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RESOLUTION NO.: 2023-036

A RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE AN AMERICAN RESCUE PLAN ACT (ARPA) STORMWATER INFRASTRUCTURE PROGRAM SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF COLUMBIA AND THE SOUTH CAROLINA OFFICE OF RESILIENCE TO FUND A STORMWATER INFRASTRUCTURE IMPROVEMENT PROJECT THAT WILL MITIGATE THE IMPACT OF FUTURE DISASTERS

WHEREAS, the City of Columbia recognizes the threat that flooding poses to the City;
and

WHEREAS, the City of Columbia has a proposed flood mitigation project called Marion Street Bioretention; and

WHEREAS, the City of Columbia anticipates receiving \$1,280,619.00 in ARPA grant funds from the South Carolina Office of Resilience to carry out mitigation activities in a timely manner; and

WHEREAS, the City of Columbia agrees to conform to the terms of the Award Determination Letter, the South Carolina Office of Resilience ARPA-Funded Stormwater Infrastructure Program (ASIP) Policy and Procedure Manual, and the terms of this resolution; and

WHEREAS, the City of Columbia agrees to provide a Commitment of Funds Letter, signed by the applicant and the governing body, that identifies the funding source(s) for the \$203,286.00 needed to complete the Marion Street Bioretention Project; and

WHEREAS, the City of Columbia acknowledges leveraged funds shall be paid to SCOR upon net 10 days of SCOR invoicing and failure to pay upon SCOR invoicing is grounds to void the award; and

WHEREAS, the City of Columbia recognizes in this resolution and by signature of the Award Determination Letter by applicant and governing body, full responsibility for any and all cost overruns in excess of the total amount granted, \$1,280,619.00. At SCOR's discretion and subject to available remaining ARPA- State and Local Fiscal Recovery Funds (SLFRF) assigned to SCOR, up to 10 percent of the overage may be supplemented by SCOR; and

WHEREAS, the City of Columbia will continue to participate in updating the South Carolina Office of Resilience throughout the duration of the grant; and

WHEREAS, the City of Columbia acknowledges and accepts ownership and responsibility for the ongoing operation and maintenance for the life of the improvement; and

WHEREAS, the City of Columbia will uphold these infrastructure improvements in a manner that conforms to all health and safety requirements;

THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Columbia, South Carolina this 16th day of May, 2023, that the City of Columbia respectfully accepts funding provided by the South Carolina Office of Resilience through the ARPA Stormwater Infrastructure Program to fund infrastructure improvements that will mitigate the impact of future flooding.

BE IT FUTHER RESOLVED that the City of Columbia respectfully accepts responsibility for completion of the Project, any defects or failures, and the long-term maintenance after completion.


Requested by:

Assistant City Manager Shealy

Approved by:


City Manager

Approved as to form:


City Attorney


Mayor

ATTEST:

City Clerk

Introduced: 5/16/2023

Final reading: 5/16/202

SD8443 – Marion Bioretention Project

Project Description:

The City of Columbia is in the process of designing bioretention cells to improve the stormwater quality in the Smith Branch Watershed and to remove impervious area from this highly urban watershed. The City has contracted with GMC Network to develop a plan for these improvements. Project improvements will occur along Marion Street from Elmwood Street to Laurel Street.

Objectives:

The purpose of this project is to improve the existing storm water quality that drains into Smith Branch and upgrade the drainage infrastructure along Marion Street. The bump-out design will replace some parking on Marion street to add greenspace, providing safety improvements and a beautification benefit.

Project Type:

Stormwater infrastructure improvement

Council District:

2

Project Funding:

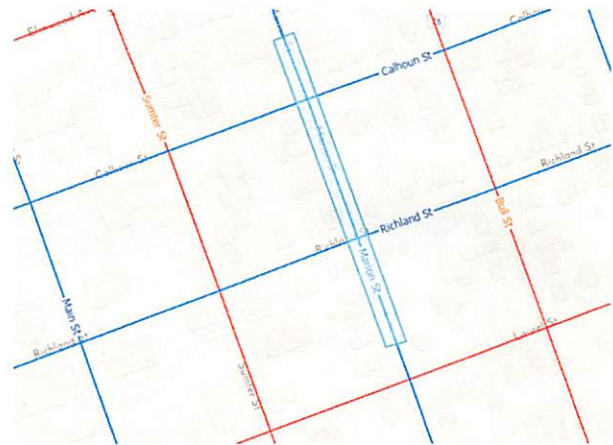
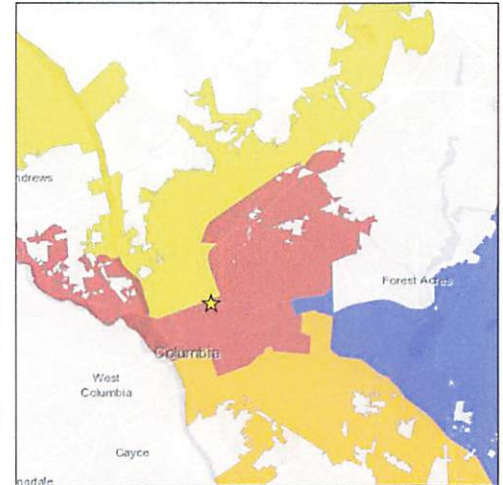
This project is being funded through the City's Stormwater Capital Improvement Plan in conjunction with a grant from the SC Office of Resiliency (SCOR) funded by the American Rescue Plan Act (ARPA) Stormwater Infrastructure Program. **The SCOR grant will provide \$1,280,619 to fund the project construction. The City will fund the design, permitting, and construction engineering inspection estimated at \$203,286. The City's portion of project funding has previously been budgeted for this effort from the City's stormwater CIP fund.**

Current Project Status:

The project was designed up to 60% plans in 2019 and was put on hold due to funding restrictions. The grant has allowed the City and GMC to start work again on the 60% plans and continue design and permitting. The project will coordinate with the City's parking and streets departments as well as SCDOT and DHEC. The City will conduct public outreach to inform the residents in the area of the green infrastructure upgrades. The SC Office of Resiliency will administer the construction portion of the project. **Council is asked to adopt Resolution No.: R-2023-036 necessary to accept the SCOR grant funding.**

Project Contact:

Aaron Marshall, PE
Civil Engineer, Senior – Design
803.545.3265 | aaron.marshall@columbiasc.gov





HENRY D. MCMASTER, *Governor*
BENJAMIN I. DUNCAN II, *Chief Resilience Officer*

April 12, 2023

Teresa Wilson, City Manager
City of Columbia
1737 Main Street
Columbia, SC 29201

RE: ARPA-Funded Stormwater Infrastructure Program (ASIP) Project Application Award Determination

Dear Teresa Wilson,

The South Carolina Office of Resilience (SCOR) has reviewed the City of Columbia's ASIP applications for the Queen Street Drainage Improvement Project and the Marion Street Bioretention Project. It was a very competitive application round with over 75 applications received for a total funding request of more than \$200 million in ASIP funds.

Although the Queen Street Drainage project achieved significant flood reduction for a Low-and-Moderate Income (LMI) area, the project did not score competitively with a total score of 48 points. **The Queen Street Drainage Project is not selected for ASIP funding.** However, the Marion Street Bioretention project with its incorporation of nature-based solutions for an LMI area achieved a total score of 60 points. **We are pleased to notify you that the Marion Street Bioretention Project has been selected for an ASIP grant award of \$1,280,619.00.**

This project is funded through the American Rescue Plan Act (ARPA) - State and Local Fiscal Recovery Funds (SLFRF) funds assigned to SCOR by the State Treasury to complete Stormwater Infrastructure Projects.

This project has been awarded as a State-run project. The South Carolina Office of Resilience shall appoint a State Project Manager (SPM), for this Project. The SPM will be responsible for the management and monitoring of the Project. The SPM will coordinate the Scope of Work to include:

- Procurement of engineering services for survey, design, permitting, environmental assessment, and construction contract oversight as required
- Construction Contract Bid Process
- Complete Project Closeout
- Conduct grant compliance with Federal and State regulations

The City of Columbia must take ownership and maintain the completed drainage improvements in perpetuity. Additional information is provided in the attached project award Resolution for the City's review and approval.

To accept receipt of the award as identified in this letter, the City of Columbia must:

- Sign and return this award letter to SCOR.
- Review, sign and return the attached Resolution to SCOR.
- Provide a Commitment of Funds letter, signed by the applicant and the governing body, that identifies the funding source(s) for the \$203,286.00 needed to complete the Marion Street Bioretention Project.
- Provide a proposed payment plan subject to SCOR approval that recognizes and acknowledges leveraged funds shall be paid to SCOR upon net 10 days of SCOR invoicing.
- Signature of this award letter acknowledges that failure to pay upon SCOR invoicing is grounds to void the award.
- By applicant's signature of this award letter and enclosed resolution, applicant and governing body acknowledges responsibility for any and all cost overruns in excess of the total amount granted in this award letter, \$1,280,619.00. At SCOR's discretion and subject to available remaining SLFRF funding, up to 10 percent of the overage may be supplemented by SCOR.

Executed award documents shall be submitted to SCOR within 30 days of receipt of this letter. If additional time is needed, please contact Pam Kendrick, Infrastructure Manager at pam.kendrick@scor.sc.gov. A Project Kick Off meeting will be scheduled upon receipt of the signed award documents, during which the proposed payment plan will be discussed and finalized by way of a signed agreement.

Thank you for the time and effort expended by your office in the preparation of your applications. Please contact us with any questions about these applications or to inquire about any future opportunities SCOR may have. We look forward to working in partnership with you to successfully implement and complete the Marion Street Bioretention project.


Sincerely,


Benjamin I. Duncan II
SCOR Chief Resilience Officer

Enclosures

ACKNOWLEDGED AND AGREED

City of Columbia will fully cooperate with the South Carolina Office of Resilience in the implementation and execution of the Mitigation Infrastructure Project. City of Columbia agrees that it will take ownership of the drainage improvements in perpetuity.


Teresa Wilson, City Manager
City of Columbia

6/1/2023
Date