

**NOTICE OF GRANT AND AGREEMENT AWARD**

<b>1. Award Identifying Number</b> 69-7442-14-985	<b>2. Amendment No.</b> 4	<b>3. Award/Project Period</b> 09/25/2014 through 08/30/2017	<b>4. Type of Award Instrument</b> Cooperative
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<b>5. Agency: Natural Resources Conservation Service (NRCS)</b> (Name and Address)  USDA-NRCS Texas State Office 101 South Main Street Temple, TX 76501	<b>6. Recipient Organization: (Name and Address)</b> City of McKinney, Texas (see page 3 for additional partner) 221 N Tennessee McKinney, TX 75069  <table border="1"> <tr> <td><b>DUNS:</b> 102595386</td> <td><b>EIN:</b> 75-6000599</td> </tr> </table>	<b>DUNS:</b> 102595386	<b>EIN:</b> 75-6000599
<b>DUNS:</b> 102595386	<b>EIN:</b> 75-6000599		

<b>7. NRCS Program Contact:</b> Brian Wenberg, (254) 742-9945 brian.wenberg@tx.usda.gov	<b>8. NRCS Administrative Contact:</b> Dorothea Martinez 803-253-3899 dorothea.martinez@wdc.usda.gov	<b>9. Recipient Program Contact:</b> Danny Still, 972-547-7631 dstill@mckinneytexas.org	<b>10. Recipient Admin Contact:</b> Danny Still, 972-547-7631 dstill@mckinneytexas.org
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<b>11. CFDA Number</b> 10.916	<b>12. Authority</b> 16 U.S.C.1012, Watershed Rehabilitation Program	<b>13. Type of Action</b> ii. Amendment/Revision	<b>14. Project Director</b> Michael Hebert
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**15. Project Title/Description:**  
Watershed Rehabilitation for Site East Fork Above Lavon Site 2A. - Collin County, Texas  
Complete agreement includes this NRCS-ADS-093 and attachments listed on page 2.

**16. Entity Type:**  Profit  Nonprofit  Higher Education  Federal  State/Local  Indian/Native American  
**Other**

<b>17. Select Funding Type:</b>	<input checked="" type="checkbox"/> Federal	<input checked="" type="checkbox"/> Non-Federal	<b>18. Accounting and Appropriation Data</b>				
	Original Funds Total:	\$ 3,012,750.00	\$ 1,622,250.00	Financial Code	Amount	Fiscal Year	Treasury Symbol
	Additional Funds Total:	-\$ 209,561.00	-\$ 112,841.00	1414WSRPF48000A12399	\$ 3,012,750.00	2014	1241002
	Grand Total:	\$ 2,803,189.00	\$ 1,509,409.00				

**19. APPROVED BUDGET**

Personnel	\$	Fringe Benefits	\$
Travel	\$	Equipment	\$
Supplies	\$	Contractual	\$ 518,734.00
Construction	\$ 3,793,864.00	Other	\$
<b>Total Direct Cost</b>	<b>\$ 4,312,598.00</b>	<b>Total Indirect Cost</b>	<b>\$ 0.00</b>
		<b>Total Non-Federal Funds</b>	<b>\$ 1,509,409.00</b>
		<b>Total Federal Funds Awarded</b>	<b>\$ 2,803,189.00</b>
		<b>Total Approved Budget</b>	<b>\$ 4,312,598.00</b>

This agreement is subject to applicable USDA NRCS statutory provisions and Financial Assistance Regulations. In accepting this award or amendment and any payments made pursuant thereto, the undersigned represents that he or she is duly authorized to act on behalf of the awardee organization, agrees that the award is subject to the applicable provisions of this agreement (and all attachments), and agrees that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by NRCS to have been overpaid, will be refunded or credited in full to NRCS.

(Continuation)

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<b>Award Identifying Number</b>	<b>Amendment No.</b>	<b>Award/Project Period</b>	<b>Type of Award Instrument</b>
69-7442-14-985	4	09/25/2014 through 08/30/2017	Cooperative

List of Attachments:

Statement of Work
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<b>Name and Title of Authorized Government Representative</b> Salvador Salinas, State Conservationist USDA, Natural Resources Conservation Service	<b>Signature</b>	<b>Date</b>
<b>Name and Title of Authorized Recipient Representative</b> Paul G. Grimes, City Manager City of McKinney	<b>Signature</b>	<b>Date</b>

**NONDISCRIMINATION STATEMENT**

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or a part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW., Washington, DC 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.

**PRIVACY ACT STATEMENT**

The above statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. Section 522a).



**NOTICE OF GRANT AND AGREEMENT AWARD  
 CONTINUATION SHEET**

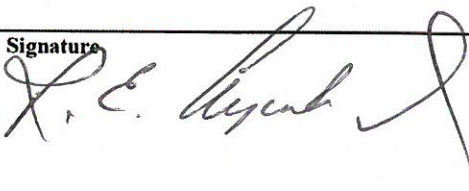
Award Identifying Number	Amendment No.	Award/Project Period	Type of Award Instrument
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Name and Title of Authorized Recipient Representative	Signature	Date
PAUL G. GRIMES City Manager CITY OF MCKINNEY		

This action authorized at an official meeting of \_\_\_\_\_ on the  
 \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_  
 at \_\_\_\_\_, State of \_\_\_\_\_

X \_\_\_\_\_  
 (Signature) (Title)

Recipient Organization (Name and Address)	Recipient DUNS: 140702189 Recipient EIN: 75-6003775
Collin County Soil and Water Conservation District 1404 N McDonald St., Suite 100 McKinney, TX 75071	

Name and Title of Authorized Recipient Representative	Signature	Date
R.E. AYCOCK, JR. Chairman COLLIN COUNTY SOIL AND WATER CONSERVATION DISTRICT		8-7-17

This action authorized at an official meeting of Collin County SWCD on the  
7th day of August, 2017  
 at McKinney, State of \_\_\_\_\_

X Michael W. Medel Sec.  
 (Signature) (Title)

**AMENDMENT NO. 4  
To The  
STATEMENT OF WORK  
by and between  
CITY OF MCKINNEY, TEXAS  
and  
UNITED STATES DEPARTMENT OF AGRICULTURE  
NATURAL RESOURCES CONSERVATION SERVICE**

**PURPOSE**

The purpose of this amendment is to realign the allowable in-kind costs, to de-obligate excess funds based on final costs, and to update administrative contacts.

**REVISIONS TO THE NOTICE OF AWARD (FORM NRCS –ADS-093)**

NRCS Administrative Contact is revised as shown in Block 8.

Select Funding is revised as shown in Block 17.

Approved Budget is revised as shown in Block 18.

**REVISIONS TO THE STATEMENT OF WORK OF THE AGREEMENT:**

The following section(s) are hereby revised as follows:

(Continued on Page 2)

**II. DESCRIPTION OF ESTIMATED COSTS**

A. The estimated cost for the Project to the above specified dam is outlined below:

Description of Work	Estimated Federal Cost Share	Estimated Sponsor Cost Share	Estimated Total Cost of Project
<b>Cost Share Items:</b>			
1. Construction (Cash Contr.)	\$2,803,189.00	\$990,675.00	\$3,793,864.00
2. Project Administration (In-Kind)		\$34,197.00	\$34,197.00
3. Construction (In-Kind)			
4. Land Rights		\$484,537.00	\$484,537.00
<b>Total of Project Costs</b>	<b>\$2,803,189.00</b>	<b>\$1,509,409.00</b>	<b>\$4,312,598.00</b>
<b>Non-Cost Share Costs:</b>			
5. Contracting, Engineering & QA services for construction inspection and oversight:			
<b>Total Non-Cost Share</b>		<b>\$0.00</b>	
<b>Agreement Total</b>			<b>\$4,312,598.00</b>

**B. COST SHARE**

1. Sponsor:

The Sponsor will provide 35 percent of the total eligible project costs for items 1-5 referenced in Section I.A., above. The following estimated in-kind contributions and/or cash cost share are approved for this project:

Cost Share	Value of Cost Share
-Construction (Cash Contribution)	\$990,675.00
-Construction(in-Kind)With Sponsor Forces	
-Project Administration	\$34,197.00
-Land Rights	\$484,537.00
<b>TOTAL Sponsor's Cost Share</b>	<b>\$1,509,409.00</b>

**Except as provided herein, all other terms and conditions of the original agreement and any previous amendments remain unchanged and in full force and effect.**

Justification Statement

69-7442-14-985 - East Fork Above Lavon Site 2A Watershed Rehabilitation Project

The purpose of this amendment is to realign the allowable in-kind costs in the agreement and deobligate excess funds based on final costs. The overall cost of the project is less than the available amount in the agreement. The only cost that increased was the land rights cost. Therefore, the sponsor is requesting that the allowable in-kind contribution for land rights for this project be increased from \$397,000.00 to \$484,537.00. I have reviewed their request and consider it reasonable. I concur in the change.

They are also finished with construction and ready to prepare their final request for payment. They are ready to decrease the amount in the agreement by \$322,402.00 as shown in the revised tables. The sponsor's cost share percentage (35%) remains the same and this does not affect any of the project milestones. The sponsor is ready to submit their final request for payment as soon as this proposed amendment is executed. The sponsors and I are in agreement with the final numbers and I concur with this change.



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Richard Brian Wenberg, Program Manager