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From: Crumb, Edward F

Sent: Monday, January 3, 2022 4:08 PM

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Subject: update on Grant Funding: [a] Status/"Net Cost" Summary, and [b] NYS Grant Funding Status for Owner Capital Projects @ JSTP, plus [c] FEMA/NYS-DHSES Reimbursement Grant Funding Status @ JSTP (re Tropical Storm Lee [September 8-11, 2011]), etc.

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All: Please refer to the attached charts showing, through the end of December:

[a] the summary report including the most recent status of grants with resulting Net Total Costs of the Lead Agency Projects (in the section below the green-orange-green dividing line at the bottom of the page);

[b] **\$25 million** in NYS Grant Monies have been received by the Owners from various NYS construction grant programs (with \$10 million remaining to be received on the one presently-open Grant, subject to terms and conditions administered by the NYS Environmental Facilities Corporation [NYS-EFC]);

[c] (*unfortunately, unchanged from the 3Q21 report*) **\$22.681 million** received in FEMA/NYS-DHSES reimbursement Grants which, proportionately, have been passed-through to the Owners [*not including \$2.651 million reimbursed to the Joint Sewage Board*] with, *potentially*, an approximate \$14.594 million in outstanding reimbursement requests [*not including \$0.620 million in outstanding reimbursement requests attributable to the Joint Sewage Board*], some of which have been pending with the NYS Division of Homeland Security and Emergency Management [NYS-DHSES] **for in excess of 24-53 months now**, together with an approximate \$3.202 million in *additional* recovery costs which may become eligible for reimbursement to the Owners [*not including \$0.397 million in potential additional reimbursement costs attributable to the Joint Sewage Board*][†] subject to successful completion of ongoing projects [including issuance of Certificates of Occupancy by the Town of Vestal identifying the new/renovated buildings/structures so certified, and issuance of Certificates of Completion by, or on behalf of, the Lead Agency and its Construction Manager/Design Engineer as well as compliance with FEMA's terms and conditions, including satisfactory flood-proofing certification for the JSTP site in relation to the Flood Mitigation Project Worksheet (including Flood Walls [under the Owners' contracts with both Streeter and PC Construction], together with Stormwater Pumping Stations [also under the Owners' contracts with Streeter and PC Construction], as well as other apparatus, including emergency back-up power generation);

[d] **\$1.092 million** received for the Lead Agency's Projects in Direct Grants from the Binghamton-Johnson City Joint Sewage Board; and

[e] **\$0.500 million** forwarded by the Joint Sewage Board in net insurance proceeds recovered for filter media loss resulting from the May 16, 2011 West C-Cell Wall Collapse.

Accordingly, based on contracts presently in place (including Supplemental Agreements and Change Orders thereto, and assuming satisfaction of applicable grant terms and conditions, it is presently projected that the Net Total Costs for the JSTP Capital Projects (since July 2011) will be **\$203.187 million** after grants, etc.

/s/ Ed

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† - on 11/16/2020, NYS-DHSES informed the Joint Sewage Board that it had contracted-out the work of resolving the Joint Sewage Board’s reimbursement submittals (including six Progress Payment submittals submitted to NYS-DHSES 12/23/2019 totaling \$4.733 million [a potential \$4.165 million of which are pass-through reimbursements to the Owners in relation to the ongoing Lead Agency Capital Projects]) to Tidal Basin Consultants (“Tidal Basin”), a branch of Adjusters International. Although we have since learned that Tidal Basin has assigned a person to oversee and work on the processing of the Joint Sewage Board’s submittals, some of which have been “in limbo” for more than 24-53 months now, new reimbursements of “only” \$1,238,784.55 have thus far been received since Tidal Basin began its engagement for/on behalf of NYS-DHSES (in comparison to \$15,214,032.12 in reimbursement submittals which remain outstanding). /s/ Ed