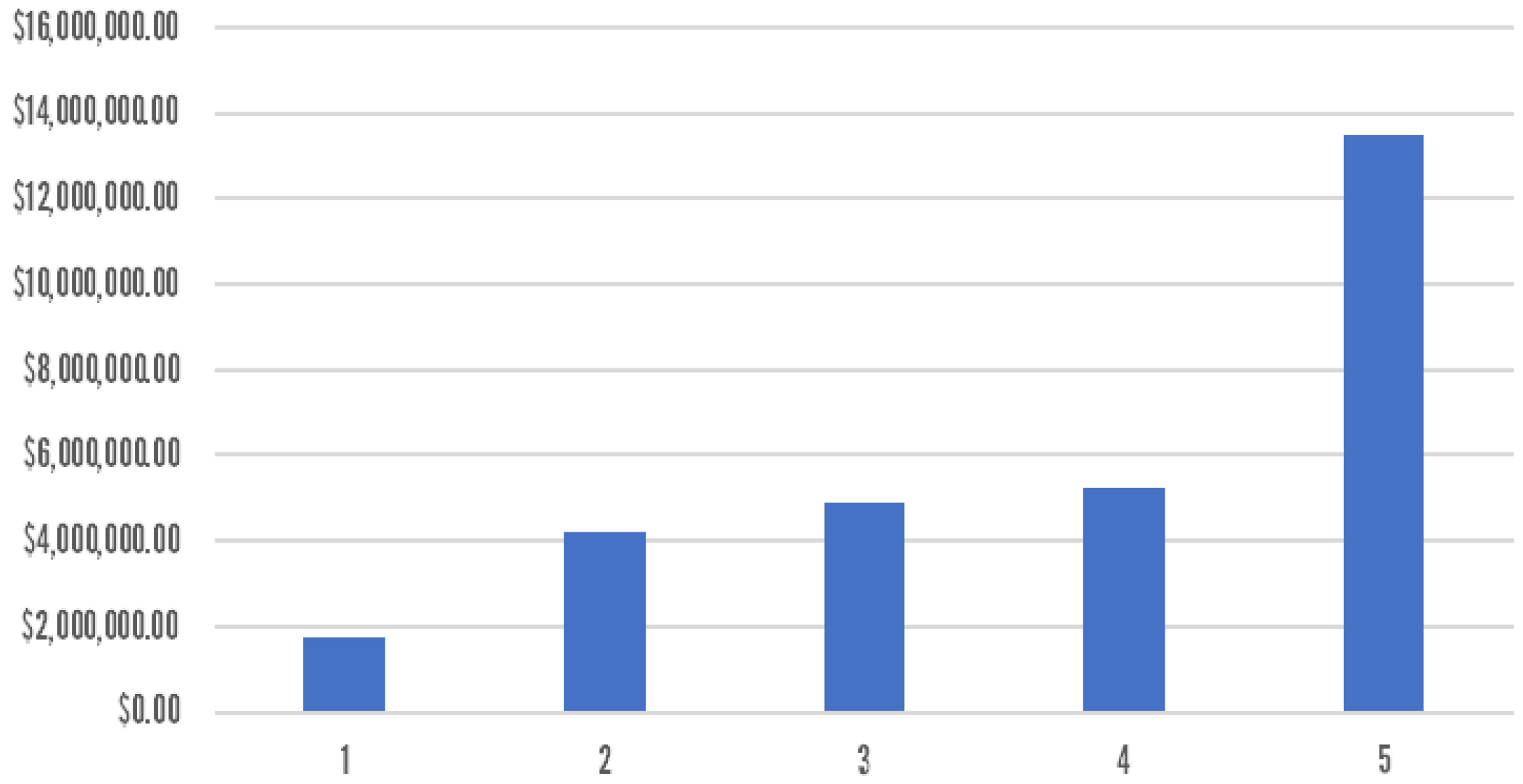


AC Sites per Year since 2016/17





AC Funding per Year since 2016/17





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