

## 2024 FFP Implementation Training

December 12, 2024 (Webinar)

Presenters: Amanda Knack, Stacey Miller, & Sally Smarzinski

Division of Energy, Housing and Community Resources (DEHCR)

**Bureau of Community Development (BCD)** 

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## **Training Will Begin at 1:30pm**

- Please MUTE your microphone
- Please TURN OFF your camera (to minimize used bandwidth)
- Try logging off and logging back in if the session FREEZES.
- Asking or Submitting Questions
  - Please utilize the **CHAT** feature during the presentation.







### Training Agenda

1:30 – 2:25 p.m.

- Welcome & Introductions
- Program Overview and Reminders
- Grant Administration
- Key Areas of Compliance / Handbook Chapters

2:25 - 2:35 p.m.

#### **BREAK (10 minutes)**

2:35 – 3:30 p.m.

- Key Areas of Compliance / Handbook Chapters (continued)
- Best Practices
- Implementation Resources
- Participant Questions (Q&A)



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## **Training Logistics**



#### **Teams Navigation**

- Please **MUTE** your microphone.
- Please TURN OFF your camera (to minimize used bandwidth).
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#### **Asking/Submitting Questions**

 Please utilize the CHAT feature during the presentation.



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## Training Logistics (continued)

#### Implementation Training Handouts:

- Agenda
- Training Slides
- FFP Implementation Handbook
- FFP Implementation Handbook Chapter Attachments List (Attachment 01-01)



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## Purpose of Today's Training

- Introduce Bureau of Community Development (BCD) staff
- Provide an overview of requirements for administering Flexible Facilities
   Program (FFP) grant
- Provide an overview of the key areas of compliance and <u>FFP</u> <u>Implementation Handbook</u> chapters



#### Staff Members

- Tamra Fabian, Bureau Director
- Angela Davis, Bureau Section Chief
- Casey Dobson, Grants Specialist Advanced
- Samantha Larson, Grants Specialist Advanced
- Ben Lehner, Grants Specialist Advanced

- Juli Speck, Grants Specialist Advanced
- Joanna Storm, Grants Specialist Advanced



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## Flexible Facilities Program (FFP)

- Flexible Facilities Program (FFP) Background
  - U.S. Department of Treasury
  - Wisconsin Department of Administration
- Flexible Facilities Program (FFP) Requirements
  - o Grantee's Requirements "Next Steps"
  - Key Areas of Compliance / FFP Implementation Handbook
- 5-Year Sustainability Plan Requirement



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### FFP Background Information

- U.S. Department of Treasury's Capital Projects Fund (CPF) Program
   Funding established through the American Rescue Plan of 2021
- Capital Projects Fund Program aims to:
  - o Directly support recovery from the COVID-19 public health emergency
  - By strengthening and improving the infrastructure necessary for:
    - work, education, and health monitoring that will last beyond the pandemic
  - Enable investments in capital assets to address inequities in access to critical services
  - Provide the modern infrastructure to access critical services, including a high-quality and affordable broadband internet connection



### FFP Background Information

- State awarded \$115 million to Flexible Facilities Program grantees.
- FFP Grants awarded to 35 of the 100 local and tribal government applicants.
- Awarded for projects that will:
  - o include the construction, renovation or expansion of a public library, community center, or other multi-purpose community facility,
  - provide high-speed internet, computers and other technological devices, equipment and infrastructure that will enable work, education, and health monitoring, including remote options, and
  - address the needs of community residents disproportionately impacted by the COVID-19 pandemic.



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### FFP Program Requirements

#### Grantee Requirements Upon Award:

- Award Acceptance
- Pre-Agreement Documents
- Implementation Training
- Execution of Grant Agreement
- Compliance with FFP Grant Agreement, Policies and Requirements
  - Compliance required regardless of subrecipient or grant administration contract arrangements



### FFP Program Requirements

#### Key Areas of Compliance Include:

- Procurement and Contracting
- Environmental Review
- Acquisition and Relocation
- Equal Opportunity
- Fair Labor Practices
- Financial Management
- Reporting
- Monitoring
- Project Completion



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### FFP Program Requirements

#### 5-Year Sustainability Plan Requirement:

- Grantee or subrecipient must demonstrate capacity to continue facility services pertaining to FFP requirements for five (5) years after FFP project completion certification
- Grantee or subrecipient must retain ownership\* of the FFP site and facilities during 5-year sustainability period
- Grantee's must update 5-Year Sustainability Plan from FFP application (using <u>FFP Implementation Handbook</u> – <u>Attachment 09-05</u> Template), detailing:
  - o Operational Capacity
  - o Financial Capacity

\*(exception provision regarding 15-year long-term lease in lieu of ownership)





#### Overview of Grant Administrator Responsibilities

- Pre-Agreement Documents Preparation & Submission
- Grant Agreement & Amendment Processes
- Quarterly Reporting
- Single Audit Statement and Single Audit Report Related Submissions



# Overview of Grant Administrator Responsibilities (continued)

- FFP Grant Compliance (by the Grantee, Prime Contractors, and Subcontractors)
- Grant Payment Request Preparation, Submission, & Disbursement
- Program Income Compliance Tracking & Reporting
- Project File Management and Records Retention (7 years by Grantee)



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### **Grant Administration**

#### Next Steps – Grant Agreement

- Finalize submissions of pre-agreement documentation, if incomplete
- Read, review, summarize feedback, and return the Draft FFP-specific grant agreement "Attachments A-G" to assigned Project Representative.
- Read, review, sign and return the Final/Complete grant agreement to DEHCR Fiscal.
- Avoid incurring construction, equipment/goods/ supplies purchasing, and acquisition costs before the grant agreement is executed



#### Next Steps - Grant Agreement

- Avoid incurring costs (continued)
  - Such costs prior to FFP grant agreement execution are the Grantee's responsibility and could result in project ineligibility
  - Consider including a clause in allowable contracts, indicating contingent upon FFP grant agreement execution
  - o All contracts exceeding \$10,000 must have clause addressing termination for cause per <u>2 CFR 200 Appendix II (B)</u>.
- Implement and Accomplish the project deliverables in accordance with scope of work and timetable in Attachment A of grant agreement
- Manage FFP project files and retain records for 7 Years after project completion



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### **Grant Administration**

#### Grant Agreement – Future Amendments

- If an Amendment is anticipated, contact your FFP Representative ASAP
  - o Issues should be reported as they occur on Quarterly Reports
- Amendment requests must be received by DEHCR at least 30-days prior to end of performance period; earlier is recommended) – Refer to Chapter 2
- Amendments involving scope changes may be considered
  - Review on case-by-case basis
  - Consideration given to consistency with application, implications to award eligibility, program goals and requirements, activity eligibility
- Amendments involving time extensions generally may not be considered
  - Current federal regulations for CPF restrict timeline



#### Next Steps – Reporting

- Quarterly Reports
  - o 1st Quarterly Report is due January 7, 2025
- Single Audit Statements, and Single Audit Reports (if applicable)
  - o 1st Single Audit Statement (for FY 2024) is due January 15, 2025
- Become familiar with grant agreement refer to scope of work and timetable in Attachment A; and Chapter 9 of <u>FFP Implementation</u> Handbook



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### **Grant Administration**

#### Next Steps – Construction Timeline Reminder

- July 1, 2025 is the required Construction Start Date
  - Date is firm any exception must be through written approval from DEHCR
  - o Without approval, FFP Award may be rescinded
- September 30, 2026 is the required Construction End Date
- October 31, 2026 is the required Performance Period End Date
  - o Final FFP Payment Request due
  - o Project Completion Report due



### Grant Administration Requirements

#### Next Steps - Implement Project / Grant Compliance

- Compliance with grant agreement and the <u>FFP Implementation Handbook</u>
  - o policies and regulations
  - o reporting, recordkeeping, and documenting
  - o project milestones, deliverables, timelines, and processes
  - o monitoring by DEHCR (will occur after construction starts; before it ends)
- Compliance is required regardless of local Subrecipient or Grant Administration arrangements (e.g., third-party contracts)



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### **Grant Administration**

#### Next Steps – Grant Payments

- Includes collecting, maintaining, and submitting required financial documentation
- Submitting FFP Payment Requests allowed only after grant agreement is executed
- Ensuring timely disbursement of grant funds
- Following guidance in Chapter 8 of the <u>FFP Implementation</u> <u>Handbook</u>



#### Program Income Tracking & Reporting:

- Program Income is gross income received by a Grantee or Subrecipient that was generated from the use of the FFP funds
  - o regardless of when the FFP funds were appropriated, or the project has been closed out.
- Examples of *Program Income*:
  - o income from rental use
  - o income from program revenue or services
  - o income from the sale of real property or equipment



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### **Grant Administration**

#### Program Income Tracking & Reporting (cont.)

- Generated revenue is **not** "program income" if it was:
  - previously generated at the project site through existing spaces, materials, equipment, etc. *prior* to the FFP project implementation; and/or
  - generated in/through spaces, materials, equipment, etc. in the facility that were not created/purchased/improved with FFP funding.
- Program Income must be tracked, reported, and reinvested back into the FFP facility from which the income was generated.
- Must be reported on the Quarterly Report (Attachment 09-01) and a final reporting through December 31, 2026





Getting Started

• Bidding / Procurement

• Applicability

• Options & Processes

• Related Requirements

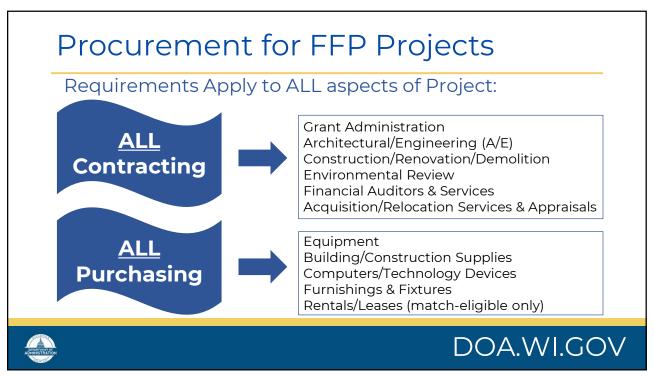
### **Procurement & Contracting**

#### 2024 FFP Award – Bidding Reminders:

- Start as soon as possible to ensure timely construction start (and subsequent on-time project completion)
- Bidding in "phases" in the 2 separate construction seasons is not permitted unless DEHCR approves exception
- Refer to the "Prior to Construction" section of the timetable in Attachment A of the FFP grant agreement, which includes:
  - Construction bidding and contracting related documents due to DEHCR
  - Activities which need to be completed
- If you already conducted bidding, contact assigned DEHCR Project Rep. to determine actions required and next steps



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### **Procurement & Contracting**

#### Procurement/Selection and the Funding Source:

- FFP-funded Costs: Must comply with FFP requirements and grantee's local policies
- Match-funded Costs:
  - For Construction Activities Must comply with FFP requirements and grantee's local policies
  - For Non-Construction Activities Must comply with grantee's local policies\*

\*Some FFP contracting and other requirements still apply.



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### **Procurement & Contracting**

#### Competitive Procurement Using FFP Funds is **Not** Required\* for:

- Work completed by the grantee's or subrecipient's employees or volunteers
- Contracts not exceeding \$10,000
- Contracts with government entities
- Contracts with Regional Planning Commissions (RPCs)
- Contracts with most publicly-funded non-profit Economic Development Organizations (EDOs)
- Contracts for professional services for which DEHCR has approved for an exception to competitive procurement

\*Contingent upon compliance with grantee's local policies; and some FFP contracting and other requirements still apply.



### **Procurement & Contracting**

#### Procurement Methods and Types:

- Procurement Method Options see Attachment 03-02 for overview:
  - 1) Small Purchase/Simplified Acquisition (including Micro-Purchasing)
  - 2) Competitive Bidding (sealed bids, public bid opening)
  - 3) Competitive Proposals (RFP and RFQ)
  - 4) Non-Competitive Procurement
- Refer to <u>2 CFR 200.320</u> and Chapter 3 of the <u>FFP Implementation Handbook</u> for details and guidance
- Applicable for Contracts & Purchases funded in whole or in part with FFP grant funds



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### Non-Competitive Procurement

- May be considered for professional services, contingent upon:
  - A Request for Non-Competitive Procurement of Professional Services form (Attachment 03-09) being submitted with sufficient justification for DEHCR's consideration and DEHCR approving the request;
  - Local procurement policies in securing the services is followed.
- Generally not allowed for construction and purchasing of goods, equipment, etc. unless it falls under qualified exemptions mentioned previously, or sufficient justification and substantial documentation of sole source availability is submitted to and approved by DEHCR prior to contracting/purchasing

Unauthorized non-competitive procurement will result in the cost being ineligible for the FFP grant funds and may disqualify all or a portion of the FFP project.



### Prohibited Procurement Practices

#### No Loss-Leader Arrangements:

 No discounted or free grant application preparation or preliminary engineering estimates in exchange for a contract award upon the Grantee receiving the FFP award

#### Conflicts of Interest – Ineligibility to Compete:

 If a contractor or firm helps prepare specifications for the bid packet, RFP, or RFQ, that contractor/firm is not eligible to compete for the contract due to conflict of interest restrictions.



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#### Procurement: Other Considerations

#### Other Regulations:

- Potential Conflicts of Interest Mechanisms for Disclosure and Review (Attachment 03-01 or similar; follow local policies/ordinances and Chapter 3 of FFP Implementation Handbook)
- Lobbying activity restrictions certification and disclosure (Attachment 03-04 and 03-05)
- Debarred contractors check System for Award Management (SAM): <u>https://sam.gov/content/entity-information</u>
- Other Federal Procurement Standards Refer to <u>2 CFR 200.317 through 2 CFR 200.327</u>
- Documentation and Recordkeeping Refer to Chapters 2-3 for requirements and documentation list.



### Procurement: Other Considerations

Contracts, Bidding & Solicitation Documents:

- All Contracts and Subcontracts must include FFP Contract Terms & Conditions - Contract Insertion (Attachment 03-03)
- Advertisement for Bids Template (Attachment 03-07) suggested
- Required for Bid Packets Attachment 03-03 (recommended for other solicitation packets)



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### Procurement: Other Considerations

Contracts, Bidding & Solicitation Documents (cont.):

- Required for Contractors (Primes and Subs) inserted in contract or provided separately:
  - Lobbying Certification form (Attachment 03-04)
  - Disclosure of Lobbying Activities form (Attachment 03-05)
  - Potential Conflicts of Interest Disclosure form (Attachment 03-01) prime contracts only; customize template for project or use other similar form
  - FFP Project Site Sign Specifications (Attachment 03-06)



### Procurement: Potential Pitfalls

- Not following local procurement policy requirements
- Not competitively procuring professional services intended to be paid with FFP funds; and not requesting and receiving approval from DEHCR for an exception (with justification)
- Not making competitive proposal solicitations for professional services publicly available and advertised for professional services intended to be paid with FFP funds
- Not obtaining 3 written quotes for a simplified acquisition procurement of construction items (required regardless of funding source) or other nonconstruction items intended to be paid with FFP funds



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## Procurement: Potential Pitfalls (cont.)

- Not including FFP Contract Terms & Conditions insertion/language "in"/as part of all prime contracts and all subcontracts
- Not complying with conflict-of-interest restrictions and review requirements
- Not conducting SAM debarment check prior to contract execution or not having copies of SAM records on file
- Not having all procurement solicitations, bids, and proposals documentation on file



### Helpful Websites

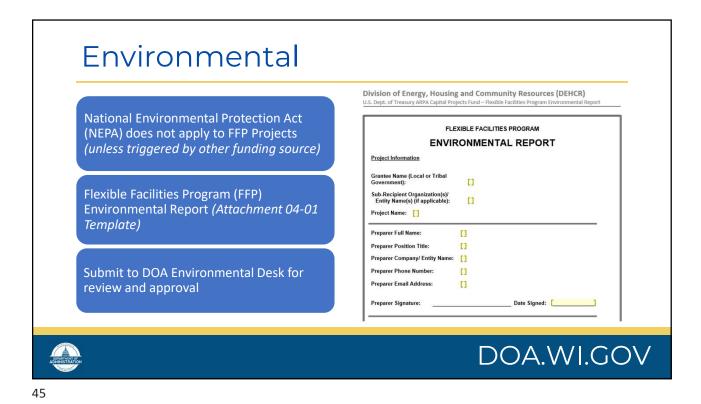
- 2 CFR 200.317 through 2 CFR 200.329 (Federal Procurement Standards): <a href="https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-D/subject-group-ECFR45ddd4419ad436d?toc=1">https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-D/subject-group-ECFR45ddd4419ad436d?toc=1</a>
- Wisconsin Supplier Diversity Program (MBE/WBE/DVB Resource):
   <a href="https://doa.wi.gov/Pages/DoingBusiness/SupplierDiversity.aspx">https://doa.wi.gov/Pages/DoingBusiness/SupplierDiversity.aspx</a>
- Wisconsin State Statutes: http://legis.wisconsin.gov/rsb/stats.html

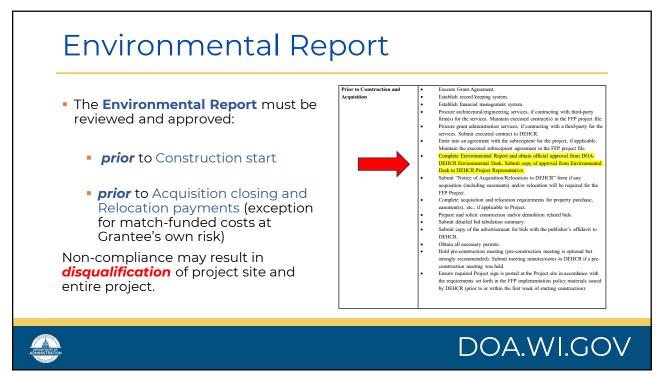
   (see 66.0901, 59.52(29)-(31), 60.47, 61.50, 61.54-61.57, 62.15)



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### **Environmental Review Contact**

Email: <u>DOAEnvironmentalDesk@wisconsin.gov</u>

The Environmental Report (Template) is available on the <u>FFP Implementation Handbook</u> website (Attachment 04-01)



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### A/R: Relevant Laws & Regulations

- 42 U.S.C. Ch. 61: Uniform Relocation Assistance and Real Property Acquisition Policies Act (URA) of 1970, as amended
- 49 CFR Part 24: Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally-assisted Programs (FHWA)
  - o FHWA Published URA New Rule (effective 6/3/2024)
- Wis. Stat. Ch. 32: Eminent Domain
- Wis. Admin. Code Ch. 92: Relocation Assistance



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### URA and State A/R Laws Applicability

- Publicly funded projects (Buyer may be a grantee or another entity)
- Real Property
  - Acquisition (includes Easements)
  - Rehabilitation
  - Demolition
- Relocation Assistance for Displaced Persons (persons, businesses, farms, nonprofits – including personal property)
  - Different requirements for voluntary and involuntary acquisition, as well as owner-occupied and tenant-occupied
- URA does not apply to government-to-government sales of real property



### Types of Acquisition

- No threat of use of eminent domain authority (condemnation)
- Any acquisition for which the Buyer does not have eminent domain powers Must meet specific criteria for Voluntary Acquisition

A willing seller or donated property does not constitute a voluntary acquisition!

#### **Involuntary**

- Any acquisition that does not qualify as Voluntary
- Any time *Potential* for use of eminent domain authority (condemnation)

**Easements** (may be Voluntary or Involuntary)

Temporary or Permanent



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### Voluntary Acquisition

#### Voluntary Acquisition Determination (all apply)

- Not a specific site needed for the FFP project; and
- Property not part of an intended, planned or designated project area where other properties will be acquired within specific time limits; and
- Must inform owner property will not be acquired by condemnation if negotiations fail; and
- Must inform owner in writing of the property's current fair market value (Attachment 05-05 Template for initial informational notice to owner)



### **Easement Acquisition**

- Easement Definition: The right to use the real property of another for a specific purpose without profit
- Temporary Easements: Are granted for a specific period-of-time
  - Exception to URA applicability: Temporary limited easement for sole benefit of the owner/resident Email Letter to DEHCR and maintain in file (Attachment 05-06)
- Permanent Easements: Are attached to a deed and continue to affect the land through subsequent changes in ownership

Follow same A/R processes as for other types of property acquisition.



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### Acquisition and Relocation Timing

- Must notify DEHCR prior to starting acquisition process or immediately upon award if started or completed it prior to award (Attachment 05-01)
- Must not close on the property until grant agreement is executed and Environmental Report is certified by DEHCR
  - Exception: If non-FFP funds are/were used for the acquisition, the grantee may close on the property 'at their own risk' (environmental review may reveal property is ineligible)
- Construction cannot begin on property being acquired until:
  - Acquisition and relocation processes are complete;
  - o Environmental Report is completed by grantee and certified by DEHCR
  - FFP grant agreement is fully executed



## Acquisition / Relocation Processes

**Voluntary Acquisition Process:** Attachment 05-02

**Involuntary Acquisition Process:** Attachment 05-03

**Relocation Process:** Attachment 05-04

If persons will or potentially will be displaced, then relocation notices and assistance activities may occur throughout the acquisition process and after acquisition is complete (and after FFP project is complete).



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## Acquisition and Relocation

#### Monitoring and Documentation

- Acquisition and Relocation Monitoring Checklist (Attachment 05-11) completed and on file
- Checklist is to be submitted to DEHCR at the time of our monitoring of the FFP project
- Other A/R documents are to be submitted for payment requests (pertaining to cost reimbursements) and/or as requested during the monitoring



### Potential Pitfalls

- Incorrect classification of Acquisition Type
- Failure to submit Notice of Acquisition/Relocation (05-01) prior to starting acquisition/relocation processes
- Insufficient records for FMV determination (unallowable source, incomplete documentation, not obtaining Appraisal Review if required)
- Failure to obtain signed waiver of appraisal for donated property
- Failure to provide required notices to Owners and Tenants and having approval for Relocation Plan prior to initiation of negotiations
- Incomplete records of communications/assistance with Owners and Tenants



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## **QUESTIONS**

Any questions on topics covered so far?





## **Equal Opportunity**

Small Business, MBE/WBE/DVB/LSAB Objective:

Provide economic opportunities through contracting for federally funded projects to:

- small businesses,
- minority-owned business enterprises (MBEs),
- woman-owned business enterprises (WBEs),
- disabled veteran-owned businesses (DVBs), and
- labor surplus area businesses (LSABs).



### **Equal Opportunity**

#### **Small Business:**

Business entity meeting "small business" definition for their category and industry according to the Small Business Administration\*

#### MBE:

Business that is at least 51% owned, controlled, and actively managed by one or more members of eligible minority racial ethnic categories\*

#### WRF:

Business that is at least 51% owned, controlled, and actively managed by one or more women\*

\*See Chapter 6 for more detailed definitions, additional criteria, and resources.



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## **Equal Opportunity**

#### **DVB**:

Business that is at least 51% owned, controlled, and actively managed by one or more service-disabled veterans per *Wis. Stat. 16.283(1)(b)\** 

#### LSAB:

Business operating in a labor surplus area as designated by U.S. Dept. of Labor (USDOL)

\*See Chapter 6 for more detailed definitions, additional criteria, and resources.



## **Equal Opportunity**

#### Reporting

Quarterly Reports – report contractors' status as a small business, MBE, WBE, DVB, and/or LSAB

#### Contracting

Promoting participation through:

- Procurement solicitations language and outreach, and
- Contract language insertion (Attachment 03-03), which includes language and requirements pertaining to:
  - o Small business, MBE, WBE, DVB, and LSAB
  - Civil Rights
  - Equal Opportunity



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#### Labor Standards

#### Fair Labor Compliance on FFP Projects:

- Contract Work Hours and Safety Standards Act (CWHSSA) Applicable to all prime contracts over \$100,000 and their associated subcontracts
  - Standard work week of 40 hours
  - o Time and a half for hours exceeding 40 hours in the work week
  - No working conditions that are unsanitary, hazardous, or dangerous to health or safety
- Fair Labor Standards Act (FLSA) All grantees, subrecipients, contractors:
  - Must comply with FLSA and all other labor laws applicable to the company/ entity and industry
  - o Wage + Overtime rate requirements by industry and job



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### Labor Standards

#### FFP Fair Labor Wage Rate for Laborers & Mechanics:

- If a member of a collective bargaining agreement, then shall be paid:
  - o Wages + fringe benefits rate per collective bargaining agreement
- If not a member of a collective bargaining agreement, then entitled to the higher rate of the following:
  - o Their regular hourly wage + fringe benefits rate from the contractor; or
  - An hourly wage + fringe benefits rate consistent with Federal Executive Order 14026 (\$17.75/hour effective January 1, 2025; increases annually)
- Apprentices shall be compensated according to:
  - their Federal/State recognized apprentice documentation



#### Labor Standards

# Construction prime contractor and subcontractor compliance requirements:

- Must submit payroll records each pay period (use WisDOT or USDOL templates in *Attachment 07-01, 07-02*, and *07-03* or similar documents); also include:
  - o List and amounts for fringe benefits and deductions
  - Apprenticeship documentation
- Must have additional payroll supporting documentation on file, to be provided upon request
- Must verify all contractors with which they subcontract are eligible and not debarred – with SAM.gov records provided and on file (refer to Chapter 3)
- Contractors' records retention period is 3 years (Grantee's is 7 years)



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### Labor Standards - Additional Items

- Pre-Construction meeting ← strongly recommended
- Grantee compliance monitoring of contractors and subcontractors (Reviewing payrolls, wages, overtime, fringe benefits, deductions)
- Monitoring preparation and documentation submissions to DEHCR
- Documentation and file contents maintenance and records retention
- Review of timetable in Attachment A of grant agreement determine which documents are applicable and due for reporting



#### **Construction Contracts**

#### Additional Subcontract Requirements:

Must be in writing and include:

- Name of subcontractor
- Dollar amount of contract
- Goods/services to be provided
- Terms/conditions, including scope, required Attachment 03-03, and clause addressing termination for cause

Copy of executed subcontracts (including all attachments and **signed** addendums) must be in the grantee's FFP project file



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### Financial Management

- FFP recordkeeping requirements are provided in Chapter 2 and Chapter 8 of FFP Implementation Handbook
- Responsibility of the chief financial officer (CFO), such as finance director, treasurer or clerk, and the grant administrator
- Procedures consistent with Generally Accepted Accounting Principles (GAAP) and federal requirements
- Must use separate non-interest-bearing account, or an account that is non-interest-bearing and has a separate account register that provides for automated tracking and reporting of the FFP grant funds
  - o Match funds and other non-FFP funds must be kept separate



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## Financial Management

- Designate the FFP project's financial manager
- Establish separate ledger accounts and accounting records for the project
- Establish procedures for:
  - Approving invoices
  - Submitting FFP payment requests
  - Disbursing project funds (issuing payments to vendors and/or reimbursing the grantee and subrecipient, if applicable)
- Review the grant agreement terms, conditions, and specifications



### Financial Management - Reminders

#### Important Reminders

- Purchases and contracts that do not comply with applicable FFP procurement requirements cannot be paid with FFP funding.
- Grantee must have an active registration in SAM (at <u>SAM.gov</u>) to be eligible for payments (must maintain until after receiving final payment).
- Authorized approvers entered on FFP Payment Request form must be persons designated by chief elected official (CEO) on Signature Certification form (Attachment 08-01); update during grant period as needed. A payment request "authorized approver" cannot be the CEO.



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## Financial Management – Payments

- Payments disbursed by DOA to grantee via direct deposit (unless grantee submits a request form for paper check disbursements)
- Payments may be withheld until:
  - o the grantee is current with all reporting requirements;
  - supporting documentation for expenditures has been received, reviewed, and approved by DEHCR; and
  - o any grant non-compliance issues are resolved, if applicable
- FFP funding payments issued must be disbursed by grantee within ten (10)
   business days of receipt from DOA



## Financial Management – Payments

#### Grant Payments & Cost Eligibility\*

- Allowable FFP costs incurred **prior** to Award Date:
  - Architectural/Engineering (A/E) services from March 15, 2021 through grant period
- Allowable FFP costs incurred on/after Award Date:
  - All professional services

\*Subject to compliance with procurement and other FFP requirements



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### Financial Management – Payments

#### Grant Payments & Cost Eligibility\* (cont.)

- Allowable FFP Project costs incurred on/after the Execution of Grant Agreement:
  - Purchasing of non-construction goods, supplies, equipment, services
- Allowable FFP Project costs incurred on/after the Execution of Grant Agreement and DEHCR Certification of Environmental Report:
  - Acquisition/Relocation
  - Construction

\*Subject to compliance with procurement and other FFP requirements.



#### Financial Management – Payments

#### Documents Required:

- FFP Payment Request form includes list of budgeted activities and grant amount allocated to each
- 2. Cash Control Register shows the deposit and disbursement of FFP funds in and out of the FFP account during the project
- FFP Disbursements Journal shows the payments and obligations of FFP funds made throughout the project
- 4. Matching Funds Journal shows the payments and obligations of Match funds made throughout the project
- 5. Supporting documentation provides verification of costs and payments included in your request and financial journals (invoices, receipts, cancelled checks, bank statements, etc.)



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## Financial Management – Payments

#### Additional Terms and Requirements:

- The amount of each FFP Payment Request must be at least \$25,000.00
- FFP Payment Request documentation and financial journals must **clearly** identify the breakdown of:
  - FFP grant and match funds that were or will be used to pay each invoice.
  - FFP grant and match funds that were or will be used to pay for each item on each invoice for which FFP and match funds are going to be expended



## Financial Management – Payments

#### Additional Terms and Requirements:

- If multiple funding sources are being used to pay an invoice, include breakdowns that are provided in and support financial journal entries for:
  - FFP Eligible Costs
  - Match Costs
  - Ineligible Project Cost (deemed ineligible for, or not part of the FFP project costs)
- All invoices must support and be consistent with financial journal entries for:
  - Totals
  - Invoice Dates
  - Invoice Numbers
  - Eligible Expenses/Services



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### Final Payment Request

- DEHCR will retain/withhold 10% of the total FFP funds, up to \$25,000, until the Project Completion Report & Certification (Attachment 10-01) and supporting documentation have been received, reviewed, and approved by DEHCR
- Final FFP payment requests received after October 31, 2026 deadline listed in the grant agreement will not be eligible for processing or payment



## Final Payment Received

The Grantee **must** submit the *Financial Certification of Completion* (Attachment 10-02) and supporting documentation **within 30 days** of receiving the final FFP payment. (refer to Chapter 10)



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#### Reporting

#### Reports the Grantee Will Prepare and Submit

#### **Quarterly Report**

Prepared by the grantee and submitted to DEHCR

#### **Single Audit Statement**

 Prepared by the grantee and submitted to DEHCR, indicating whether a Single Audit Report is required for previous year

#### **Single Audit Report (if required)**

- Prepared by an independent auditor selected by grantee and submitted to the Federal Audit Clearinghouse (FAC) for year for which it applies
- Record of submission from FAC website submitted by grantee to DEHCR

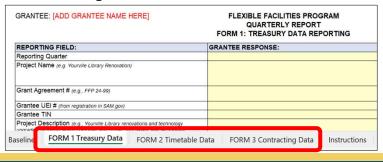


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### Quarterly Report – Forms 1 - 3

- Three "tabs" in Quarterly Report Microsoft Excel document (Attachment 09-01)
  - Form 1 Treasury Data Reporting
  - Form 2 Grant Agreement Timetable Data
  - Form 3 Contracting Data

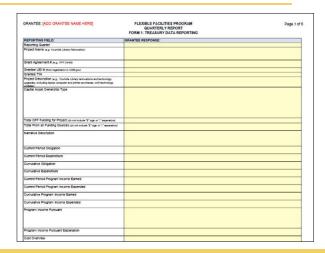




## Quarterly Report – Form 1

#### Form 1 - Treasury Data Reporting:

- Grant expenditures
- Program Income (PI)
- Construction status
- Facility operations status
- Match funding expenditures
- Project site location(s)
- Rooms and Spaces
- Computers and Technology





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## Quarterly Report – Form 2

## Form 2 – Grant Agreement Timetable Reporting:

- Pre-construction document submissions
- Quarterly Report document submissions
- Updates on delays and issues
- Construction bidding and progress
- Site photos
- Community engagement activities
- Sustainability Plan update status

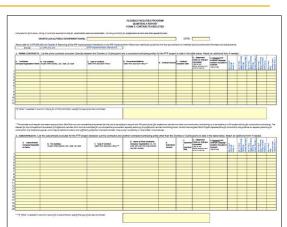
FLEXBLE FACILITIES PROGRAM QUARTERLY REPORT FORM 2: GRANT AGREEMENT TIMETABLE DELIVERABLES		
GRANTEE (LOCAL OR TRIBAL GOVERNMENT NAME):	8	
GRANT AGREEMENT #:	e e	
ACTIVITIES PRIOR TO CONSTRUCTION & ACQUISITION:	DATE: (add date below if reporting them in column A has a submission or completion date)	REPORTING INFORMATION / COMMENTS: (// applicab
Execute Grant Agreement.		
Establish record keeping system.	ō.	
Establish financial management system.		
Procure architectural/engineering (A/E) services and execute contract, if contracting with third-party firm(s) for these services. Maintain executed contract(s) in the project file.		
Procure grant administration services and execute ontract(s), if contracting with third-party firm(s) for these services. Submit executed contract(s) to DEHCR FFP Project Representative.		
Complete Environmental Report and obtain official approval from DEHCR Environmental Desk. Submit copy of approval from DEHCR Environmental Desk to DEHCR FFP Project Representative.		
Submit "Notice of Acquisition/Relocation to DEHCR" form if any acquisition (including easements) and/or relocation will be required for the Project.		
Complete acquisition and relocation requirements for property purchase, easement(s), etc., if applicable to Project.		
Prepare and solicit construction and/or demolition related bids.		
Submit detailed bid tabulation summary.		
Submit copy of the advertisement for bids with the publisher's affidavit to DEHCR		
Obtain all necessary permits.		
Hold pre-construction meeting (pre-construction meeting is optional but strongly recommended). Submit meeting minutes/notes to DEHCR if a pre-construction meeting was held.		
Ensure required Project sign is posted at the Project site in accordance with the requirements set forth in the FFP implementation policy materials issued by DEHCR (prior to or within the first week of starting construction).		



#### Quarterly Report – Form 3

## Form 3 – Contracting Data / Executed Contracts Reporting

- ALL prime contracts and subcontracts for FFP project
- For construction and non-construction
- FFP grant funded and/or match funded
- Report all executed "to date" (running list)
- Include SAM debarment check status
- Include small business, MBE, WBE, DVB and LSAB status





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#### Single Audit Reports

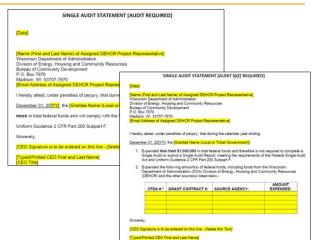
- Refer to Chapter 9 of <u>FFP</u> Implementation Handbook
- Follow Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards [2 CFR 200]
- Also refer to Federal Audit Clearinghouse: <a href="https://app.fac.gov/">https://app.fac.gov/</a>
- Single Audit required if expended ≥\$1,000,000 in federal funds in fiscal year
- Subrecipients may also be subject to Single Audit requirements (refer to Chapter 9)





## Single Audit Statements

- Refer to Chapter 9 of <u>FFP</u> <u>Implementation Handbook</u>
- Submit Single Audit Statement to DEHCR to indicate whether Single Audit is or is not required for previous year
- Templates and Examples provided (Attachments 09-02, 09-03, 09-04)
- Signed by CEO, on local/tribal government letterhead
- Due for ALL grantees January 15 each year of grant and the year following receipt of final grant payment





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## FFP Grant Agreement Timetable

- Review and become familiar with the timetable in Attachment A of the grant agreement
- Determine when Quarterly Reports and Single Audit documents are due
- Understand the reporting period for Quarterly Reports and supporting documents
  - Example: the first Quarterly Report due on 1/7/2025 will cover the reporting period from 10/7/2024 (the FFP Award Date) thru 12/31/2024

January 7, 2025	Submit FFP Quarterly Report and supporting documents for the reporting period of October 1, 2024, through December 31, 2024 (reporting Project activities from the Award Date through December 31, 2024), unless notified by DEHCR of another submission date. This reporting is due regardless of the status of the Grant Agreement execution on the due date.	
January 15, 2025	Submit Single Audit Statement for FY2024 to DEHCR. This Statement is due regardless of the status of the Grant Agreement execution on the due date.     Proceed with arranging for Single Audit for FY2024 if required (Single Audit Report will be due to Federal Audit Clearinghouse [FAC] within 30 days of Single Audit being completed or September 30, 2025, whichever date is earlier).	
April 7, 2025	Submit FFP Quarterly Report and supporting documents for the reporting period of January 1, 2025, through March 31, 2025, unless notified by DEHCR of another submission date.     Submit updated Sustainability Plan (for 5-Year Period following Projecompletion).	
July 1, 2025	Begin Construction.	
July 7, 2025	<ul> <li>Submit FFP Quarterly Report and supporting documents for the reporting period of April 1, 2025, through June 30, 2025, unless notified by DEHCR of another submission date.</li> </ul>	
September 30, 2025	Complete Single Audit and submit Single Audit Report for FY2024 to Federal Audit Clearinghouse [FAC] if the Grantee was required to complete a Single Audit for FY2024 (submit within 30 days of Single	



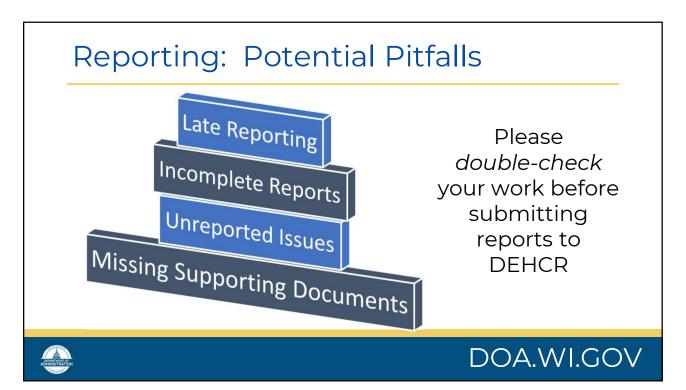
## Important Reporting Dates

DEADLINE	REPORTING DUE
JANUARY 7	Quarterly Report for Period: October 1-December 31
JANUARY 15	Annual Single Audit Statement
APRIL 7	Quarterly Report for Period: January 1-March 31
JULY 7	Quarterly Report for Period: April 1-June 30
SEPTEMBER 30*	Annual Single Audit Report (if Single Audit required for year) *Due 30 days after audit completion and no later than Sept. 30
OCTOBER 7	Quarterly Report for Period: July 1-September 30
OCTOBER 31, 2026	Project Completion Report & Certification and FFP Final Payment Request due
WITHIN 30-DAYS OF RECEIVING FINAL FFP PAYMENT	Financial Certification of Completion due



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### Reporting – Helpful Websites

#### **Uniform Guidance 2 CFR Subpart F**

https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/subpart-F?toc=1

**Uniform Guidance 2 CFR 200 Compliance Supplement** (Compliance Supplement for Treasury Capital Projects Fund, pp. 4-21.029-1 - 4-21.029-16) <a href="https://www.whitehouse.gov/wp-content/uploads/2024/05/Part-4-Department-of-Treasury.pdf">https://www.whitehouse.gov/wp-content/uploads/2024/05/Part-4-Department-of-Treasury.pdf</a>

#### **State Single Audit Guidelines**

https://doa.wi.gov/Pages/State-Single-Audit-Guidelines-(SSAG).aspx



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#### **Grant Monitoring**

# Projects are monitored by DEHCR at least once during the Performance Period

- Generally, will have 30-day advance notification letter (some exceptions)
- Submit completed:
  - Self-Monitoring Checklist (Attachment 02-01)
  - Acquisition/Relocation Monitoring Checklist (Attachment 05-11)
- Follow-up project file document requests/reviews by DEHCR
- Monitoring Report (Results Letter, including list of Findings and/or Concerns, if applicable)
- Corrective Actions (if applicable)
- Monitoring Completion Letter upon resolving any Findings (if applicable)



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### **Grant Monitoring**

- FFP payments will be withheld until corrective actions are completed.
- Refer to FFP grant agreement regarding non-compliance, failure to perform, and cause(s) for termination of the agreement or payment denials.
- Notify DEHCR Project Representative if your FFP project is going to finish construction early.
- Refer to Chapter 2 for additional guidance.





Project Completion – End Dates September 30, 2026 Complete all Construction Activities **Construction Ends** End of Construction Period. No construction expenses incurred after September 30, 2026 Complete Single Audit and submit Single Audit Report for FY2025 to Federal Audit Clearinghouse [FAC] if the Grantee was required to complete a Single Audit for FY2025 (submit within 30 days of Single Audit completion or September 30, 2026, whichever date is earlier). Submit record of submission from the FAC website to DEHCR. October 7, 2026 Submit FFP Quarterly Report and supporting documents for the reporting period of July 1, 2026, through September 30, 2026, unless notified by DEHCR of another submission date. Final Payment and Project October 31, 2026 Submit Final FFP Payment Request and supporting documents **Completion Report Due**  Submit Project Completion Report and supporting documents for the period of October 1, 2026, through October 31, 2026. October 31, 2026 Within 30 Days of Submit Financial Certification of Completion and supporting **Financial Certification of** Receipt of Final FFP Completion Due 30-days after Final Payment DOA.WI.GOV

### **Project Completion**

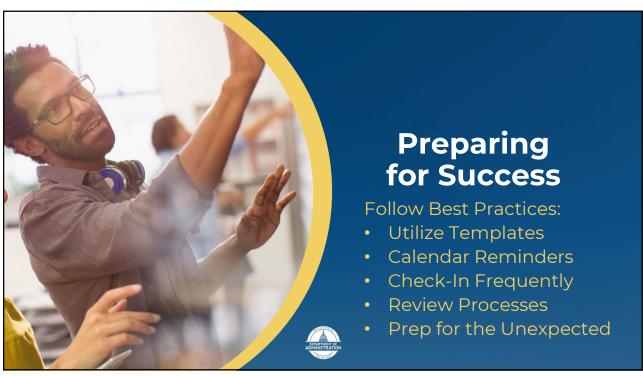
#### **Document Submissions:**

- Final FFP Payment Request & Supporting Documents
  - o Due October 31, 2026
  - Late submissions are *ineligible* for payment!
- Project Completion Report & Certification (Attachment 10-01) & Supporting Documents
  - o Due October 31, 2026
- Financial Certification of Completion (Attachment 10-02) & Supporting Documents
  - Due within 30 days after final FFP payment is received
- Other final reporting as specified in the timetable in Attachment A of the grant agreement



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### Preparing for Success Best Practices

- Get Organized establish a file management system and a financial management system
- Use DEHCR's templates (begin completing some forms now)
- Chapter 2: Self-Monitoring Checklist (Attachment 02-01)
- Utilize calendar reminders (be proactive, don't wait to submit orders, buildin "cushions" to gather reporting info, setup placeholders for frequent check-ins)
- Communicate (set/clarify expectations, review roles/responsibilities, confirm schedules/availability & local processes, ask questions)



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### Preparing for Success Best Practices

- Be prepared for the unexpected
- Hold a Pre-Construction Meeting
- Stress to contractors the importance of reporting issues and delays ASAP
- Must obtain approval from DEHCR before making any changes (changes may require contract amendment and may impact grant eligibility)





## FFP Implementation Handbook

#### Review Handbook:

- Chapters and Attachments (Listed in Attachment 01-01)
  - Forms
  - Form Instructions
  - Templates
  - Samples/Examples
- Procurement, Bidding and Contracting Processes Start now!

Notify DEHCR Project Rep. of any issues and concerns.



#### DEHCR – Bureau of Community Development

Email: FlexibleFacilitiesProgram@Wisconsin.gov

Bureau Website:

https://energyandhousing.wi.gov/Pages/CommunityResources.aspx

FFP Program Website:

https://energyandhousing.wi.gov/Pages/AgencyResources/FlexibleFacilities.aspx

FFP Implementation Resources (Handbook & Attachments) Website: <a href="https://energyandhousing.wi.gov/Pages/AgencyResources/FFP-Implementation-Resources.aspx">https://energyandhousing.wi.gov/Pages/AgencyResources/FFP-Implementation-Resources.aspx</a>



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#### Thank You for Your Attendance!

- Implementation Training has come to an end.
- We'll now open the discussion for Q&A utilize chat.
- Staff are available for ANY questions.

