

WISCONSIN DIVISION OF EMERGENCY MANAGEMENT
State-Local Building Resilient Infrastructure and Communities Agreement
BRIC Federal Fiscal Year 2023
City of Milwaukee EMC-2023-BR-004-0042
Building Code Plus-Up Project

CAGE Code: 4FYR3
SAM.gov Unique Entity Identifier (UEI): JYGKV746MNG2

This Assistance Agreement between the Wisconsin Division of Emergency Management (WEM/ the Recipient) and City of Milwaukee (the Subrecipient) shall be effective on the date signed by WEM and the Subrecipient. It shall apply to all Building Resilient Infrastructure and Communities (BRIC) Program assistance provided by or through WEM to the Subrecipient for the grant BRIC Federal Fiscal Year (FFY) 2023.

The purpose of this agreement is to formally recognize the goals of the BRIC and to establish guidelines by which BRIC funds are to be used. This agreement is in addition to the requirements outlined in the Assurances for Construction and Non-Construction Projects language that was signed either on paper or electronically by the subrecipient when submitting the BRIC subapplication.

Be it resolved by the Subrecipient, that the individual named below:

(Name and Title)

has the legal authority and is hereby authorized to execute documents for and on behalf of the Subrecipient. The designated individual is to be the authorized representative for obtaining BRIC funds.

The Subrecipient hereby assures and certifies that the project will comply with the applicable State of Wisconsin and federal regulations. Also, the Subrecipient gives assurance and certifies with respect to and as a condition for the subaward the following at a minimum:

1. This Assistance Agreement in the amount of \$308,863.89 will serve as the contract between WEM and the Subrecipient for the purpose of a Building Code Plus-Up project. 75%, or \$231,647.91, is the federal share funded through FEMA. The remaining 25%, or \$77,215.98, is the required local program match (may not be comprised of other federal funds or match to other federal funds, i.e. EMPG or match to EMPG). If there is a cost under-run for the project, final reimbursement for the federal and state shares of the project costs will be adjusted based on the actual costs of the project. If costs exceed the amount approved, the Subrecipient is responsible for the costs in excess of the approved subaward.
2. Once this Assistance Agreement is signed and returned to WEM, the Subrecipient may begin the project, and the authorized representative may request reimbursement of expenses as identified in the budget included in the approved subapplication. The Subrecipient will need to complete and submit to WEM a Request for Reimbursement of Expenses with appropriate

documentation in order to receive subaward funds. Advancement of funds may be made in some extraordinary situations upon prior approval of the recipient.

COSTS INCURRED PRIOR TO FEMA APPROVAL OF THE SUBAWARD, UNLESS PRE-AWARD COSTS WERE INCLUDED AND APPROVED IN THE SUBAPPLICATION, ARE NOT ALLOWABLE COSTS FOR THE SUBAWARD.

3. The authorized representative will be required to submit Quarterly Status Reports to the State Hazard Mitigation Officer (SHMO) within 15 days of the end of the quarter (January 15, April 15, July 15, and October 15 each year). Said reports will include the status of the project including property acquisition and demolition data, anticipated completion date, and financial information.
4. The Subrecipient will meet the following timeline for completing this grant:

Start Date No later than November 11, 2024

Completion Date September 26, 2027

If the Subrecipient is delayed in their completion of the grant by an event beyond their control, a request for an extension must be received in writing 90 days prior to the completion date.

5. The performance period for the BRIC grant subaward will be September 27, 2024 to September 26, 2027.
6. The final request for reimbursement and a final report covering all aspects of the grant will be due 30 days after completion of the scope of work.
7. The Subrecipient will use BRIC funds solely for the purpose for which they are provided.
8. The Subrecipient shall maintain good standing with the National Flood Insurance Program (NFIP) and comply with local regulations pertaining to the NFIP.
9. The Subrecipient will update their floodplain ordinance to meet the current Wisconsin Department of Natural Resources requirements.
10. The Subrecipient will comply with all other policies and guidelines established by FEMA and WEM in administering the BRIC.
11. The Subrecipient will follow 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards:
 - Transfer of funds among budget cost categories in any approved budget with a federal share in excess of the Simplified Acquisition Threshold (\$150,000 at the time this agreement was drafted) shall receive the prior approval of FEMA when such cumulative transfers among those cost categories exceed 10% of the total budget. (2 CFR Part 200.308(e))
 - Cost-sharing requirements found in 2 CFR Part 200.306.
 - Requirements for equipment and supply purchases and procurement found in 2 CFR Part 200 Sections 313, 314, and 322, respectively.

12. The Subrecipient will follow 2 CFR Part 225, Cost Principles for State, Local, and Indian Tribal Governments.
13. Any publication resulting from work performed under this agreement shall include an acknowledgement of FEMA financial support and a statement that the publication does not constitute an endorsement of FEMA or reflects FEMA's views. The recipient and FEMA are free to copyright any original work developed under this agreement, and reserve a royalty-free, nonexclusive, and irrevocable right to reproduce, publish, or otherwise use, and to authorize others to use the work for government purposes.
14. The Subrecipient will not enter into cost-plus-percentage-of-cost contracts for completion of the BRIC project.
15. The Subrecipient will not enter into any contract with any party that is debarred or suspended from participating in federal assistance programs. (See <https://www.sam.gov>.)
16. Per 2 CFR Part 25, register and maintain an active System for Award Management (SAM) (<http://www.sam.gov>) registration with current information through the life of the subaward. The Subrecipient is required to review and update information in the SAM database on an annual basis from the date of initial registration or subsequent updates to ensure it is current, accurate, and complete.
17. Records shall be retained three years following the date the BRIC is closed for Wisconsin's BRIC FFY 2023 in accordance with 2 CFR Part 200.333.

SIGNATURE OF SUBRECIPIENT'S AUTHORIZED REPRESENTATIVE:

_____ Date: _____

Name (printed)

Title

Jurisdiction

SIGNATURE OF THE RECIPIENT (WISCONSIN DIVISION OF EMERGENCY MANAGEMENT):

Heather Chole

_____ Date: 10/17/2024

State Hazard Mitigation Officer