



## Department of Energy

Washington, DC 20585

### **Rocky Flats Stewardship Council: DE-FG01-06LM00080**

**Determination by the Director, Office of Legacy Management that this project satisfies the requirement under 10 CFR 600.6(c)(8) that a noncompetitive award is in the public interest.**

Under 10 CFR 600.6(c)(8), DOE may award a grant on a noncompetitive basis if the responsible program Assistant Secretary, Deputy Administrator, or other official of equivalent authority determines that a noncompetitive award is in the public interest. Under subpart (d)(2), where the amount of DOE funds is less than \$1 million, the determination shall be documented in writing; concurred in by local counsel and approved by the cognizant HCA and the Contracting Officer.

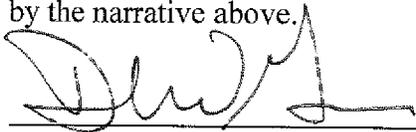
The objective of the grant is to support the effective and efficient communication between the Department of Energy Office of Legacy Management Rocky Flats Site and the public concerning the operation and maintenance of the CERCLA remedy at the DOE Central Operable Unit (aka Retained Lands) of the Rocky Flats site.

The proposed grant activity will assist in public involvement in the CERCLA remedy of the Rocky Flats site. The objectives of the Rocky Flats Stewardship Council – also known as the Rocky Flats Local Stakeholders Organization – established in Section 3118 of Public Law 108-375 (aka the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005), are to:

1. Solicit and encourage public participation in appropriate activities relating to the closure and operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site;
2. Disseminate information on the closure and post-closure operations of the site to the State government of the State in which the site is located, local and tribal governments in the vicinity of the site, and persons and entities having a stake in the closure or post-closure operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site;
3. Transmit to appropriate officers and employees of the Department of Energy questions and concerns of governments, persons, and entities referred to paragraph (2) on the closure and post-closure operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site; and
4. Perform such other duties as the Secretary and the local stakeholder organization jointly determine appropriate to assist the Secretary in meeting CERCLA remedy obligations of the Department at the site.



It is hereby determined that the Rocky Flats Stewardship Council project satisfies the requirement for noncompetitive financial assistance as under 10 CFR 600.6(c)(8) as supported by the narrative above.

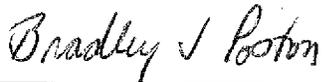


2/1/12

David W. Geiser  
Director, Office of Legacy Management

Date

Approved by:



FEB 16 2012

Bradley J. Poston  
Director, Office of Headquarters Procurement Services

Date

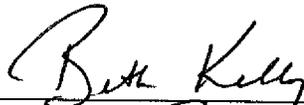


2-13-12

Lawrence Butler  
Contracting Officer

Date

Concurred:



2-14-2012

~~Christine M. Taylor~~ Beth Kelly  
Acting Deputy Assistant General Counsel  
For Procurement & Financial Assistance

Date

# OFFICIAL FILE DOCUMENT

## DOCUMENT ROUTE SLIP

Type of Document	<input type="checkbox"/> Award Document	<input type="checkbox"/> Subcontract Approval	<input checked="" type="checkbox"/> Other
	<input type="checkbox"/> Correspondence	<input type="checkbox"/> Contract Documentation	
	<input type="checkbox"/> Position Paper	<input type="checkbox"/> Internal Policy/Procedures	
Action Codes	A. Approval	C. Review/Comments	E. Information
	B. Concurrence	D. Signature	F. File
Subject: Supplemental Memorandum to Support Renewal of Grant DE-FG01-06LM00080			
	Route To: (In Sequence)		Initials      Date
1	A,D,F Lawrence Butler MA-641.2	Contracting Officer	LB      2-13-12
2	B,C Richard E. Leotta MA-641	Division Director	RL      2/13/12
3	B,C Independent Review MA-64.1		JMR      2/14/12
4	B,C General Counsel GC-61		LMT      2/16/12
5	A,D Bradley J Poston MA-64	HCA	BJP      FEB 16 2012
From: Lawrence Butler		Division: MA-641.2	
Location: FORS 7F-042		Phone: (202) 287-1681	
Date: February 13, 2012			
Remarks:			
This Document Route Slip must be maintained in the contract file with the document routed.			

**DETERMINATION OF NONCOMPETITIVE FINANCIAL ASSISTANCE**  
**(DNFA)**

U.S. Department of Energy  
Office of Legacy Management

Rocky Flats Stewardship Council  
DE-FG01-06LM00080

It is hereby determined that eligibility for a financial assistance award will be restricted to only one applicant. The determination is made pursuant to 10 CFR Part 600.6(c) and is supported by the following narrative and merit review documentation:

**A. Sponsoring Program Office:**

U.S. Department of Energy  
Office of Legacy Management

**B. Programmatic Statutory Authority for the Proposed Award:**

Section 3118 of Public Law 108-375 (aka the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005) established the Local Stakeholder Organization (LSO) for Rocky Flats, designated it's responsibilities, and appropriated the original funding to support those assigned duties. The Rocky Flats Stewardship Council is the LSO.

Public Law 95-604, as amended, codified at 42 U.S.C. Section 7901, *et. seq.*, and extended by Public Law 104-259. In accordance with the Federal Grant and Cooperative Agreement Act of 1977, as amended, and with the execution of this determination, it has been established that the principal purpose of the proposed transaction is the transfer of money and/or property to directly accomplish a public purpose of support in accordance with Section 3118 of Public Law 108-375. This transaction does not involve a procurement whereby the principal purpose of the transaction is the acquisition of supplies and/or services for the direct benefit of the Government.

**C. Awarding Office:**

U.S. Department of Energy  
Office of Headquarters Procurement Services  
MA-641.2  
1000 Independence Ave., SW  
Washington, DC 20585

**D. Type of Award Proposed:**

Grant Agreement Renewal

**E. Proposed Recipient:**

Rocky Flats Stewardship Council  
P.O. Box 17670  
Boulder, CO 80308

**F. Description of the Nature of the Financial Assistance to be Provided:**

The proposed Grant is to continue to fund a Local Stakeholders Organization.

**G. Amount and Availability of DOE Funds Required:**

Five-year funding requirements are estimated at \$650,000.

Year 1 - \$130,000 funds required

Year 2 - \$130,000 funds required

Year 3 - \$130,000 funds required

Year 4 - \$130,000 funds required

Year 5 - \$130,000 funds required

**H. Cost-Participation/Sharing Required or Proposed:**

No cost participation/sharing is required or proposed.

**I. Description of the Programmatic Evaluation conducted and the Results of That Evaluation:**

The objective of the grant is to support the effective and efficient communication between the Department of Energy Office of Legacy Management Rocky Flats Site and the public concerning the operation and maintenance of the CERCLA remedy at the DOE Central Operable Unit (aka Retained Lands) of the Rocky Flats site.

A merit review indicated that the proposed agreement satisfies all three criteria for non-competitive applications: significance, approach and feasibility (based on a scale of outstanding, good, adequate, poor, and unacceptable). The merit review indicated that the applicant fully addressed all aspects of the criteria, demonstrating a likelihood of meeting the Government's requirements. Also, see Section L.

Overall Technical Merit: The application is considered to be meritorious in that it offers an independent organization to assist in informing the public of DOE operations and decisions and communicating public concerns and questions to the DOE regarding the Rocky Flats site.

Relevance of the Objectives to DOE's Office of Facility and Site Decommissioning: The proposed grant activity would assist in allaying public concerns associated with the CERCLA remedy of the Rocky Flats site.

The objectives of the Rocky Flats Stewardship Council – also known as the Rocky Flats Local Stakeholders Organization – established in Section 3118 of Public Law 108-375 (aka the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005), are to:

1. Solicit and encourage public participation in appropriate activities relating to the closure and operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site;
2. Disseminate information on the closure and post-closure operations of the site to the State government of the State in which the site is located, local and tribal governments in the vicinity of the site, and persons and entities having a stake in the closure or post-closure operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site;
3. Transmit to appropriate officers and employees of the Department of Energy questions and concerns of governments, persons, and entities referred to paragraph (2) on the closure and post-closure operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site; and
4. Perform such other duties as the Secretary and the local stakeholder organization jointly determine appropriate to assist the Secretary in meeting CERCLA remedy obligations of the Department at the site.

Appropriateness of the Proposed Method or Approach: The proposed work will enhance the value of the public communication underway and improve information exchange among DOE, State agencies, local government organizations, public interest groups, and the general public.

Competence, Experience, and known Past Performance of the Applicant, Principal Investigator, and/or Key Personnel: Mr. David Abelson, Executive Director of the Rocky Flats Stewardship Council, is the former long-time Executive Director of the Rocky Flats Coalition of Local Governments, which formed the core of the Local Stakeholder Organization and has been performing in this position since the establishment of the RFSC..

Adequacy of Applicant's Facilities and Resources: The applicant's facilities are provided by the member local governments and are adequate for accomplishing the required services.

**J. Description of the Public Purpose of Support or Stimulation to be Served by the Proposed Award:**

The primary purpose of the grant is to fund the Local Stakeholders Organization, as mandated by Section 3118 of Public Law 108-375 (aka Ronald Reagan Defense Authorization Bill of 2005).

**K. Solicited or Unsolicited Application:**

This effort is a renewal application for DOE Grant No. DE-FG01-06LM00080 for the same work.

**L. Criteria in 10 CFR 600.6(c) Which is Being Relied Upon to Justify the Action:**

The project satisfies the requirement for noncompetitive financial assistance as contemplated by Section 10 CFR 600.6(c)(8) in that the responsible program Assistant Secretary, Deputy Administrator, or official of equivalent authority has determined that a noncompetitive award is in the public interest. This criterion is being used because funding for the Rocky Flats Local Stakeholders Organization was directed by Congress in the 2005 Omnibus Appropriations Bill.

**DNFA REVIEW/APPROVALS**  
**Rocky Flats Stewardship Council**

The information contained in this determination is accurate and complete to the best of my knowledge and belief:

**REVIEWED:**

*Lawrence Butler*  
Lawrence Butler  
Contracting Officer, MA-641.2  
Office of Headquarters Procurement Services

*2-13-12*  
Date

**APPROVED:**

*Beth Kelly*  
General Counsel, GC-61  
*Beth Kelly*  
*Deputy Asst Gen Counsel*  
*for Procurement & Financial Asst*

*2/16/2012*  
Date



The purpose of this amendment is to (1) renew the grant for an additional five years; (2) authorize continuation of this grant to the next budget period; and (3) provide funding.

Accordingly, the grant is hereby amended as follows:

1. The grant is hereby renewed to add an additional five budget periods to the project period. As a result, the project period as identified in Block 7 of the DOE F 4600.1, Notice of Financial Assistance Award is extended by five years from March 1, 2012 through February 28, 2017.
2. The Recipient is authorized to continue performance through the next budget period from March 1 2012 through February 28, 2013 as identified in Block 6 of the DOE F 4600.1.
3. Funds in the amount of \$130,000 are hereby obligated to the previously obligated amount of \$815,847 for a total DOE obligation of \$945,847.
4. The article entitled TOTAL ESTIMATED COST is hereby deleted in its entirety and substituted with the following:

**TOTAL ESTIMATED COST**

	<b>Budget Period 1 (03/01/06 - 02/28/08) (actual)</b>	<b>Budget Period 2 (03/01/08 - 02/28/11) (actual)</b>	<b>Budget Period 3 (03/01/11 - 02/28/12) (actual)</b>	<b>Budget Period 4 (03/01/12 - 02/28/13) (actual)</b>	<b>Budget Period 5 (03/01/13 - 02/28/14) (estimate)</b>
<b>Funding</b>	\$395,847	\$420,000	\$120,000	\$130,000	\$130,000
<b>Estimated Carryover Funds</b>	(\$90,000)	\$90,000	(\$120,000)	\$0	\$0
<b>Revised Budget Amount</b>	\$305,847	\$510,000	\$0	\$130,000	\$130,000

	<b>Budget Period 6 (03/01/14 - 02/28/15) (estimate)</b>	<b>Budget Period 7 (03/01/15 - 02/28/16) (estimate)</b>	<b>Budget Period 8 (03/01/16 - 02/28/17) (estimate)</b>	<b>Total</b>
<b>Funding</b>	\$130,000	\$130,000	\$130,000	\$1,585,847
<b>Estimated Carryover Funds</b>	\$0	\$0	\$0	(\$120,000)
<b>Revised Budget Amount</b>	\$130,000	\$130,000	\$130,000	\$1,465,847

5. As a result of the above, the total estimated cost of the project is hereby increased from \$815,847 by \$650,000 to \$1,465,847.

6. PART B, PROJECT MANAGEMENT PLAN (Statement of Work) – The work as specified in the Statement of Project Objectives, Attachment B, is incorporated herein and shall be performed during this renewal period.
7. PART D, BUDGET INFORMATION – The attached DOE F 4600.4, Budget Information Form is hereby incorporated into the agreement for Budget Period 4 covering the period from March 1, 2012 through February 28, 2013.
8. ATTACHMENT C, REPORTING REQUIREMENTS. Addressee B of the Reporting Requirements Checklist is changed as follows:

Katharine Lindner  
U.S. Department of Energy  
Office of Headquarters Procurement Services, MA-641.2  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585

9. Except as provided herein, all other terms and conditions remain unchanged and in full force and effect.

## ATTACHMENT B - STATEMENT OF PROJECT OBJECTIVES

### **Rocky Flats Local Stakeholder Organization**

#### OBJECTIVE

The objective of the grant is to support the effective and efficient communication between the Department of Energy Office of Legacy Management Rocky Flats Site and the public concerning the cleanup and the operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site.

The proposed grant activity would assist in allaying public concerns associated with the cleanup of the Rocky Flats site.

The objectives of the Rocky Flats Stewardship Council, established in the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005, are to:

- a. Solicit and encourage public participation in appropriate activities relating to the closure and operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site;
- b. Disseminate information on the closure and post-closure operations of the site to the State government of the State in which the site is located, local and tribal governments in the vicinity of the site, and persons and entities having a stake in the closure or post-closure operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site;
- c. Transmit to appropriate officers and employees of the Department of Energy questions and concerns of governments, persons, and entities referred to paragraph (2) on the closure and post-closure operation and maintenance of the CERCLA remedy at the DOE Retained Lands of the Rocky Flats site; and
- d. Perform such other duties as the Secretary and the local stakeholder organization jointly determine appropriate to assist the Secretary in meeting CERCLA remedy obligations of the Department at the site.

The work will enhance the value of the public communication work underway and improve information exchange among DOE, State agencies, local government organizations, public interest groups, and the general public.

**ATTACHMENT D – BUDGET PAGE(S)**  
**U.S. DEPARTMENT OF ENERGY**  
**Federal Assistance Budget Information**  
**OMB Burden Disclosure Statement**

DOE F 4600.4#  
(04-94)  
Replaces EIA-459C  
All Other Editions Are Obsolete

OMB Control No  
1910-0400

Public reporting burden for this collection of information is estimated to average 1.87 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Office of Information Resources Management Policy, Plans, and Oversight, Records Management Division, AR-422 – GTN, Paperwork Reduction Project (1910-0400), U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585; and to the Office of Management and Budget (OMB), Paperwork Reduction Project (1910-0400), Washington, DC 20503.

1. Program/Project Identification No. <b>DE-FG01-06LM00080</b>	2. Program/Project Title <b>Rocky Flats Local Stakeholder Organization</b>
3. Name and Address <b>Rocky Flats Stewardship Council P.O. Box 17670 Boulder, CO 80308</b>	4. Program/Project Start Date <b>03/01/2006</b>
	5. Completion Date <b>02/28/2017</b>

**SECTION A - BUDGET SUMMARY**

Grant Program Function or Activity (a)	Federal Catalog No. (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal	Non-Federal	Federal	Non-Federal	Total
1. Budget Period 4				130,000		130,000
2. Budget Period 5				130,000		130,000
3. Budget Period 6				130,000		130,000
4. Budget Period 7				130,000		130,000
5. Budget Period 8				130,000		130,000
6. TOTALS				650,000		650,000

**SECTION B - BUDGET CATEGORIES**

7. Object Class Categories	Grant Program, Function or Activity					Total (6)
	(1) Budget 4	(2) Budget 5	(3) Budget 6	(4) Budget 7	(5) Budget 8	
a. Personnel	93,000	93,000	93,000	93,000	93,000	465,000
b. Fringe Benefits	0	0	0	0	0	0
c. Travel	6,000	6,000	6,000	6,000	6,000	30,000
d. Equipment	250	250	250	250	250	1,250
e. Supplies	500	500	500	500	500	2,500
f. Contractual	24,000	24,000	24,000	24,000	24,000	120,000
g. Construction	0	0	0	0	0	0
h. Other	6,250	6,250	6,250	6,250	6,250	31,250
i. Total Direct Charges	130,000	130,000	130,000	130,000	130,000	650,000
j. Indirect Charges	0	0	0	0	0	0
k. TOTALS	130,000	130,000	130,000	130,000	130,000	650,000
7. Program Income						