

MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

# BROWNFIELD REDEVELOPMENT AUTHORITIES EDUCATIONAL WEBINAR

1-tet

**PUBLIC ACT 381** 

July 20, 2022



# AGENDA



ANNUAL REPORTING UPDATES

NEW BRA REPORTING SYSTEM

EGLE GRANT & LOANS PROGRAM DISCUSSION

> NEW EGLE TOOL

> > Q&A SESSION

# **BRA ANNUAL REPORTING**



#### MICHIGAN ECONOMIC DEVELOPMENT CORPORATION



## **BRA ANNUAL REPORTING**



#### ALL REPORTING DUE AUGUST 31, 2022

**NEW ADDITION – ISD FIELDS** 

ISD Data included in BRA Reporting will be provided to Treasury to process reimbursement.



#### **Existing ISD Field – Now Two Fields**

- Amount of Local ISD Ad Valorem TIR Received: From property on the regular tax roll and not exempt from ad valorem taxation.
- ✓ Amount of Local ISD Special-Tax TIR Received: ISD share of IFT, CFT, CRA, NEZ, OPRA and Land Bank 5/50 taxes levied on parcels exempt from ad valorem taxation.

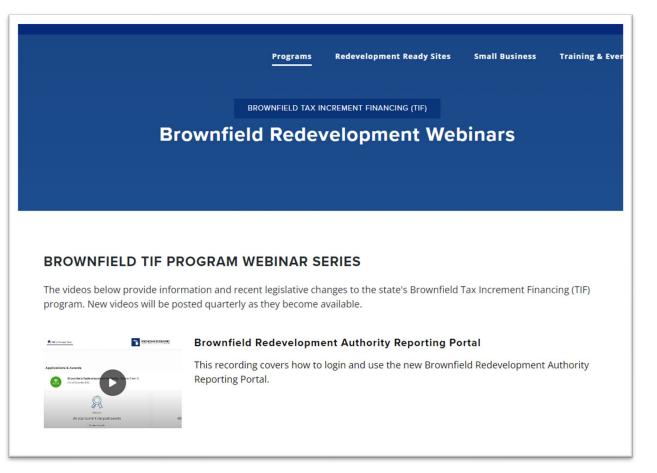
ISD Resources on Miplace.org

ISD FAQ

**ISD Codes** 

## **NEW BRA REPORTING PLATFORM**

- Effective July 14, 2022, Brownfield Redevelopment Authority reporting has moved to the Community Platform
- New Portal Link: <u>http://medchome.force.com/ProjectPortal</u>
- Review New Fields: ISD Ad Valorem, ISD Specific Tax, ISD Codes
- New Portal Features
- Tax Capture Ended Status on Metric-updates Tax Capture Ended on Site. User can see all Sites that no longer need reported annually.



#### **BRA Reporting Portal Overview Video** Available

## **PLATFORM UPDATES**

<b>MEDC</b> Project	Portal	MICHIGAN ECONOI DEVELOPMENT CORPORA
My Brow	nfield Sites	
Q Search B	rownfield Sites	
Add a Nev	v Site	
<b>甲</b> <u>10 lon</u> 10 lon	<u>ia</u> ia Avenue NW, Grand Rapids	SITE-00001605
	<u>Monroe, LLC</u> Monroe Avenue NW, Grand Rapids	SITE-00001457

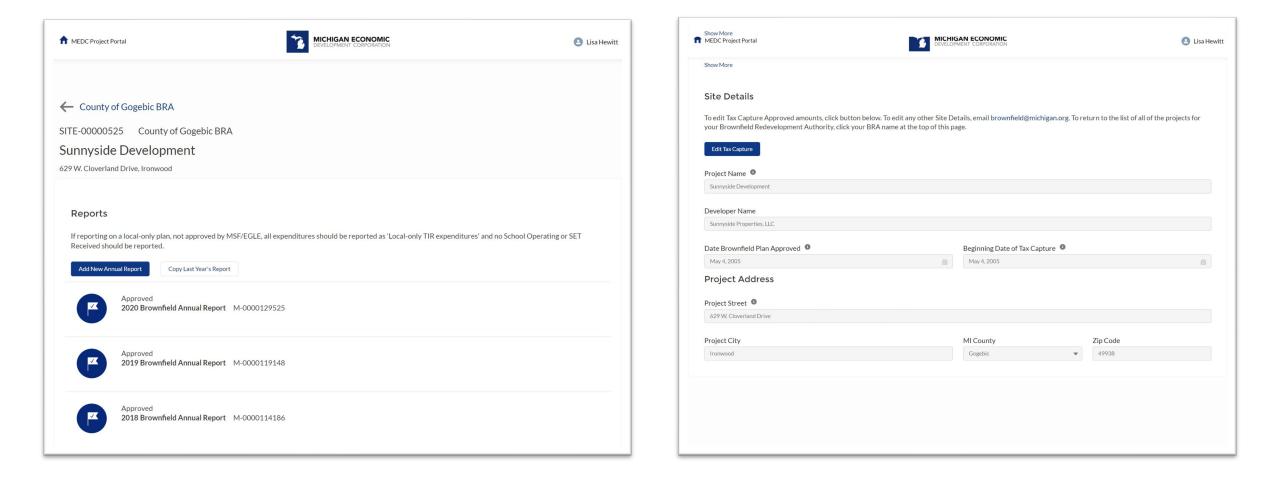
### • Reports

- Search by Site Name
- No longer need a separate email address for BRA portal
- Same email username used for all reporting programs

A MEDC Proje	ct Portal	MICHIGAN ECONOMIC DEVELOPMENT CORPORATION	BRA User
Application	s & Awards		
民	<b>Brownfield Redevelopment Authority</b> Active Sites: 0 Brownfield Redevelopment Authority		View Program
	Awards	Report Center	
	All your current and past awards Explore Awards	All your reports by program and year Explore Reports	

A MEDC Project Portal	MICHIGAN ECONOMIC DEVELOPMENT CORPORATION	💄 Lisa Hewitt
SITE-00000525 County of Gogebic BRA		
Sunnyside Development		
629 W. Cloverland Drive, Ironwood		
Reports		
If reporting on a local-only plan, not approved by MSF/EG Received should be reported.	GLE, all expenditures should be reported as 'Local-only TIR expenditures'	' and no School Operating or SET
A report for 2021 has already been created.		
Add New Annual Report Copy Last Year's Report		
Pending 2021 Brownfield Annual Report M-00	00131973	

MEDC Project Portal	MICHIGAN ECONOMIC DEVELOPMENT CORPORATION	🕒 Lisa Hew
Project Details		
Project Name 🕕	Date Brownfield Plan Approved 0	
Sunnyside Development	May 4, 2005	-tota
	Received" or "Amount of State Tax Capture To Be Reimbursed" is greater than 0.	
<ul> <li>Local Only Plan? </li> <li>This box cannot be checked if either "Amount of School Operating Tax Capture F</li> <li>Project Includes EGLE Pre-Approved Activities </li> <li>This box cannot be checked if "Local Only Plan?" box is checked.</li> <li>* Tax Capture Status </li> </ul>	Received" or "Amount of State Tax Capture To Be Reimbursed" is greater than 0. * Project Status	



MEDC Project Portal	Lisa Hewitt
4-0000131972 County of Gogebic BRA Local Brownfield Revolving Fund	
🔓 Pending	
teported Calendar Year: 2021	
If there is no balance, enter \$0.	
*Balance as of 12/31 of reported Calendar Year	
	Save Submit
	Jave

MICHIGAN ECONOMIC DEVELOPMENT CORPORATION	😫 Lisa Hewitt
re/reimbursement to report in the Calendar Year	
	4
information submitted in this report is true and correct.	
	Save Submit
	re/reimbursement to report in the Calendar Year

MEDC Project Portal	MICHIGAN ECONOMIC DEVELOPMENT CORPORATION	😩 Lisa Hewitt
No Brownfield Projects		
No Brownfield Projects, includin	ng no TIR capture/reimbursement to report in the Calendar Year	
Certification		
Comments		
		ĥ
* I certify that to the best of my l	knowledge the information submitted in this report is true and correct.	
		Save Submit

Lisa Hewitt

MEDC Project Portal		E Lisa Hewitt		
Brownfield Redevelopment Authority County of Gogebic BRA		Program Contact ▼ brownfield@michigan.org	My Brownfield Sites	
Local Brownfield Revolving Fund	) to report, the Authority is still responsible for completing all appropriate inf	ormation for the Revolving Fund in	MEDC Project Portal	DEVELOPMENT CORPORATION
order to be compliant. Submit Local Brownfield Revolving Fund			F Gogebic Range Bank 155 E. Cloverland Drive, Ironwood	SITE-00000526 Brownfield Apr 1, 2010
Americand			Kauppila Family Limited Partnership           1         460 W. Cloverland Drive, Ironwood	SITE-00000527 Brownfield Oct 1, 2009
Approved Approved Approved 2020 Local Brownfield Revolving Fundamental	M 0000129748	2 Lisa Hewitt	Sunnyside Development           629 W. Cloverland Drive, Ironwood	SITE-00000525 Brownfield May 4, 2005
Approved 2019 Local Brownfield Revolving Fund				
Approved 2018 Local Brownfield Revolving Fund	d M-0000114150			
Show More				

MEDC Project Portal	MICHIGAN ECONOMIC DEVELOPMENT CORPORATION	BRA User
Brownfield Redevelopment Authority Brownfield Redevelopment Active Sites 0	nt Authority	Program Contact <ul> <li>brownfield@michigan.org</li> </ul>
Local Brownfield Revolving Fund If your jurisdiction has no Tax Increment Revenue (TI order to be compliant.	R) to report, the Authority is still responsible for complet	ing all appropriate information for the Revolving Fund in
A report for 2021 has already been created.		
Submit Local Brownfield Revolving Fund		
Pending 2021 Local Brownfield Revolving Fu	nd M-0000131960	

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MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

# EGLE Brownfield Grants and Loans

JANET MICHALUK AND DAN GOUGH, RRD-BARS MICHALUKJ@MICHIGAN.GOV AND GOUGHD1@MICHIGAN.GOV 517-643-0314 AND 517-281-8253

# Contents



Administration, 3rd Party Oversight & Project Management



New Tool



# Administration, 3<sup>rd</sup> Party Oversight, & Project Management

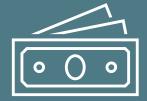


# General Overview

- Administrative management costs allowed under EGLE grants and loans
  - Administration
  - 3<sup>rd</sup> Party Oversight
  - Project Management

#### • Comparison of EGLE's expectations

- Who
- What
- Why
- When
- Maximum Amount
- Other Considerations







# Who

#### **ADMINISTRATION**

- Grantee / Borrower
- Consultant on behalf of the Grantee / Borrower

#### **3<sup>RD</sup> PARTY OVERSIGHT**

Independent of Implementation of grant/loan activities:

- Brownfield Specialist
- Environmental Consultant

#### **PROJECT MANAGEMENT**

# Directly implementing grant/loan activities:

- Consultant
- Contractor
- Developer (On rare occasions)







# What 🄊

#### **ADMINISTRATION**

# Actual administration and management of EGLE Funding:

- Tracking work and budgets
- Complying with agreement
- Coordinating project activities and communication
- Attending meetings
- Compiling, reviewing, and timely submittal of grant/loan required documentation
- Managing the flow of payments

#### **3<sup>RD</sup> PARTY OVERSIGHT**

#### Independent oversight:

- Providing technical review and feedback
- Attending meetings and assisting with technical communications
- Inspecting and overseeing sites (as needed)

#### **PROJECT MANAGEMENT**

## Direct implementation of grant/loan activities:

- Managing grant/loan work
- Scheduling
- Reviewing all submittals
- Preparing invoice packets with all documentation and annotation
- Preparing and maintaining documentation
- Attending meetings
- Preparing communications
- Conducting field visits
- Overseeing the project



# Why

#### ADMINISTRATION

To ensure proper administration, tracking and reporting of the grant/loan in accordance with the agreement



#### 3<sup>RD</sup> PARTY OVERSIGHT

To provide technical capacity to the Grantee / Borrower to assist with proper implementation of the project.



# <u>**Must</u>** be approved by EGLE in advance. Reasons may include:</u>

- Lack of experience or capacity
- EGLE's past experience

#### **PROJECT MANAGEMENT**

To ensure proper management and implementation of the project





# When

#### ADMINISTRATION

Allowed on all grants and loans

#### 3<sup>RD</sup> PARTY OVERSIGHT

<u>ONLY</u> if approved by EGLE, generally prior to the award of funding

#### PROJECT MANAGEMENT

Allowed on all grants/loans, as appropriate









# Maximum Amount $\overline{---}_{---}^{\infty}$

#### ADMINISTRATION

Up to 3% of the total grant/loan award

#### 3<sup>RD</sup> PARTY OVERSIGHT

Up to 5% of the total grant/loan award

#### **PROJECT MANAGEMENT**

#### No maximum, however:

- General industry rule of thumb is 5% to 15% of project budget
- EGLE staff reviews both proposed and incurred project management costs to ensure they are both reasonable and appropriate
- Multiple layers of project management should be avoided



# Other Considerations

#### ADMINISTRATION

- Detailed billing is required
- Ineligible costs

#### 3<sup>RD</sup> PARTY OVERSIGHT

- **EGLE approval required**
- Contracted directly with Grantee / Borrower
- Primarily technical in nature
- 3<sup>rd</sup> party comments and feedback should be addressed by before submittal to EGLE
- Detailed billing is required

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#### PROJECT MANAGEMENT

- Performed by experienced staff person
- Multiple layers of project management should be avoided
- Detailed billing required







# New Tool



## New Tool

Administration / 3<sup>rd</sup> Party Oversight / Project Management Guidance



#### Michigan Department of Environment, Great Lakes, and Energy ADMINISTRATION / 3RD PARTY OVERSIGHT / PROJECT MANAGEMENT GUIDANCE

#### ADMINISTRATION / 3RD PARTY OVERSIGHT / PROJECT MANAGEMENT GUIDANCE

Please see below for a general description of these three important activities and direction on when and how they should be used. Questions regarding these activities beyond the guidance below should be directed to your Brownfield Coordinator.

	ADMINISTRATION	3RD PARTY OVERSIGHT	PROJECT MANAGEMENT
WHO:	Grantee/Borrower or consultant on behalf of the Grantee/Borrower.	Consultant independent of the developer and not directly implementing the grant/loan activities.	Consultant and/or contractor or occasionally a developer implementing the grant/loan activities.
WHAT:	Activities necessary for the Grantee/Borrower to administer and manage the EGLE funding, including but not limited to: • Work and budget tracking in accordance with approved work plans • Ensuring compliance with the agreement terms and conditions • Coordinating project activities and communications • Attending project activities and communications • Attending project meetings • Compilation, review, and timely submittal of: • Payment requests/progress reports • Frial reports • Project closeout documentation for submittal to EGLE • Management of payment flow for reimbursement requests	<ul> <li>A 3" party oversight consultant is a brownfield specialist or environmental consultant that has experience managing EGLE brownfield grants or loans. Activities performed by a 3" party oversight consultant include, but are not limited to:</li> <li>Technical review and feedback on: <ul> <li>Work plans</li> <li>Invoices, billing documentation or other deliverables needed for reimbursement requests in line with approved work plans</li> <li>Other deliverables/submittals (e.g., reports, bids, specifications, etc.)</li> <li>The grant/loan final report</li> </ul> </li> <li>Attending meetings and assisting with communications of a technical nature</li> <li>Site inspections and/or field oversight, as warranted (Note: constant oversight should not be needed)</li> </ul>	<ul> <li>Activities necessary to oversee, direct, and organize resources to complete grant/loan funded activities including, but not limited to:</li> <li>Managing the grant/loan work</li> <li>Scheduling staff and subcontractors</li> <li>Review of reports, reporting, or other submittals</li> <li>Contractor/subcontractor oversight and management, as appropriate</li> <li>Preparation and review of reimbursement requests packets for themselves or contractors/subcontractors under their oversight including ensuring invoices, billing documentation, or other deliverables needed for reimbursement are present, detailed, and/or annotated to correspond with activities as defined in an approved work plan</li> <li>Preparing and maintaining project documentation</li> <li>Attending and arranging project meetings and communications</li> <li>Field visits</li> <li>Other project oversight</li> </ul>

EGLE MICHIGAN DEPARTMENT OF

ENVIRONMENT, GREAT LAKES, AND ENERGY

New Tool

Administration / 3<sup>rd</sup> Party Oversight / Project Management Guidance

ADMINISTRATION	3RD PARTY OVERSIGHT	PROJECT MANAGEMENT
To help ensure the proper administration, tracking, and reporting of the grant/loan in accordance with the agreement.	The primary role of 3 <sup>rd</sup> party oversight is to provide technical capacity to the Grantee/Borrower to assist with the proper implementation of the project. 3 <sup>rd</sup> party oversight must be approved by EGLE in advance.	To ensure proper management and implementation of the project, including the scope or work, schedule, and budget.

Administration / 3rd Party Oversight / Project Management Guidance

WHY:	To nep ensure the proper administration, tracking, and reporting of the grant/loan in accordance with the agreement.	<ul> <li>The primary role of 3° party oversight is to provide technical capacity to the Grantee/Borrower to assist with the proper implementation of the project. 3rd party oversight must be approved by EGLE in advance and reasons may include:</li> <li>Lack of experience or capacity of the Grantee/Borrower</li> <li>Lack of experience of the environmental consultant/contractor implementing grant/loan activities</li> <li>EGLE's past experience with Grantee/Borrower or environmental consultant/contractor warranting additional oversight</li> </ul>	of the project, including the scope or work, schedule, and budget.
WHEN:	All grants/loans.	ONLY if approved by EGLE, generally prior to the award of funding.	All grants/loans, as appropriate.
MAXIMUM:	Up to 3% of the total grant/loan award.	Up to 5% of the total grant/loan award.	EGLE staff will review proposed and incurred project management costs to ensure they are both reasonable and appropriate. The general industry rule of thumb is project management accounts for 5 to 15% of the project budget.
OTHER CONSIDERATIONS:	<ul> <li>Detailed billing is required. Administration reimbursement requests <u>must include staff</u> names and roles. Individual dates the administrative work took place, number of hours. hourly rate, and description of work activities</li> <li>Costs that are <u>not eligible</u> to be billed as administrative include, but are not limited to:         <ul> <li>Project management</li> <li>Site planning, site plan review, and other development management.</li> <li>Coordinating or managing other incentives.</li> <li>Preparation or review of Brownfield Plans and/or Act 381 Work Plans unless the Act 381 Work Plan is directly related to an EGLE Loan</li> <li>Local zoning ordinance changes</li> <li>Legal fees</li> <li>Coordination of permits not funded by the grant/loan</li> </ul> </li> <li>Typically, the administration task as outlined in Appendix A of the agreement is automatically approved upon signature of the agreement.</li> </ul>	<ul> <li>3rd party oversight must be approved by EGLE in advance. EGLE staff will discuss with the Grantee/Borrower if they think this course is appropriate. Use of 3rd party oversight will be the exception not the rule.</li> <li>Detailed billing statements are required for the 3rd party oversight consultant and <u>must include</u> staff names and roles, individual dates the 3rd party oversight work took place. number of hours, hourly rate, and description of work activities.</li> <li>The 3rd party oversight consultant is contracted directly by the Grantee/Borrower</li> <li>3rd party oversight is primarily technical in nature rather than administrative but, may have some overlap regarding reasonableness of costs and review of project invoices, billing documentation or other deliverables needed for reimbursement requests</li> <li>3rd party oversight review comments and feedback should be addressed prior to submittal of deliverables to EGLE</li> </ul>	<ul> <li>Detailed billing statements are required for all grant/loan funded activities by environmental professionals and must include staff names and roles, individual dates the project management work took place, number of hours, hourly rate, and description of work activities.</li> <li>Project management is generally performed by an experienced senior staff person at the consultant/contractor implementing the work.</li> <li>Multiple layers of project management costs (e.g., environmental consultant, brownfield specialist, construction manager, developer, etc.) should be avoided to prevent redundancy and unnecessary use of grant/loan funds. EGLE staff closely monitor and typically will not approve reimbursement for multiple layers of project management.</li> </ul>

Note: Costs billed to a grant/loan should always include a description of work corresponding with an approved work plan, individual dates the activity took place, and when appropriate staff names and roles, number of hours, and hourly rates. EGLE staff may ask for a more detailed summary of proposed or incurred costs, clarification, and/or justification for costs associated with activities that seem unclear or excessive.



WHY:

MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

#### MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

## JANET MICHALUK, BROWNFIELD COORDINATOR | 517-643-0314 DAN GOUGH, BROWNFIELD COORDINATOR | 517-281-8253

800-662-9278 | www.Michigan.gov/EGLE



# **THANK YOU**

Additional questions? Contact us today.

MEDC: Rob Garza, garzar8@michigan.org EGLE: Dan Gough, goughd1@michigan.gov

Next Webinar: October 19, 1:00 p.m.