

AAPA/Corps QPI 2017 Recommendations List

November 16, 2017

Bob Musser, Port Canaveral
and AAPA QPI Leader

2012 Recommendations to be Included in 2017 List

	RECOMMENDATION	STATUS
A-4	Restructure 10% Land, Easement, Rights-of-way and Relocations (LERR) payment	
A-7, now PD	Establish guidance for in-kind credit valuation and approval	Ongoing – to PD team
Post 2012	Non-Federal Use of Dredged Material Placement Facilities	Ongoing
Post 2012	Enable Alternative Finance opportunities	

New QPI Actions

	ACTION ITEM	TEAM
1	Beneficial uses of dredged material and the Federal Standard	PD
2	Utility relocations for channel improvement projects	A
3	Dredged Material Management Plans (DMMP) streamline process	PD
4	Contributed Funds – pursue annual Congressional report rather than pre-acceptance notice	PD
5	Improve NEPA coordination of Sections 404 and 408	PD

New QPI Actions

	ACTION ITEM	TEAM
6	Sponsor funding for Corps Section 214 (Regulatory) and Section 408 (Engineering) analysis.	PD
7	Stakeholder engagement checklist – identify best practices	CC
8	Dredged material placement facility cost recovery – construction cost versus market value	A
9	Pursue Section 408 guidance specific for Navigation	PD
10	Sponsor notification of when new guidance issued	CC

New QPI Actions

	ACTION ITEM	TEAM
11	Establish delivery and acceptance of Federal responsibility for maintenance of Sponsor channel improvements	PD
12	Establish process for disposal of real estate easements no longer needed for the project	PD
13	Define and baseline Navigation assets – channels, coastal structures and dredged material placement facilities	
14	Clearly define start and completion milestones for Feasibility Studies - 3 years clock	
15	Address scope and schedule discussions before signing Feasibility Cost Share Agreement	

New QPI Actions

	ACTION ITEM	TEAM
16	WRDA Backlog Prevention: Clarify PED funding counts as construction funding for purpose of 7-year Authorization limit	A
17	Expand authorized use of contributed funds to expedite permit evaluations	
18	Streamline the planning and maintenance processes by considering “assumed for maintenance work” to be the same as “authorized” projects	
19	Address Benefit/Cost Ratio for Locally Preferred Plan	

New QPI Actions

	ACTION ITEM	TEAM
20	Expedite permit evaluations for non-Federal construction of Congressionally authorized projects.	
21	Expand authorized use of contributed funds to expedite permit evaluations	

Action Teams

- Communication and Collaboration
 - _____ for AAPA
 - Naomi Frankel, Corps
- Project Delivery
 - _____ for AAPA
 - Dylan Davis, Corps
- Authorities
 - Grady Bryant for AAPA
 - Wes Coleman, Corps

Product Delivery Recommendations

	RECOMMENDATION	STATUS
PD-1	Present Planning Modernization Initiative to H&N community via webinar	Completed
PD-2	Evaluate and adjust Independent External Peer Review process.	Completed
PD-3	Implement guidance for Section 2045 of WRDA 2007 – suspenses for NEPA env reviews	Ongoing
PD-4	Establish programmatic assessment of navigation studies	Ongoing
PD-5	Treat partners as partners	Ongoing

Product Delivery Recommendations

	RECOMMENDATION	STATUS
PD-6	Enable Port reps participation in Corps planning training courses	Completed
PD-7	Grandfather studies and methodologies during the conduct of Civil Works planning activities	Ongoing
PD-8	Develop pre-approved economic models for navigation studies	Completed
PD-9	Allow sponsor to 'Act as Agent' for Corps construction and O&M activities	Ongoing
PD-10	Conduct webinar to explain Harbor Sym economics model, lessons learned and future plans.	Ongoing

Authorities Recommendations

	RECOMMENDATION	STATUS
A-1	Allow Sponsors to hire the Corps for Feasibility Study economic reviews	In WRDA 2016
A-2	Address cost-sharing credit for Port's in-kind work at dredged material placement facilities, DMPF	Ongoing
A-3	Enable Corps Districts to retain user fees collected at DMPF	Ongoing
A-4	Eliminate the 10% amount	Ongoing
A-5	Re-establish Continuing Contracts clause for Corps work	Drop
A-6	Deleted associated costs from Benefit-to-Cost Ratios	Drop

Authorities Recommendations

	RECOMMENDATION	STATUS
A-7	Establish guidance for in-kind credit valuation and approval	Ongoing – to PD team
A-8	Advanced funds authority for studies and maintenance dredging	WRDA 2016
A-9	Eliminate Initial Reconnaissance Study for existing Federal Navigation Channels	WRRDA 2014 Ongoing
A-10	Modernize the cost-share depth brackets	WRDA 2016
New	Non-Federal Use of Dredged Material Placement Facilities	Ongoing
New	Explore Alternative Financing	Ongoing
New	WRRDA Section 7001 New Study Starts and other efforts	Ongoing

Aug 31 New Items

- Federal Standard – Big issues and series of small actions over the years.
- PPA's have removed clauses related to pipeline removals. Removals are cost shared under GNF as construction cost. Guidance on who pays? Section 10. PGL 44 when is it an owner or sponsor responsibility. Obstruction to a channel subject to navigational servitude. Navigation has pre-eminent right. Owner cost – removal; sponsor performed relocations. Determination written by Chief Counsel, Corps is trying to get final guidance. Rich: Adverse decision on definition of a utility.

Aug 31 New Issues

- DMMP – streamline cost and schedule. Needs special addressing. Currently viewed like a feasibility study. Planning Guidance Notebook (PGN) provides guidance – reads like a feasibility study. Review economics but HarborSym not required. PGN being updated – identify areas of concern.

Aug 31 New Issues

- Expedite contributed funds notification process, ideally annual report after the end of FY, not before funds received.
- 214 agreements – pay for review for 214 (Regulatory) and 408 (EN) as 1 transaction. Funds to do the 408 or expedite the 408?
- Look at coordination of NEPA document – 404 and 408.

Aug 31 New Issues

- Stakeholder engagement checklist – best practice. Solicit input early; explain processes; including economic impact; 401(c) at DCW - not delegated; navigation servitude; consideration of the greater good.
- Authorities item: Determination of tipping fees based on actual cost of construction versus market rate. Guidance on 401c and 217b

Aug 31 New Issues

- 408 guidance specific to Nav
- Notify AAPA/Corps of new items released – guidance, etc. For example: New implementation guidance issued.
- Delivery aspects on non-Federal modification of channels. At what point does assumption of maintenance occur?
- Disposal of real estate easements no longer required for the project.