

Iowa Homeland Security & Emergency Management
7900 Hickman Rd, Ste 500
Windsor Heights, IA 50324

**Iowa Flood Mitigation Program (FMP)
Flood Recovery Project Application**

What is the Flood Recovery Fund?

A Flood Recovery Fund is established in the state treasury under the control of the Flood Mitigation Board to provide funding to eligible political subdivisions of the state to implement flood response, flood recovery, or flood mitigation projects.

Eligibility:

- 1) An eligible applicant is a political subdivision of the state located in a county designated under presidential disaster declaration DR-4421-IA and also located in a county where the federal emergency management agency individual assistance program has been activated.
- 2) Eligible projects must support flood response, flood recovery, or flood mitigation. Eligible project types include construction and reconstruction of levees, embankments, impounding reservoirs, conduits or other means that are necessary for the protection from the effects of floodwaters and may include the deepening, widening, alteration, change, diversion, or other improvement of watercourses if necessary for the protection of such property from the effects of flood waters. A project may consist of one or more phases of construction or reconstruction that are contracted for separately if the larger project, of which the project is a part, otherwise meets the requirements of this subrule.

Application Process:

This application is designed to capture the necessary information to meet program requirements.

- 1) Description of the project and how the project supports flood response, flood recovery, or flood mitigation activities.
- 2) Description of financial assistance need through the Flood Recovery Fund.
- 3) Description of the necessary expense or serious need of the political subdivision.
- 4) Details on any additional funds to be applied to the project.

Flood Mitigation Board Process:

- 1) Review the application.
- 2) Approve, defer, or deny the application.

**Iowa Flood Mitigation Program (FMP)
Flood Recovery Project Application**

I. Applicant Information

A. Applicant/Community Name		B. Address		City, State, Zip Code	
Muscatine County		414 E. 3rd St.		Ste 101 Muscatine, IA 52761	
C. Point of Contact (POC) Name for Project		POC Title	POC Agency	POC Email	
Eric S. Furnas		Planning & Zoning Administrator	Muscatine County Zoning	eric.furnas@co.muscatine.ia.us	
POC PO Box and Zip Code	POC Street Address	POC City, State, Zip Code		POC Phone	
52761	3610 Park Ave West	Muscatine, IA 52761		563-263-0482	
Alternate POC Name or Authorized Representative		Alt POC Title	Alt POC Agency	Alternate POC Email	
Nancy Schreiber		Director of Administrative Services	Muscatine County	nschreiber@co.muscatine.ia.us	
Alt POC PO Box and Zip Code	Alt POC Street Address	Alt POC City, State, Zip Code		Alt POC Phone	
52761	414 E 3rd St	Muscatine, IA 52761		563-263-5317	
D. Federal Tax ID # / FEIN	E. County Name	F. US Congressional District(s)		State Legislative Districts	
	Muscatine	Iowa 2nd Congressional District		Senate 46	House 91
G. Is the Applicant/Community participating in the National Flood Insurance Program (NFIP)?			Community's CID Number		
yes			190836		

II. Project Cost Information

A. Identify the requested funding source:

Permanent Work

B. Project Budget Summary

Property Acquisition Costs (1 immediate threat home)	\$	150,000.00
Demolition Costs (PA 403)	\$	25,000.00
Legal & Closing Costs	\$	2,500.00
Site Grading and Seeding	\$	1,500.00
Total Project Budget Summary	\$	179,000.00

C. Project Funding Source

Identify all anticipated funding sources for the project and the amounts.

State that you have applied for and/or received approved federal, state and/or local financial assistance.

Please insert additional rows as needed.

Identify source	Applied/Received	Federal \$	State \$	Local \$	TOTAL
Acquisition/Buyout & Demolition Local Match (Iowa FRF)	Application			\$ 157,750.00	\$ 157,750.00
FEMA PA 403 Demolition	Application	\$ 18,750.00			\$ 18,750.00
Executive Council State of Iowa Match PA 403 Demolition	Application		\$ 2,500.00		\$ 2,500.00
					\$ -
					\$ -
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Total Project Funding Source		\$ 18,750.00	\$ 2,500.00	\$ 157,750.00	\$ 179,000.00

III. Project Plan Summary

A. Provide a brief description of the project and how the project supported flood response or will support future flood recovery and flood mitigation activities. This is a summary of Tab B - Project Plan.

Funds are being sought by Muscatine County to facilitate the purchase of a single family home that was irreparably damaged as a result of shifting soils on a hillside that were caused by consistent and heavy precipitation in the Spring of 2019. The Iowa Flood Center indicates that slope failure, like flooding, occurs due to heavy precipitation and ground saturation, which is the link between this project and flood mitigation. The owners of the home have insurance, but it does not cover this type of hazard. All prior efforts to secure the structure and mitigate slope failure have failed, leaving demolition as the only viable option. As the home is not in a 100 year floodplain, indications are that the property is not eligible for FEMA buyout funds. The purchase and demolition of this home, as well as the conversion of the land to perpetual green space would mitigate this type of hazard during future heavy rainfall events.

B. Provide a brief description of the financial assistance need through the Flood Recovery Fund.

Muscatine County is seeking approximately \$157,750 to cover the costs associated with the purchase, demolition and disposal of the demolition debris, in addition to associated real estate transfer closing costs and green space conversion. Public Assistance funding is being sought to pay for 85% of costs to demolish the immediate threat structure, 15% of these costs are being requested from the Flood recovery fund and are included in the \$157,750.

C. Explain how financial assistance through the Flood Recovery Fund is essential to meet the necessary expenses or serious needs of the applicant related to flood response, flood recovery, and flood mitigation.

Indications from Iowa Homeland Security and Emergency Management are that this structure will not be eligible for a FEMA buyout. Without FEMA or State Emergency funds (Flood Recovery Fund) being made available, the homeowners who have suffered a total loss of their home, will face serious economic hardships.

D. Provide details of any additional funds that can be applied to the project.

FEMA Public Assistance 403 Demolition funds with State of Iowa cost share match are being sought to fund the demolition and removal of this dangerous structure (85% of actual total costs).

E. Description of Project Location (i.e. Latitude and Longitude (minimum 6 digits after the decimal), Neighborhood, Subdivision, Geographic Boundaries, Driving Directions, etc.)

41.4504125, -90.9741897 degrees; 1995 Sweetland Road - Lot 2 Gordon's Highland Estates in Muscatine County. The property is located approximately 5 miles Northeast of the City of Muscatine.

IV. Work Schedule

A. List the major milestones for this project.

Task	Months/Years from Award			Responsible Party
	Start	Complete		
Asbestos evaluation/abatement	Month 0	Month 3	Fall 2019	Contractor to be determined
Demolition and disposal of structure	Month 3	Month 6	Fall/Winter 2019	Contractor to be determined
Purchase and transfer of property	Month 6	Month 9	Spring 2020	Muscatine County/Contracted Attorney
Greenspace conversion	Month 9	Month 12	Spring/Summer 2020	Muscatine County
Total Project Duration:	12 Months			

V. Certifications

To the best of my knowledge and belief, I certify that all data in this application packet is complete, true and correct. The governing body of the applicant has duly authorized this document and hereby applies for assistance as documented in this application. The applicant understands that the project shall not proceed until Flood Mitigation Board approval is granted.

Signature of the Chief Executive Officer

Name of the Chief Executive Officer

Title

Organization

Date

Phone Number

Signature of the Authorized Representative

Name of Authorized Representative

Title

Organization

Date

PO Box / Street Address

City, State and Zip Code

Phone Number

Email Address

V. Certifications

To the best of my knowledge and belief, I certify that all data in this application packet is complete, true and correct. The governing body of the applicant has duly authorized this document and hereby applies for assistance as documented in this application. The applicant understands that the project shall not proceed until Flood Mitigation Board approval is granted.


 Signature of the Chief Executive Officer

Nathan Mather
 Name of the Chief Executive Officer

Chair- Muscatine County Board of Supervisors
 Title

Muscatine County
 Organization

9-9-19
 Date

563-263-5317
 Phone Number


 Signature of the Authorized Representative

Eric S. Furnas
 Name of Authorized Representative

Planning & Zoning Administrator
 Title

Muscatine County
 Organization

9-9-19
 Date

3610 Park Ave West
 PO Box / Street Address

Muscatine, IA 52761
 City, State and Zip Code

563-263-0482
 Phone Number

eric.furnas@co.muscatine.ia.us
 Email Address

**STATE OF IOWA
DESIGNATION OF APPLICANT'S AUTHORIZED REPRESENTATIVE**

Eric S. Furnas is hereby authorized to execute on behalf of
(Name of Representative)

Muscatine County this mitigation project and to file it with
(Applicant Entity)

Iowa Homeland Security and Emergency Management (HSEMD) for the purpose of obtaining financial assistance under the Flood Mitigation Bill, Senate File 2217.

Signed 9-9-19
(Date)

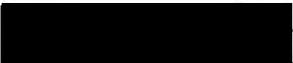
Nathan Mather- Chair, Board of Supervisors

Chief Executive Officer
(Print Name and Title)


(Signature)

Eric S. Furnas

Applicant's Authorized Representative
(Print Name and Title)


(Signature)

Attested: _____
(Print Name and Title)

(Signature)

Minority Impact Statement

Pursuant to 2008 Iowa Acts, HF 2393, Iowa Code Section 8.11, all funding applications submitted to the State of Iowa shall include a Minority Impact Statement. This is the state's mechanism to require applicants to consider the potential impact of the project's proposed programs or policies on minority groups.

Please choose the statement(s) that pertains to this application. Complete all the information requested for the chosen statement(s).

The proposed project programs or policies could have a disproportionate or unique **positive** impact on minority persons.

Describe the positive impact expected from this project

Indicate which group is impacted:

- Women
- Persons with a Disability
- Blacks
- Latinos
- Asians
- Pacific Islanders
- American Indians
- Alaskan Native Americans
- Other

The proposed project programs or policies could have a disproportionate or unique **negative** impact on minority persons.

Describe the negative impact expected from this project

Present the rationale for the existence of the proposed program or policy.

Provide evidence of consultation of representatives of the minority groups impacted.

Indicate which group is impacted:

- Women
- Persons with a Disability
- Blacks

- Latinos
- Asians
- Pacific Islanders
- American Indians
- Alaskan Native Americans
- Other

The proposed project programs or policies are not expected to have a disproportionate or unique impact on minority persons.

Present the rationale for determining no impact.

Muscatine County is making this application on behalf of a homeowner in need and would do so for any property owner, regardless of sex, nationality, or religion.

I hereby certify that the information on this form is complete and accurate, to the best of my knowledge:

ERIC S. FURNAS
Printed Name

Planning & Zoning Admin.
Title


Signature

9-9-19
Date

Definitions

"Minority Persons", as defined in Iowa Code Section 8.11, mean individuals who are women, persons with a disability, Blacks, Latinos, Asians or Pacific Islanders, American Indians, and Alaskan Native Americans.

"Disability", as defined in Iowa Code Section 15.102, subsection 5, paragraph "b", subparagraph (1):
b. As used in this subsection:

(1) "Disability" means, with respect to an individual, a physical or mental impairment that substantially limits one or more of the major life activities of the individual, a record of physical or mental impairment that substantially limits one or more of the major life activities of the individual, or being regarded as an individual with a physical or mental impairment that substantially limits one or more of the major life activities of the individual.

"Disability" does not include any of the following:

- (a) Homosexual or bisexuality.
- (b) Transvestism, transsexualism, pedophilia, exhibitionism, voyeurism, gender identity disorders not resulting from physical impairments or other sexual behavior disorders.
- (c) Compulsive gambling, kleptomania, or pyromania
- (d) Psychoactive substance abuse disorders resulting from current illegal use of drugs.

"State Agency", as defined in Iowa Code Section 8.11, means a department, board, bureau, commission, or other agency or authority of the State of Iowa.

Project Plan

Description of the Problem:

The residence at 1995 Sweetland Road in Muscatine County was built in 1979. This structure is situated near the edge of a steep ravine and there have been settlement issues since the home was constructed, particularly during extended periods of significant precipitation. In 2010 as a result of increasing settlements, the owners retained foundation repair and stabilization specialists to diagnose issues and prescribe stabilization of the foundation. Nineteen concrete piers were installed under the foundation. As a result of continued settling, three of the piers were extended an additional 40' two years later. In the spring of 2019, the homeowners noted additional settling that resulted in additional foundation cracks, as well as major cracking of drywall throughout the home. Wood frame structure members were also affected as portions of the structure lost foundational support, including slanting of walls and floor members. Cracks in the foundation opened to the extent that moisture and wildlife entered the home. Several doors in the home became completely non-functional due to the shifting of the structure. Numerous cracks and depressions in the soil throughout the entire property were also noted. In June of 2019, the owners of the residence addressed the Muscatine County Board of Supervisors and asked for Muscatine County's assistance in applying for financial assistance. The homeowners reported that their home had sustained major damage which was not covered by insurance. Staff from the Muscatine County Building and Zoning Office inspected the property on 24 June 2019. Due to the apparent lack of structural integrity as a result of shifting soils, the structure was deemed a Dangerous Building and Muscatine County ordered that the owners of the property to vacate. Since that time, additional settling and shifting of the soils have occurred and County Staff estimate the structure to be damaged beyond repair.

Scope of Work: Description of the Solution & Mitigation Proposed:

To mitigate future damages and potential loss of life caused by shifting soils during periods of heavy and extended precipitation, this project proposes to acquire and demolish / convert to permanent open space the property located at 1995 Sweetland Road in Muscatine County. Muscatine County would then convert the land to perpetual greenspace/wooded area and deed restrict the property against future development.

Description of the Proposed Project:

During pre-award project development, interested property owners signed Statements of Voluntary Transaction as indication of their interest in participating in the project. Fair Market Value will be determined using the Assessed value of the property as determined by the Muscatine County Assessor. The Section 106 historic review process was also completed during pre-award project development, revealing that 1995 Sweetland Road is not historically significant. Consultation with IDOT, USACE and IDNR will be completed to confirm that no future land use conflicts exist and that demolition will not affect State Threatened, Endangered or Migratory species.

Upon grant approval, Muscatine County will meet with Iowa Homeland Security and Emergency Management to sign a grant agreement. Once this is complete, Muscatine County will develop and adopt an administrative plan describing administrative policy for implementing the project to include the process for participants to appeal fair market values if necessary.

After the administrative plan has been adopted, Muscatine County will work with HSEMD and FEMA to complete the preliminary duplication of benefits process. If property owners received funding which is considered duplicative, receipts for expenditures of that funding will be collected and submitted to determine the amount of total advances (official DOB) to be used in calculating proceeds to the seller at the time of closing.

Upon completion of the DOB process and confirmation that property owners still intend to participate in the project, Muscatine County will solicit bids for legal & closing services necessary to transfer ownership to Muscatine County. These services will include legal consultation regarding contracts / purchase agreements, abstracting, title search for verification of ownership, title opinion, title guaranty certificates and closing services. A purchase offer will be extended to each property owner and discussions will begin regarding closing dates.

Preparation for demolition activities will occur prior to closing dates so that properties can be classified as open space within 90 days of acquisition. Solicitations for an asbestos surveyor/tester and abatement monitor, as well as an asbestos removal company and demolition company will be prepared. Solicitation for the asbestos surveyor will be distributed and the appropriate asbestos surveyor will be hired such that surveys may begin immediately after acquisition. Solicitation for the asbestos removal/demolition contractor will be prepared so that asbestos removal can begin immediately after survey results are available (required to complete abatement & demolition solicitation). Once asbestos removal is complete per EPA and Iowa DNR requirements, the asbestos surveyor will be notified so that final asbestos inspections and clearance memos can occur. Structural demolition will begin immediately following final inspection, including the disconnection of utilities, removal of all structures and improvements to the property and ending with site stabilization and erosion control.

Upon acceptance of the purchase offer and completion of all demolition preparations, Muscatine County will begin the acquisition of property. The warranty deed and HMGP deed restrictions will be executed and recorded at the County Treasurer's office. An inspection to confirm the removal of all personal property will be completed. Demolition activities will begin as described above, with a debris monitor, hired by Muscatine County, on site. Demolition debris will be disposed of at the City of Muscatine Transfer Station. Once demolition is complete, all properties will be maintained as open space permanently. Maintenance will be performed by Muscatine County and maintenance costs will be included in the County's annual budget.

<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> ROE No. _____ </div>	Use Ballpoint or Rollerball pen	<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> GPS Location: </div> Longitude _____ <u>41.4503813</u> _____ Latitude: _____ <u>90.9741984</u> _____
Property Address/ Description	1995 Sweetland Rd	
Name (Owner or Tenant)	Antram, Tom	
City	Muscatine, IA	

RIGHT OF ENTRY ON PRIVATE PROPERTY

Right of Entry

I certify that I am the owner, or an owner's authorized agent, of the property described above. I grant, freely and without coercion, the right of access and entry to said property to the United States Government, including but not limited to the Federal Emergency Management Agency (FEMA), the State of Iowa, County of Muscatine, and each of their agencies, agents, contractors and subcontractors, for the purpose of removing and/or clearing of any or all storm-generated debris, including demolition and removal of unsafe structures, from the above-described property.

Hold Harmless

I understand that this permit is not an obligation upon the government to perform demolition. I agree to indemnify and hold harmless the United States Government, FEMA, the State of Iowa, County of Muscatine, and any of their agencies, agents, contractors and subcontractors, for damages of any type whatsoever, either to the above described property or to persons situated thereon. I release, discharge, and waive any action, either legal or equitable, that might arise by reason of any action of the above entities. I will mark any sewer lines, septic tanks, water lines and utilities located on the described property.

Duplication of Benefits

Most Homeowner's Insurance policies have coverage to pay for removal of storm-generated demolition. I understand that Federal Law (42 United States Code 5155 et. Seq.) requires me to reimburse the Federal government, through Muscatine County, the cost of removing storm-generated demolition to the extent covered in my insurance policy. I also understand that I must provide a copy of the proof/statement of loss from my insurance company to Muscatine County. If I have received payment, or when I receive payment, for demolition from my insurance company, or any other source, I agree to notify and send payment and proof/statement of loss to Muscatine County for final recovery by FEMA. I understand that all disaster related funding, including that for demolition is subject to audit. (I/We) acknowledge(s) that information submitted will be shared with other government agencies,

Federal and non-federal, and contractors, their subcontractors and employees for purposes of disaster relief management and for the objectives of this right of entry.

Name of Flood Insurance Company: _____

Name of Agent: _____

Flood Policy Number: _____

I (we) did not have flood insurance at the time of the flood event.

For the consideration and purposes set forth herein, I hereby acknowledge this Agreement by my dated signature below. **By signing this document (I/We) certify that (I/We) (am/are) the owner(s) of this property and /or that (I/We) (am/are) authorized to sign this right of entry. I/We further certify that all information provided herein is true and correct to the best of (my/our) knowledge.**

Signed this 6 day of September, 2009

(all owners must sign)

Print Name: Thomas F Antram

Print name: Deborah L Antram

Signature: 

Signature: 

Print Name: _____

Signature: _____

Mailing address: (if different from municipal address listed above)

563-6607-0176 563-299-2959
Current telephone number(s)

Please attempt to safely remove the following items at the time of demolition:

Windows & doors

**STATEMENT OF VOLUNTARY TRANSACTION
FOR PROPERTY ACQUISITION PROJECTS
IN THE STATE OF IOWA**

THIS AGREEMENT is made and entered into this 6th day of Sept, 2019.

by and between Muscatine County, hereinafter referred to as "Sub-grantee," by its authorized agent, Eric S. Furnas, and Thomas F. & Deborah L. Antram, hereinafter referred to as "Seller." The parties agree as follows:

- 1 Seller affirms that he/she/they is/are the owner/owners of property located at -
1995 Sweetland Road Muscatine IA 52761
Street Address City State Zip
hereinafter referred to as "property."
- 2 Sub-grantee has notified Seller that the Sub-grantee may wish to purchase property, and, if Seller agrees to sell, Seller must permanently relocate from property.
- 3 Sub-grantee has notified Seller that Seller is not required to sell property and neither Grantee nor Sub-grantee will use its power of eminent domain for the purpose of this acquisition project to acquire property if Seller chooses not to sell it.
- 4 Sub-grantee has notified Seller that if Seller agrees to sell property to Sub-grantee, such a transaction is voluntary. Consequently, Seller is not entitled to relocation benefits provided by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, which are available to property owners who must sell their properties involuntarily.
- 5 Seller affirms their understanding that grant funds may not duplicate benefits received by or available to project participants from insurance, other assistance programs, legal awards, or any source to address the same purpose. Sellers shall notify the Sub-grantee of all benefits that it received, anticipates receiving, or has available from other sources for the same purpose. Seller understands that the amount of the acquisition offer will be reduced by the amount available for the same purpose from another source.
- 6 Sub-grantee affirms that it has provided the notifications and explained the information described in the preceding paragraphs, and property identified above is not a part of an intended, planned, or designated project area where all or substantially all of the property within the area is to be acquired within specific time limits.
- 7 Seller understands that to receive pre flood fair market value for the property, seller must be a citizen, non-citizen national or qualified alien of the United States. **I hereby declare, under penalty of perjury that,** (check one):

- I am a citizen or non-citizen national of the United States
- I am a qualified alien of the United States
- I am not a citizen, non citizen national or qualified alien of the United States.

[Redacted Signature]
Signature of Property Owner

09/06/2019
Date

[Redacted Signature]
Signature of Property Owner

9-6-19
Date

[Redacted Signature]
Signature of Authorized Representative

9-6-19
Date