

**Special Award Conditions**

Name	Description	Amendment	Type	Due Date	Satisfied Date
Outstanding NEPA Documentation and Restricted Availability of Funds	By accepting this award, the Recipient agrees to assist and cooperate with NOAA Fisheries in the preparation of any outstanding National Environmental Policy Act (NEPA) compliance documentation. For purposes of NEPA compliance, Phase 1 of the project includes planning, design, and permitting. The activities for which work can proceed (as described above) will have no significant individual or cumulative adverse effects on the environment. The Recipient will not expend any funds for Phase 2 project implementation which includes: acquiring restoration supplies, construction, outreach, and monitoring, until impacts have been assessed, and NEPA compliance documentation has been completed by NOAA. At this time, \$384,244 of the total award funds are available to the Recipient to complete Phase 1 tasks outlined above that have no adverse impacts on the environment. The remaining award funds will be available after the NOAA Program Officer provides NEPA clearance by confirming in Grants Online that this award condition has been satisfied.	CD-450	Programmatic		
Cooperative Agreement / Substantial Involvement	This award is a cooperative agreement as described in 2 C.F.R. Sec. 200.24, meaning that NOAA is substantially involved in the project. NOAA Fisheries participation will be crucial to ensuring the timely implementation of the most beneficial habitat restoration project. NOAA may participate in one or more of the following ways: collaboration on the scope of work through participation in meetings and review of documents; providing assistance with technical aspects of the habitat restoration project such as assistance with permitting or development of detailed work plans and monitoring plans; review and comment on design plans at the beginning of the award, at various stages throughout any portion of the design process that occurs during the award (e.g. conceptual, 30%, 60%, and 90% completion), and at the final completion stage; review of procurement materials to the extent authorized by 2 C.F.R. Sec. 200.324; tracking the progression of the restoration from planning through implementation and post-construction monitoring, with particular emphasis on tracking Recipient achievement of targets for major milestones and performance metrics and sharing results, as described further in the Special Award Condition on Monitoring; other involvement consistent with Office of Management and Budget Guidance on Substantial Involvement. See 43 Federal Register 36860 (Aug. 18, 1978).	CD-450	Programmatic		
Performance Progress Reports	Reporting requirements are described in 2 C.F.R. Sec. 200.327-329, 200.211, and 200.300(b); Department of Commerce Financial Assistance Standard Terms and Conditions Sec. A.01, C.03, and G.05.n.; and Bureau-Specific NOAA Administrative Standard Award Conditions, with the following supplement. Progress reports must be submitted using the NOAA Community-based Restoration Program's Performance Progress Report (PPR) reporting form approved by OMB under control number 0648-0472, or a successor form. The NOAA Federal Program Officer will provide this form to the Recipient. Interim semi-annual progress reports are due no later than 30 days after the semiannual reporting periods ending March 31 and September 30 for the entire duration of the award. These follow the same frequency and have the same due dates (April 30 and October 30, respectively) as the SF-425 Federal Financial Reports, which also must be submitted as a condition of this award. A comprehensive final report covering all activities during the award period is required and must be received by the NOAA Program Officer within 90 days after the end date of this award, but a final semi-annual report is not required.	CD-450	Programmatic		
Public Access to Research Results	1. Data Sharing: Environmental data collected or created under this Grant, Cooperative Agreement, or Contract must be made publicly visible and accessible in a timely manner, free of charge or at minimal cost that is no more than the cost of distribution to the user, except where limited by law, regulation, policy, or national security requirements. Data are to be made available in a form that would permit further analysis or reuse: data must be encoded in a machine-readable format, preferably using existing open format standards; data must be sufficiently documented, preferably using open metadata standards, to enable users to independently read and understand the data. The location (internet address) of the data should be included in the final report. Pursuant to NOAA Information Quality Guidelines (see a-below), data should undergo quality control (QC) and a description of the QC process and results should be referenced in the metadata. (see b- and c- below) 2. Timeliness: Data accessibility must occur no later than publication of a peer-reviewed article based on the data, or two years after the data are collected and verified, or two years after the original end date of the grant (not including any extensions or follow-on funding), whichever is soonest, unless a delay has been authorized by the NOAA funding program. 3. Disclaimer: Data produced under this award and made	CD-450	Programmatic		

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	<p>available to the public must be accompanied by the following statement: "These data and related items of information have not been formally disseminated by NOAA, and do not represent any agency determination, view, or policy."</p> <p>4. Failure to Share Data: Failing or delaying to make environmental data accessible in accordance with the submitted Data Management Plan, unless authorized by the NOAA Program, may lead to enforcement actions, and will be considered by NOAA when making future award decisions. Funding recipients are responsible for ensuring these conditions are also met by sub-recipients and subcontractors.</p> <p>5. Funding acknowledgement: Federal funding sources shall be identified in all scholarly publications. An Acknowledgements section shall be included in the body of the publication stating the relevant Grant Programs and Award Numbers. In addition, funding sources shall be reported during the publication submission process using the FundRef mechanism (<a href="http://www.crossref.org/fundref/">http://www.crossref.org/fundref/</a>) if supported by the Publisher.</p> <p>6. Manuscript submission: The final pre-publication manuscripts of scholarly publications produced with NOAA funding shall be submitted to the NOAA Institutional Repository at <a href="http://library.noaa.gov/repository">http://library.noaa.gov/repository</a> after acceptance, and no later than upon publication, of the paper by a journal. NOAA will produce a publicly-visible catalog entry directing users to the published version of the article. After an embargo period of one year after publication, NOAA shall make the manuscript itself publicly visible, free of charge, while continuing to direct users to the published version of record.</p> <p>7. Data Citation: Publications based on data, and new products derived from source data, must cite the data used according to the conventions of the Publisher, using unambiguous labels such as Digital Object Identifiers (DOIs). All data and derived products that are used to support the conclusions of a peer-reviewed publication must be made available in a form that permits verification and reproducibility of the results.</p> <p>Footnotes to part 1:  -a-  <a href="http://www.cio.noaa.gov/services_programs/IQ_Guidelines_103014.html">http://www.cio.noaa.gov/services_programs/IQ_Guidelines_103014.html</a>  -b- Failure to perform quality control does not constitute an excuse not to share data.  -c- Data without QC are considered "experimental products" and their dissemination must be accompanied by explicit limitations on their quality or by an indicated degree of uncertainty. See footnote a-</p>				
Outreach and Communications	<p>Department of Commerce Financial Assistance Standard Term and Condition G.05.j.3. is supplemented as follows consistent with NOAAs collaboration on this project. The Recipient will coordinate with NOAA on outreach plans, events, products, and media coverage associated with the project. Please coordinate with the Federal Program Officer listed under the Contact Information award condition. Recipients will provide copies of final outreach products, website mentions, press materials, photos, etc. via the standard progress reports to NOAA, or when available throughout the award period. Recipients will provide NOAA with high-resolution before, during, and post-implementation photos of the project. Photos of the site prior to construction and during project implementation should be submitted with progress reports or as requested by NOAA. Further outreach and communications guidance on can be found at: <a href="http://www.habitat.noaa.gov/funding/applicantresources.html">http://www.habitat.noaa.gov/funding/applicantresources.html</a> under 'Outreach Resources.</p>	CD-450	Programmatic		
Acknowledgement of Project Contributors	<p>The Recipient must display, where appropriate and practical, publicly visible signs indicating that the project has received funding from the NOAA Restoration Center. These signs should also identify other contributing partners. These contributions should also be acknowledged in all communications with the media and the public and in all outreach related to the projects, consistent with Department of Commerce Financial Assistance Standard Term and Condition G.05.j.3.</p>	CD-450	Programmatic		
Project Safety	<p>The Recipient must have a written safety plan for management of the project, which should specifically address safety of project personnel, associates, visitors, and volunteers. The Recipient must conduct a safety briefing for volunteers immediately prior to their participation in hands-on restoration activities under this award.</p> <p>In addition, for any Self-Contained Underwater Breathing Apparatus (SCUBA) diving activities in a project, it is the responsibility of the Recipient to ensure that SCUBA divers are certified to a level commensurate with the type and conditions of the diving activity being undertaken. Furthermore, it is the responsibility of the Recipient to ensure that any SCUBA diving activities under this award meet, at a minimum, all applicable Federal, State, and local laws and regulations pertaining to the type of SCUBA diving being undertaken.</p>	CD-450	Programmatic		
Compliance with Applicable Laws,	<p>The Recipient is required to comply with national policy requirements consistent with 2 C.F.R. Sec. 200.300 and Department of Commerce Financial Assistance Standard Terms and Conditions, Section G. The Recipient will ensure that</p>	CD-450	Programmatic		

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Obtaining Permits, and Consultation Requirements	implementation of the project will meet all Federal laws and regulations by obtaining all Federal, state, and local permits and consultations applicable to the project prior to expenditure of award funds for those activities requiring permits and consultations. This includes, but is not restricted to, consultations required under the Endangered Species Act, Magnuson-Stevens Fishery Conservation and Management Act (Essential Fish Habitat), National Historic Preservation Act, and Coastal Zone Management Act. The Recipient will be cognizant of all conditions and restrictions required by their permits and consultations, and will immediately halt activities and contact their NOAA Technical Monitor if events occur that threaten to violate the conditions or restrictions required by their permits and consultations.				
Verification of Permits and Consultations	Verification of permits and regulatory compliance related to this project must be presented to the NOAA Technical Monitor prior to project implementation. The Recipient should provide a list of Federal, tribal, state, and local permits acquired for this project by email or letter to the NOAA Technical Monitor.	CD-450	Programmatic		
Project Files	The Recipient must maintain project files for all restoration activities taking place under this agreement consistent with 2 C.F.R. Sec. 200.333. These files must contain, at a minimum, project work plans and copies of all federal and state permits/consultations associated with project implementation.	CD-450	Programmatic		
Support Letter from State Governor	All applications funded under the FY 2017 NOAA Coastal Resilience Grants Program Federal Funding Opportunity are required to receive a letter of support from the states governor or an appointee of the governor. Letters from appointees must be carbon copied to the states governor. Work may only begin under this award after the letter has been submitted to the NOAA Federal Program Officer, and the recipient has received confirmation that the letter meets the requirements stated in the FFO.	CD-450	Programmatic		
Contact Information	Contact information for NOAA and the Recipient is maintained in the NOAA Grants Online award management system. In addition: The Federal Program Officer for this award is: Rina Studds; 301-427-8651; rina.studds@noaa.gov The Technical Monitor for this award is: Kristen Kaufman; 727-824-5372; Kristen.kaufman@noaa.gov	CD-450	Programmatic		
Cost Sharing or Matching Requirement	The Recipient is providing matching funds in the amount of \$242,301 of project-related costs from non-federal sources. The Recipient must maintain its official accounting records for the entire award Federal share and match in the amount of \$726,545. Cost sharing or matching requirements of 2 C.F.R. Sec. 200.306 and Department of Commerce Financial Assistance Standard Terms and Conditions Sec. B.03 apply to this award. Per Sec. B.03, the Recipient should contact the Grants Officer if it seeks an exception to the policy requiring cost share to be paid out at the same general rate as the Federal share.	CD-450	Programmatic		
Changes to Scope of Work	By accepting this award, the Recipient agrees to assist and cooperate with NOAA Fisheries in the preparation of any outstanding National Environmental Policy Act (NEPA) compliance documentation. Recipients who plan any changes to the activities described in the award documentation approved by NOAA should contact their Federal Program Officer at least 90 days in advance of any changes, so that NOAA can confirm that all environmental compliance review is complete, and all documentation is in place. Other requirements related to changes in the Scope of Work are contained in the NOAA Standard Terms and Conditions.	CD-450	Programmatic		
Monitoring	To evaluate project implementation quality and effectiveness, and learn from your restoration project(s), grantees will execute appropriate project monitoring with guidance from NOAA. As your project proceeds, NOAA's substantial involvement will include further coordination to execute implementation and basic effectiveness monitoring, and potentially more detailed effectiveness monitoring, if applicable. The grantee will collaborate with NOAA to identify monitoring elements such as parameters, methods, sampling duration and frequency, and post-implementation targets. NOAAs involvement will also include ongoing coordination on data management, analyses, and dissemination of results. The grantee will submit appropriate monitoring information with progress reports, as well as at other appropriate times. Templates for the data/information management plan and other monitoring related guidance are provided at <a href="http://www.habitat.noaa.gov/funding/applicantresources.html">http://www.habitat.noaa.gov/funding/applicantresources.html</a> .	CD-450	Programmatic		
New Award SAC	This award number NA17NMF4630285, to NAPLES, CITY OF, supports the work described in the Recipient's proposal entitled "Oyster Reef Restoration in Naples Bay, Florida" dated 03/16/2017, and revisions dated 06/29/2017 and 07/06/2017, which are incorporated into the award by reference. Where the terms of the award and proposal differ, the terms of the award shall prevail.	CD-450	Administrative		
SAC Concerning the DOC Standard Terms and Conditions and the	The Department of Commerce Financial Assistance Standard Terms and Conditions (Terms and Conditions) has been revised as of March 31, 2017; however, the link for the Terms and	CD-450	Administrative		

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CD-450 Document	<p>Conditions under the CD-450 Items in Award File zero, shows a date of December 2014. Please be aware that even though the link indicates a December 2014 effective date, it will take you to the revised Terms and Conditions updated as of March 31, 2017. In the near future, the link will be updated to remove the date.</p> <p>The purpose of this SAC is to explain this current situation and to alleviate any confusion</p>				
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