

DEPARTMENT OF ENVIRONMENTAL CONSERVATION LEGISLATIVE REPORT

Annual Report on Unspent Capital Funds – FY2021 and Older

Year: 2022

Date reported: 1/15/2022

Authorizing statute: 32 V.S.A. Sec. 701a(d)

Committees: House Committee on Corrections & Institutions and Senate Committee on Institutions

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Executive Summary

This report fulfills the requirement for the Department of Environmental Conservation to report on the current fund balances of each project with unexpended funds authorized by a capital construction act enacted two or more years prior to the current legislative session. This report includes the status of thirteen appropriations for capital assets consisting of department-owned dams, municipal pollution control facilities, superfund sites, and ecosystem restoration projects, and public water systems addressing PFAS contamination.

Key Takeaways

- Current aggregate unexpended balance at 12/31/2021..... \$7.28M
- Current aggregate encumbered/committed balance at 12/31/21..... \$4.88M
- Pending amount to encumber at 12/31/21..... \$2.40M

Discussion

The first table below identifies each appropriation, obligated or committed amounts, and estimated expenditure of the unspent balances. The second table is a list of obligated capital funds for active ecosystem restoration projects.

DEC Capital Funds Balance at 12/31/2021 - Capital Funds Authorized 2 or More Years Prior to Current (2022) Legislative Session

Report Date 1/15/2022

Project Description	Session Year	Act	Appropriation Section	DEPT ID	Unexpended Balance 12/31/2021	Obligated Unspent 12/31/2021	Pending Obligation	Expend 1/1/22 - 6/30/22	Expend 7/1/22 - 12/31/22	Expend 1/1/23 - 6/30/23	Expend 7/1/23 - 12/31/23	Remaining Balance 1/1/2024	Notes
Muni Poll Ctrl Feasibility 15	2015	26	11	6140991509	9,536.28	2,654.12	6,882.16	6,095.20	3,441.08	0.00	0.00	0.00	Remaining Match to NBRC Grant - Burke and Wolcott WW Study
EcoSystem Restore&Prot	2017	84	11	6140991705	20,894.80	20,894.80	0.00	0.00	20,894.80	0.00	0.00	0.00	2 Projects Encumbered (see ERP Grants sheet for detail)
Pollution Control - New Projs	2017	84	11	6140991707	92,391.39	73,950.78	18,440.61	45,675.39	37,495.70	9,220.31	0.00	0.00	Various Municipal Wastewater Feasibility Studies
Dam Safety & Hydrology Proj	2017	84	10	6140991802	169,220.00	169,220.00	0.00	25,383.00	126,915.00	16,922.00	0.00	0.00	DEC-Owned Dams - Crystal Lake Dam Rehab
Std EcoSystem Restore&Prot	2018	190	8	6140991805	744,626.68	744,626.68	0.00	167,380.30	210,631.00	80,148.77	286,466.61	0.00	12 Projects Encumbered (see ERP Grants sheet for detail)
Multi-Sector Clean Water Block	2018	190	8	6140991807	708,472.09	708,472.09	0.00	87,070.44	0.00	0.00	621,401.65	0.00	5 Projects Encumbered (see ERP Grants sheet for detail)
Munic. Pollution Control-New	2018	190	8	6140991809	2,193,022.62	2,193,022.28	0.34	2,139,473.32	53,549.30	0.00	0.00	0.00	Muni PC Grants - S. Burlington, Rutland, Montpelier
Dam Safety & Hydrology Proj	2019	42	10	6140991902	54,347.79	14,328.44	40,019.35	18,330.38	36,017.42	0.00	0.00	0.00	Waterbury & Wrightsville Dams
Fed Superfund&Lead Hazard	2019	42	10	6140991903	5,266.23	0.00	5,266.23	5,266.23	0.00	0.00	0.00	0.00	Part of remaining 10% obligation for the Elizabeth Mine NPL site
Muni Pollution Control	2019	42	11	6140991905	720,426.27	720,426.27	0.00	202,403.14	518,023.14	0.00	0.00	0.00	Rutland PC Grant, Montgomery and Greensboro WW Studies
DEC - Dam Safety, Hydrology	2020	139	6	6140992002	709,130.82	2,140.82	706,990.00	44,542.69	393,490.16	271,097.97	0.00	0.00	Various DEC-Owned Dams and Match to HHPG federal Grant
DEC - Public Water Improve	2020	139	6	6140992003	524,060.72	0.00	524,060.72	267,646.37	0.00	256,414.35	0.00	0.00	Grts to 6 systems remediating PFAS contamination (see also note below)
DEC -Municipal Poll Control Gr	2020	139	7	6140992005	1,326,742.52	229,800.52	1,096,942.00	1,147,187.37	116,735.65	62,819.50	0.00	0.00	Brattleboro PC Grant , Greensboro, Montgomery WW Planning, WW Study
Total					7,278,138.21	4,879,536.80	2,398,601.41	4,156,453.82	1,517,193.24	696,622.89	907,868.26	0.00	

Appropriation 6140992003 is for PFAS remediation for Public Water Systems, and to date \$293,317.65 has been awarded or in process for 4 public water systems and the balance of \$256,414.35 is committed to 2 additional systems, with \$100,569.50 expended thru 12/31/2021. DEC pays the grantees directly from the Contaminants of Emerging Concern special fund (CECF) and an annual transfer is made at the end of each fiscal year from this capital appropriation to the CECF.

Ecosystem Restoration - FY21 and Older Capital Funds

DeptID	Project Number	Project Description	Grantee/Contractor	Amount Remaining	End Date for Expensing
6140991705	2018-ERP-M-2-02	Cold River Berm Removal - Floodplain Restoration	Rutland County Natural Resources	\$ 10,894.80	12/15/2022
6140991705	2017-ERP-R-03	Cold River - River Corridor Easement	Rutland County Natural Resources	\$ 10,000.00	12/22/2022
Total Amount Encumbered				\$ 20,894.80	

DeptID	Project Number	Project Description	Grantee/Contractor	Amount	End Date for Expensing
6140991805	37992	Lake Carmi - Aeration Project	EverBlue Lakes	\$ 80,148.77	3/15/2023
6140991805	2019-CWIP-FPR-02	2019 FPR Water Quality Assistance Program (Skidder Bridge)	Vermont State Forests Parks & Recreation	\$ 50,000.00	6/30/2022
6140991705	2017-ERP-R-03	Cold River - River Corridor Easement	Rutland County Natural Resources	\$ 10,850.00	12/22/2022
6140991805	2019-ERP-M-3-16	Route 107 - FWD Floodplain Restoration - Bethel	Vermont Fish & Wildlife Department	\$ 51,227.45	1/31/2022
6140991805	2019-RCE-VLT-02	VLT - Briggs and Clifford - River Corridor Easement	Vermont Land Trust Inc	\$ 10,051.11	2/28/2022
6140991805	2019-ERP-D-3-03	Moretown Elementary School Stormwater Final Design	Central Vermont Regional Planning	\$ 8,443.64	2/28/2022
6140991805	2019-ERP-M-3-24	Roaring Branch Floodplain Restoration / Woodford-Packard property, Bennington, VT	Vermont River Conservancy	\$ 10,136.10	6/1/2022
6140991805	2020-CWF-CARMI-MON-01	Quantifying the Response of Lake Carmi Water Quality to Aeration	University of Vermont	\$ 64,778.00	12/31/2023
6140991805	2019-ERP-S-3-25	Richmond Schools Stormwater Final Designs	Friends of the Winooski River	\$ 37,522.00	3/31/2022
6140991805	2019-ERP-M-3-12	Englesby Brook '08' Pond Opti Valve Retrofit	Burlington City Treasurer	\$ 49,000.00	11/1/2022
6140991805	Lake Carmi Project	Lake Carmi - Aeration Project (project performance follow up/engineering)	Entity Pending	\$ 150,781.00	12/31/2022
6140991805	2019-CWF-IMP-03	MARC - Design/Implementation Block Grant Project	Mount Ascutney Regional Commission	\$ 221,688.61	12/31/2023
Total Amount Encumbered				\$ 744,626.68	

DeptID	Project Number	Project Description	Grantee/Contractor	Amount	End Date for Expensing
6140991807	2019-ERP-RCE-2-02	Parent P&B - River Corridor Easement Block Grant	Vermont Land Trust Inc	\$ 26,291.69	2/28/2022
6140991807	2019-RCE-WRP-01	WRP - Richards - River Corridor Easement Block Grant	White River Partnership	\$ 43,804.00	2/28/2022
6140991807	2019-ERP-IMP-01	Watershed Group Support for Design/Implementation of Water Quality Improvement P	Watersheds United Vermont Inc	\$ 320,481.65	12/31/2023
6140991807	2019-ERP-IMP-02	NRCC Clean Water Projects Design and Implementation Grant	Natural Resources Conservation Council	\$ 300,920.00	12/31/2023
6140991807	2019-ERP-RCE-2-03	Nuzzo & Green River Meadows Projects - River Corridor Easement Block Grant	Vermont River Conservancy	\$ 16,974.75	2/28/2022
Total Amount Encumbered				\$ 708,472.09	