

RESOLUTION NO. 19 - 121

**Emergency Management
FY2020 01-11 Emergency Management Fund Budget Adjustment**

WHEREAS, Idaho Code 31-1605 provides that the Board of County Commissioners may adjust the budget to reflect unscheduled revenue received, provided that the annual budget procedure was complied with as nearly as practicable and that there shall be no increase in anticipated property taxes; and

WHEREAS, Bonner County received unscheduled revenue outside the annual budget procedure and without an increase in property taxes in 2019, from the Idaho Office of Emergency Management Performance Grant (EMPG) award number 18EMPG009 to reflect these funds; and


NOW, THEREFORE IT BE RESOLVED, the Board of Commissioners of Bonner County, Idaho hereby authorize the Clerk to open the budget and schedule revenue by increasing Org 01110 object 7331 by \$7,819.63.

ADOPTED by majority vote of the Board of county Commissioners of Bonner County, Idaho on the 17th day of December, 2019.

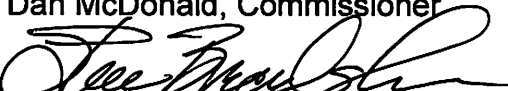
BOARD OF BONNER COUNTY COMMISSIONERS



Jeff Connolly, Chairman

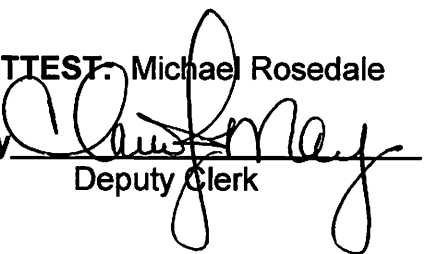


Dan McDonald, Commissioner




Steve Bradshaw, Commissioner

ATTEST: Michael Rosedale

By 

Deputy Clerk

	Idaho Office of Emergency Management
	2018 Grant Adjustment Notice for Bonner County
Date of Award October 1, 2017	

1. Subrecipient Name and Address Bonner County 1500 Highway 2, Suite 101 Sandpoint, ID 83864	2. Prepared by: <i>Crooks, Julie</i>	3. Award Number: 18EMPG009
	4. Federal Grant Information	
	Federal Grant Title:	2018 EMPG
	Federal Grant Award Number/CFDA Number:	EMS-2018-EP-00003-S01 / 97.042
	Federal Granting Agency:	U.S. Department of Homeland Security/FEMA Region X

Subrecipient Unique Identifier (DUNS): 603547944

5. Award Amount and Grant Breakdowns	
Original Subaward Amount: \$31,137.00 Award Amount This Action: \$7,819.63 Subrecipient Required Match: \$31,137.00 Total Award Amount: \$70,093.63	2018 Emergency Management Performance Grant Performance Period: <i>Oct 1, 2017 through Sep 30, 2019</i>

6. Requirements: This Subaward is approved subject to such conditions or limitations as are set forth on the following pages of this document and in the General Terms and Conditions sent to support the Emergency Management Performance Grant Program. This is a not a Research & Development Subaward. Subrecipients must give IOEM, DHS and auditors access to and the right to examine and copy records, accounts, and other documents and sources of information related to the grant and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.

The Subrecipient certifies that the Subrecipient and its' contractors/vendors are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any federal department or agency and do not appear in the Debarred and Suspended list at <http://www.sam.gov>.

The Subrecipient certifies compliance with the 2CFR200 Subpart F – Audit Requirements and Idaho State Code 67-450B – Independent Financial Audits of Local Governmental Entities—Filing Requirements.

Acceptance of subaward certified compliance with requirements detailed above.

8. Agency Approval	
Approving IOEM Official: Brad Richey, Director Idaho Office of Emergency Management (208) 422-3040	Signature of IOEM Official: Date:

9. Subrecipient Acceptance	
I have read and understand the attached Terms and Conditions. Signature certifies compliance with requirements detailed on subaward subrecipient agreement.	
Print name and title of Authorized Subrecipient official: <i>Jeff Connolly, Chairman</i>	Signature of Authorized Subrecipient Official: 

11. Enter Employer Identification Number (EIN) / Federal Tax Identification Number: <i>82-6000285</i>	12. Date Signed : <i>12-17-19</i>
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13. DUE DATE: 12/26/2020

Signed award and Direct Deposit Form (if applicable) must be returned to IOEM on or before the above due date

Fiscal Year 2018: Standard Terms and Conditions

The FY 2018 DHS Standard Terms and Conditions apply to all new federal financial assistance awards funded in FY 2018. The DHS financial assistance awards terms and conditions flow down to subrecipients, unless a particular award term or condition specifically indicates otherwise.

Assurances, Administrative Requirements and Cost Principles, and audit Requirements

DHS financial assistance subrecipients must complete either the OMB Standard Form [424B - Assurances - Non-Construction Programs](#), or OMB Standard Form [424D Assurances - Construction Programs](#) as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the financial assistance office if you have any questions.

DHS financial assistance subrecipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at [2 C.F.R. Part 200](#), and adopted by DHS at [2 C.F.R. Part 30022](#) [C.F.R. Part 3002](#).

DHS Specific Acknowledgements and Assurances

All subrecipients must require any contractors, successors, transferees, and assignees to acknowledge and agree to comply with applicable provisions which govern DHS access to records, accounts, documents, information, facilities, and staff.

- a. Subrecipients must cooperate with any compliance review or complaint investigation conducted by DHS or Idaho Office of Emergency Management (IOEM).
- b. Subrecipients must give DHS, IOEM and auditors the right to access, examine and copy records, accounts, and other documents related to the grant. Subrecipients must also permit DHS, IOEM and auditors access to facilities, personnel, other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.
- c. Subrecipients must submit timely, complete, and accurate reports to the appropriate IOEM officials and maintain appropriate backup documentation to support the reports.
- d. Subrecipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

The United States has the right to seek judicial enforcement of these obligations.

I. Acknowledgement of Federal Funding from DHS

All subrecipients must acknowledge their use of federal funding when issuing statements, press releases, and requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with Federal funds.

II. Activities Conducted Abroad

All subrecipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

III. Age Discrimination Act of 1975

All subrecipients must comply with the requirements of the *Age Discrimination Act of 1975* (42 U.S.C. §6101 *et seq.*), which prohibits discrimination based on age in any program or activity receiving Federal financial assistance.

IV. Americans with Disabilities Act of 1990

All subrecipients must comply with the requirements of Titles I, II, and III of the *Americans with Disabilities Act*, which prohibits subrecipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12101-12213).

V. Best Practices for Collection and Use of personally identifiable information (PII)

All subrecipients who collect PII are required to have a publically available privacy policy that describes standards on the usage and maintenance of PII they collect. PII is defined as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Subrecipients may also find as a useful resource the DHS Privacy Impact Assessments: [Privacy Guidance](#) - and [Privacy template](#) respectively.

VI. Title VI of the Civil Rights Act of 1964

All subrecipients must comply with the requirements of Title VI of the *Civil Rights Act of 1964* (42 U.S.C. §2000d *et seq.*), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. Implementing regulations for the Act are located at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

VII. Civil Rights Act of 1968

All subrecipients must comply with *Title VIII of the Civil Rights Act of 1968*, which prohibits subrecipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (42 U.S.C. § 3601 *et seq.*), as implemented by the Department of Housing and Urban Development at [24 CFR Part 100](#). The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units – i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators) – be designed and constructed with certain accessible features (see 24 CFR § 100.201).

VIII. Copyright

All subrecipients must affix the applicable copyright notices of [17 U.S.C. § 401](#) or [402](#) and an acknowledgement of Government sponsorship (including award number) to any work first produced under Federal financial assistance awards.

IX. Debarment and Suspension

All subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders 12549 and 12689, and [2 C.F.R. Part 180](#). These regulations restrict awards, subawards and contracts with certain parties that are debarred, suspended or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

X. Drug-Free Workplace Regulations

All subrecipients must comply with drug-free workplace requirements in Subpart B of [2 CFR part 3001](#), which adopts the Government-wide implementation ([2 CFR part 182](#)) of sec. 5152-5158 of the *Drug-Free Workplace Act of 1988* (Pub. L. 100-690, Title V Subtitle D; 41 U.S.C. 8101).

XI. Duplication of Benefits

Any cost allocable to a particular Federal award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other Federal awards to overcome fund deficiencies, to avoid restrictions imposed by Federal statutes, regulations, or terms and conditions of the Federal awards, or for other reasons. However, this prohibition would not preclude the non-Federal entity from shifting costs that are allowable under two or more Federal awards in accordance with existing Federal statutes, regulations, or the terms and conditions of the Federal award.

XII. Education Amendments of 1972 (Equal Opportunity in Education Act) – Title IX

All subrecipients must comply with the requirements of Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal financial assistance. DHS implementing regulations are codified at 6 C.F.R. Part 17 and 44 C.F.R. Part 19.

XIII. Energy Policy and Conservation Act

All subrecipients must comply with the requirements of 42 U.S.C. §6201 which contain policies relating to energy efficiency that are defined in the state energy conservation plan issues in compliance with this Act.

XIV. False Claims Act and program Fraud Civil Remedies

All subrecipients must comply with the requirements of 31 U.S.C. §3729 which set forth that no subrecipient of federal payments shall submit a false claim for payment. See also 38 U.S.C. § 3801-3812 which details the administrative remedies for false claims and statements made.

XV. Federal Debt Status

All subrecipients are required to be non-delinquent in their repayment of any Federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. See OMB Circular A129.

XVI. Federal Leadership on Reducing Text Messaging while Driving

All subrecipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in E.O. 13513, including conducting initiatives described in Section 3(a) of the Order when on official Government business or when performing any work for or on behalf of the federal government.

XVII. Fly America Act of 1974

All subrecipients must comply with Preference for U.S. Flag Air Carriers: (air carriers holding certificates under 49 U.S.C. § 41102) for international air transportation of people and property to the extent that such service is available, in accordance with the *International Air Transportation Fair Competitive Practices Act of 1974* (49 U.S.C. § 40118) and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

XVIII. Hotel and Motel Fire Safety Act of 1990

In accordance with Section 6 of the *Hotel and Motel Fire Safety Act of 1990*, 15 U.S.C. §2225a, all subrecipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the fire prevention and control guidelines of the *Federal Fire Prevention and Control Act of 1974*, 15 U.S.C. §2225.

XIX. Limited English Proficiency (Civil Rights Act of 1964, Title VI)

All subrecipients must comply with the Title VI of the Civil Rights Act of 1964 (Title VI) prohibition against discrimination on the basis of national origin, which requires that subrecipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance <https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited> and additional resources on <http://www.lep.gov>.

XX. Lobbying Prohibitions

All subrecipients must comply with 31 U.S.C. §1352, which provides that none of the funds provided under an award may be expended by the subrecipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal action concerning the award or renewal.

XXI. Non-Supplanting Requirement

All subrecipients who receive awards made under programs that prohibit supplanting by law must ensure that Federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-Federal sources.

XXII. National Environmental Policy Act

All subrecipients must comply with the requirements of the National Environmental Policy Act (NEPA) and the Council on Environmental Quality (CEQ) Regulations for implementing the Procedural Provisions of NEPA, which requires subrecipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

XXIII. Patents and Intellectual Property Rights

Unless otherwise provided by law, subrecipients are subject to the Bayh-Dole Act, Publ. L. No 96-517, as amended, and codified in 35 U.S.C. section 200 et seq. All subrecipients are subject to the specific requirements governing the development, reporting and disposition of rights to inventions and patents resulting from financial assistance awards are in 37 C.F.R. Part 401 and the standard patent rights clause in 37 C.F.R. section 401.14.

XXIV. Procurement of Recovered Materials

All subrecipients must comply with Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

XXV. Reporting Subawards and Executive Compensation

Subrecipients are required to comply with the requirements set forth in the government-wide Award Term on Reporting Subawards and Executive Compensation located at 2 C.F.R. Part 170 Appendix A, the full text of which is incorporated here by reference in the subaward terms and conditions.

XXVI. SAFECOM

All subrecipients who receive awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

XXVII. Terrorist Financing

All subrecipients must comply with E.O. 13224 and U.S. law that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of subrecipients to ensure compliance with the Order and laws.

XXVIII. Trafficking Victims Protection Act of 2000

All subrecipients must comply with the requirements of the government-wide award term which implements Section 106(g) of the *Trafficking Victims Protection Act (TVPA) of 2000*, as amended (22 U.S.C. § 7104). The award term is located at 2 C.F.R. §175.15, the full text of which is incorporated here by reference.

XXIX. Rehabilitation Act of 1973

All subrecipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, as amended, which provides that no otherwise qualified handicapped individual in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

XXX. Reporting of Matters related to Subrecipient Integrity and Performance

If the total value of your currently active grants, cooperative agreements, and procurement contracts from all Federal assistance office exceeds \$10,000,000 for any period of time during the period of performance of this Federal award, you must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated here by reference in the terms and conditions of your award.

XXXI. System of Award Management (SAM) and Universal Identifier

Subrecipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at 2 C.F.R. Part 25, Appendix A.

XXXII. USA Patriot Act of 2001

All subrecipients must comply with the requirements of the *Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT Act)*, which amends 18 U.S.C. §§ 175-175c.

XXXIII. Use of DHS Seal, Logo and Flags

All subrecipients must obtain DHS's approval prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

XXXIV. Whistleblower Protection Act

All subrecipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C. 2409, 41 U.S.C. 4712 and 10 U.S.C. 2324, 41 U.S.C. 4304 and 4310. **XXXV. Nondiscrimination in Matters Pertaining to Faith-Based Organizations**

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Subrecipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statutes, regulations and guidance governing the participation of faith-based organizations in individual DHS programs.