

US EPA ARCHIVE DOCUMENT



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
NEW ENGLAND DIVISION, CORPS OF ENGINEERS
424 TRAPELO ROAD
WALTHAM, MASSACHUSETTS 02254-9149

February 22, 1995

Centr. 100,000
9741

JB
FEB 23 1995

Project Management Division

Mr. Joseph E. Rendine
Planning Director
Town of North Providence
2000 Smith Street
North Providence, Rhode Island 02911

Dear Mr. Rendine:

I am writing regarding our telephone conversations on February 7 and 8, 1995 where you requested information on the Federal process. This is a general overview of the process as it will relate to the Allendale Dam project.

The Allendale Dam project was authorized under Section 358 of the 1992 Water Resources Development Act (PL 102-508). The authorized amount was \$90,000 to be cost shared 75% Federal and 25% non-Federal. The Federal share of \$67,500 has been appropriated.

The process for this Federally authorized project requires both the Army and the Local Sponsor to enter into a Project Cooperation Agreement (PCA). The PCA defines and establishes the responsibilities of each party outlining, among other things, the cost sharing requirements for the project. Funds would be required some time after the PCA is signed but prior to the project being solicited for construction. The amount of costs to be shared would be initially based on a detailed project estimate developed by the Corps specifically for the construction solicitation, with the amounts eventually being finalized on an actual cost basis when all project work is completed. There is also a Sponsor requirement for future project operation and maintenance. I have enclosed our model flood control PCA as well as a sample adjusted PCA from another project in Rhode Island for your general information. They will give you the basic requirements of the process. The PCA to be developed specifically for the Allendale Dam project should be similar.

Our initial project cost estimate is \$350,000. This project cost includes, in addition to the cost of demolition and reconstruction of the dam itself, the cost of acquisition of lands and easements, the Corps' management, design and construction supervision/administration efforts, as well as inflationary adjustment factors to price the construction work being done in the summer of 1996. By law the Maximum Project Cost is defined as the authorized amount plus 20%. Since our current estimate exceeds that, our headquarters has directed us not to proceed further until the project's capabilities for reauthorization are fully assessed. The next step, therefore, is to seek the additional authorization.

In order to initiate a revision to the Authorization, we have forwarded a request through our headquarters in Washington, D.C. in the form of a formal report to attempt to have the amount adjusted through a Congressional Post Authorization Change. Once a Post Authorization Change is successfully executed, we will proceed with project completion in the following manner:

- a. The Sponsor obtains ownership of the dam.
- b. The Project Cooperation Agreement is jointly developed and executed with assurances of financial capability from the Sponsor. Concurrently the Corps completes plans and specifications.
- c. The Sponsor obtains all permanent and construction easements, and all necessary local and State permits.
- d. Sponsor required funds are committed and the Corps solicits bids, and awards a construction contract.
- e. The Corps administers the contract and directly supervises the construction.
- f. The Sponsor accepts the project, an Operation and Maintenance manual is prepared by the Corps for the Sponsor, final cost sharing is determined and the project is financially closed out.
- g. The Sponsor maintains and operates the project.

I hope this explanation of the Federal process is sufficient. I am also providing a courtesy copy of this letter to Senator Chafee's office. If you need any further information, please don't hesitate to contact me at (617) 647-8233.

Sincerely,

Robert J. Gauvreau
Acting Director of Programs/
Project Management

Enclosures
as stated

Copy Furnished:
Mr. James Barden ✓
Office of the Honorable John H. Chafee
10 Dorrance Street, #221
Providence, Rhode Island 02903-2018

102 P.L. 580, *358

SEC. 358. <ALLENDAL DAM,> NORTH PROVIDENCE, RHODE ISLAND.

(a) Reconstruction. The Secretary is authorized to reconstruct the <Allendale> <Dam> in North Providence, Rhode Island, at a total cost of \$ 90,000, with an estimated Federal cost of \$ 67,500 and an estimated non-Federal cost of \$ 22,500. The Secretary shall not rebuild the dam until title to such dam has been transferred to a nonprofit watershed council or the city of North Providence.

(b) Non-Federal Share. The non-Federal share of the cost of the project authorized by this section shall be 25 percent.