

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN THE NEBRASKA EMERGENCY MANAGEMENT
AGENCY (NEMA) SUB-RECIPIENT AGREEMENT WITH SARPY COUNTY FOR A DISASTER
PREPAREDNESS/AWARENESS NIGHT WITH THE OMAHA STORM CHASERS AT WERNER PARK

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6) (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board; and,

WHEREAS, a grant has been awarded to Sarpy County Citizen Corps through the Nebraska Emergency Management Agency (NEMA) ; and,

WHEREAS, NEMA requires a Sub-Recipient Agreement be signed and returned to them prior to releasing funds; and,

WHEREAS, Sarpy County Citizen Corps will hold a Disaster Preparedness/Awareness Night at Werner Park with the Omaha Storm Chasers; and,

WHEREAS, Sarpy County is committed to and supports a grant award for a Disaster Preparedness/Awareness Night at Werner Park; and,

NOW, THEREFORE, BE IT RESOLVED, By the Sarpy County Board of Commissioners, that the Chairman is hereby authorized to sign the Nebraska Emergency Management Agency (NEMA) Sub-Recipient Agreement for a Disaster Preparedness/Awareness Night at Werner Park.

DATED this 21st day of June, 2011.

MOVED by Jim Warren, seconded by Jim Nekuda, that the above Resolution be adopted. Carried.

YEAS:

[Signature]
[Signature]
[Signature]
[Signature]

NAYS:

none

ABSENT:

Jim Thompson

ABSTAIN:

none

Attest:

SEAL



[Signature]
County Clerk

**GOVERNOR'S DIVISION OF EMERGENCY
MANAGEMENT (NEMA)**

**HOMELAND SECURITY GRANT
PROGRAM (HSGP)**

**Sub-Recipient Agreement
For**

East CCP Region-Sarpy County

AWARD NUMBER: 10-SR 31022-01

SPECIAL CONDITIONS

- 1) This Sub award is subject to the FY2008 Homeland Security Grant Program Guidelines and Application Kit. The Guidelines and Kit can be accessed at <http://www.ojp.gov/fundopps.htm>. The National Preparedness Directorate (NPD) periodically publishes Information Bulletins to release, update, amend or clarify grants and programs which it administers. NDP's Information Bulletins can be accessed at <http://www.ojp.usdoj.gov/odp/docs/bulletins.htm> and are incorporated by reference into this Sub award. This Sub award is also subject to the current Nebraska Homeland Security Grant Program (HSGP) Grant Instructions, the Federal Grant Award and to the grant guidance imposed upon NEMA by DHS. The Nebraska Grant Instructions are intended to complement rather than replace the Federal Program Guidelines published by the NPD and are incorporated by reference into this Sub-award together with the attached Special Conditions.
- 2) **Purpose:** Sub-grant funds will be used to provide law enforcement and emergency response communities with enhanced capabilities for preparing and responding to the potential threats of manmade and natural disasters.
- 3) **Overview:** Funds provided shall be used to provide law enforcement and emergency response communities with enhanced capabilities for detecting, deterring, disrupting, and preventing acts of terrorism as described in the Federal Program Guidelines, specifically: planning, equipment, training and exercise needs. All costs under these categories must be eligible under OMB Circular No. A-87 Attachment A, located at <http://www.whitehouse.gov/omb/circulars/index.html>.
- 4) The **Notice of Sub-recipient Award** is only an offer until the sub-recipient returns the signed copy of the Notification of Sub-recipient Award in accordance with the date provided in the transmittal letter. Sub-recipient agrees to make no request for reimbursement prior to return of this signed agreement.
- 5) Sub-recipient agrees to make no request for reimbursement for goods or services procured by sub-recipient prior to the performance period start date of this agreement.
- 6) Sub-recipient shall comply with all applicable laws, regulations and program guidance. A nonexclusive list of regulations commonly applicable to DHS grants are listed below, including the guidance:
 - A. Administrative Requirements
 1. OMB Circular A-102, State and Local Governments (10/07/94, amended 08/29/07) (44CFR Part 13)
 2. OMB Circular A-110, Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations (11/19/93, amended 09/30/99) (2 CFR Part 215)
 - B. Cost Principles
 1. OMB Circular A-87, State and Local Governments (05/10/04)
 2. OMB Circular A-21, Educational Institutions (5/10/04)
 3. OMB Circular A-122, Non-Profit Organizations (5/10/04)
 - C. Audit Requirements
 1. OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations (6/24/97, includes revisions published in the Federal Register 6/27/03)
- 7) Sub-recipient agrees to use the Nebraska Grant Management System for all financial transactions and tracking for all grants from NEMA, <https://www.nebraskagms.com>.
- 8) Prior to disbursement of any FY2008 grant funds, subgrantee will have:
 - a. FY2008 5-year Training and Exercise Calendar submitted to NEMA
 - b. Current County Local Emergency Operations Plan (L.E.O.P)
 - c. NIMS Cast has been completed for 2008.
 - d. Complete the FY2008 Homeland Security Work Plan
- 9) County/Counties located within a Region will not be allowed to receive any FY2008 grant funds for projects located within the county/counties, if the County is not current on prior and current year DHS/FEMA program requirements. The recipient/ sub-recipient is not allowed to receive or expend funds in support of non-compliant county/counties within the Region.
- 10) **NON-SUPPLANTING CERTIFICATION:** By signing in block 10 of Sub-Recipient Agreement, the sub-recipient official certifies federal funds will be used to *supplement* existing funds, and will not replace (supplant) funds that have been appropriated for the same purpose. Sub-recipient may be required to supply documentation certifying that a reduction in non-federal resources occurred for reasons other than the receipt or expected receipt of federal funds.

- 11) Notwithstanding any other agreement provisions, the parties hereto understand and agree that NEMA's obligations under this agreement are contingent upon the receipt of adequate funds to meet NEMA's liabilities hereunder. NEMA shall not be liable to the Sub-recipient for costs under this Agreement which exceed the amount specified in the Notice of Sub-recipient Award.
- 12) Projects identified in the Nebraska GMS website (www.nebraskagms.com) must identify and relate to the goals and objectives indicated by the applicable Nebraska Homeland Security Strategic Plan for the grant period of performance.
- 13) The recipient may only fund Investments that were included in the FY 2008 Investment Justification that was submitted to DHS/FEMA and evaluated through the peer review process.
- 14) Sub-recipient agrees to comply with all reporting requirements and shall provide such information as required to NEMA for reporting as noted in the 2008 Federal Grant Guidelines. Jurisdiction is required to complete and submit the Biannual Strategy Implementation Report (BSIR) each July 15 and January 15 until the end of the grant. The report will include a narrative summary on the progress of each project. A final BSIR is due 90 days after the end of the grant award period. The BSIR is accessed through the on line Grant Reporting Tool at www.reporting.odp.dhs.gov Failure to complete the BSIR will be considered a non-compliance issue and may result in grant funds being frozen.
- 15) A-133 REPORTING REQUIREMENT: Sub-recipient must prepare and submit quarterly financial reports to NEMA for the duration of the grant performance period or until all grant activities are completed and the grant is formally closed. Sub-recipient may also be required to submit additional information and data requested by NEMA.
- 16) NEMA may perform periodic reviews of sub-recipient performance of eligible activities and approved projects. These reviews may include, without limitation: performance of on-site review, compliance and program monitoring - including inspection of all grant-related records and items, comparing actual sub-recipient activities to those approved in the sub-award application and subsequent modifications if any, ensuring that advances have been disbursed in accordance with applicable guidelines, confirming compliance with grant assurances, information provided on performance reports and payment requests, needs and threat assessments and strategies.
- 17) NEMA may suspend or terminate sub-award funding, in whole or in part, or other measures may be imposed for any of the following reasons: failing to comply with the requirements or statutory objectives of federal law, failing to make satisfactory progress toward the goals or objectives set forth in the sub-award application, failing to follow grant agreement requirements or special conditions, failing to submit required reports, filing a false certification in the application or other report or document, and non-performance.
- 18) NEMA will close a sub-award after receiving sub-recipient's final performance report indicating that all approved work has been completed and all funds have been disbursed, completing a review to confirm the accuracy of the reported information, and reconciling actual costs to awards modifications and payments. If the close out review and reconciliation indicates that the sub-recipient is owed additional funds, NEMA will send the final payment automatically to the sub-recipient. If the sub-recipient did not use all the funds received, NEMA will issue an invoice to recover the unused funds.
- 19) Sub-recipient agrees to retain all grant records for this, and any federal grants, for three years after they are notified by NEMA the grant has been closed by DHS/FEMA.
- 20) Sub-recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, to lobby in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government.
- 21) When implementing the Office of Grant Programs Directorate (GPD) funded activities, the sub-recipient must comply with all federal civil rights laws, to include Title VI of the Civil Rights Act, as amended. The sub-recipient is required to take reasonable steps to ensure persons of limited English proficiency have meaningful access to language assistance services regarding the development of proposals and budgets and conducting GPD funded activities.
- 22) The sub-recipient agrees that all publications created with funding under this grant shall prominently contain the following statement: 'This Document was prepared under a grant from FEMA's Grant Programs Directorate, United States Department of Homeland Security. Point of view or opinions expressed in the document are those of the authors and do not necessarily represent the official position or policies of FEMA's Grant Programs Directorate or the U.S. Department of Homeland Security.' The recipient also agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: 'Purchased with funds provided by the U.S. Department of Homeland Security.' Exceptions to this requirement are limited to items where placing of the marking is not possible due to the nature of the equipment.

- 23) No communication equipment can be purchased until approved by the Nebraska Office of the CIO. This will require attendance at the 2009 Exercise Planning/Communication Workshop and the development of a Network Communication Integration Plan for approval.
- 24) Title to equipment costing \$5,000 or more and acquired by the sub-grantee with funds provided under this award shall vest in the sub-grantee. When the equipment is no longer needed by the sub-grantee and the per unit fair market value is less than \$5,000, the sub-grantee may retain, sell, or dispose of the equipment with no further obligation to NEMA. If, on the other hand, the per unit fair market value is \$5,000 or more, then the sub-grantee must submit a written request to NEMA, for disposition instructions.
- 25) The sub-recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.
- 26) Approval of this award does not indicate approval of any consultant rate in excess of \$450 per day. A detailed justification must be submitted to and approved by NEMA prior to obligation or expenditure of such funds.
- 27) Sub-recipient acknowledges that GPD reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use, for Federal government purposes: (1) the copyright in any work developed under an award or sub-award; and (2) any rights of copyright to which a recipient or sub-recipient purchases ownership with Federal support. The Recipient agrees to consult with GPD regarding the allocation of any patent rights that arise from, or are purchased with, this funding.
- 28) To the extent that recipients of a grant use contractors or subcontractors, such recipients shall use small, minority, women-owned or disadvantaged business concerns and contractors or subcontractors to the extent practicable.
- 29) Sub-recipients must implement the National Incident Management System (NIMS) at the local level. Grant recipients should still complete the following other four aspects of this task no later than October 1, 2008: (1) *Formally recognize the NIMS and adopt the NIMS principles and policies*, (2) *Establish a NIMS baseline by determining which NIMS requirements are met*, (3) *Establish a timeframe* and (4) *Develop a strategy for full NIMS implementation and institutionalize the use of the Incident Command System (ICS)*.
- 30) Sub-recipients must maintain an updated inventory of equipment purchased through this grant program.
- 31) All Communication projects involving towers and tower buildings cannot be expended until the project is approved by DHS/FEMA. NEMA will coordinate the approval process and sub-grantee agrees to provide all documents required.
- 32) Recipient shall comply with all applicable Federal, State, and local environmental and historic preservation (EHP) requirements and shall provide any information requested by FEMA to ensure compliance with applicable laws including: National Environmental Policy Act, National Historic Preservation Act, Endangered Species Act, and Executive Orders on Floodplains (11988), Wetlands (11990) and Environmental Justice (12898). Failure of the recipient to meet Federal, State, and local EHP requirements and obtain applicable permits may jeopardize Federal funding. Recipient shall not undertake any project having the potential to impact EHP resources without the prior approval of FEMA, including but not limited to communications towers, physical security enhancements, new construction, and modifications to buildings that are 50 years old or greater. Recipient must comply with all conditions placed on the project as the result of the EHP review. Any change to the approved project scope of work will require re-evaluation for compliance with these EHP requirements. If ground disturbing activities occur during project implementation, the recipient must ensure monitoring of ground disturbance and if any potential archeological resources are discovered, the recipient will immediately cease construction in that area and notify FEMA and the appropriate State Historic Preservation Office.

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION AUTHORIZING THE CHAIRMAN TO SIGN THE NEBRASKA EMERGENCY MANAGEMENT
AGENCY (NEMA) GRANT AWARD FOR A DISASTER PREPAREDNESS/AWARENESS NIGHT WITH THE
OMAHA STORM CHASERS AT WERNER PARK

WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6) (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board; and,

WHEREAS, a grant has been awarded to Sarpy County Citizen Corps through the Nebraska Emergency Management Agency (NEMA) ; and,

WHEREAS, Sarpy County Citizen Corps will hold a Disaster Preparedness/Awareness Night at Werner Park with the Omaha Storm Chasers; and,

WHEREAS, Sarpy County is committed to and supports a grant award for a Disaster Preparedness/Awareness Night at Werner Park; and,

NOW, THEREFORE, BE IT RESOLVED, By the Sarpy County Board of Commissioners, that the Chairman is hereby authorized to sign the Nebraska Emergency Management Agency (NEMA) grant award offered through the Nebraska Emergency Management Agency (NEMA) for a Disaster Preparedness/Awareness Night at Werner Park.

DATED this 5th day of April, 2011.

MOVED by Jim Thompson, seconded by Jim Nekuda, that the above Resolution be adopted. Carried.

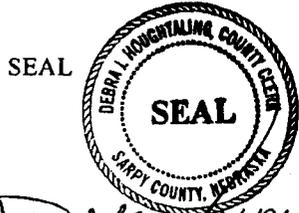
YEAS:
[Signature]
[Signature]
[Signature]
[Signature]

NAYS:
none

ABSENT:
none

ABSTAIN:
none

Attest:



[Signature]
County Clerk

Nebraska Citizen Corps Program



Agreement between the Sarpy County Citizen Corps and the Nebraska Citizen Corps Program

We agree to accept (enter dollar amount) to support the grant activities as outlined in our application.

Budget Allocations

- Stormchasers Contract \$5,500
- Banners, Pamphlets, Handouts \$1,500

In accepting these funds we agree to the following conditions:

- 1) Funds may not be used for purposes other than the activities listed above without the written permission of the State Citizen Corps Program.
- 2) Funds will be used as outlined in the budget categories above. Approval may be requested from the State Citizen Corps Program to change how funds are allocated.
- 3) All activities and expenditures must be reported as outlined in the Citizen Corps Mini-Grant Process Funding Opportunity Announcement.
- 4) Grant activities must be completed and funds expended by (30 September 2011).

Tom Kichur
Signature of Representative

Marcell F. Hernandez
Signature of Representative

Sarpy County Board
Organization

Nebraska Emergency Management Agency

4/5/11
Date

3-30-11
Date

Sarpy County Board of Commissioners

1210 GOLDEN GATE DRIVE
PAPILLION, NE 68046-2895
593-4155

www.sarpy.com

ADMINISTRATOR Mark Wayne

DEPUTY ADMINISTRATOR Scott Bovick

FISCAL ADMIN./PURCHASING AGT. Brian Hanson



COMMISSIONERS

Rusty Hike District 1
Jim Thompson District 2
Tom Richards District 3
Jim Nekuda District 4
Jim Warren District 5

MEMO

TO: Sarpy County Board of Commissioners

FROM: Lisa A. Haire

RE: Sarpy County Citizen Corps Disaster Preparedness/Awareness Night with Omaha Storm Chasers

On June 21, 2011, the County Board will be asked to authorize the Chairman to sign the Nebraska Emergency Management Agency (NEMA) Sub-Recipient Agreement. The NEMA agreement is related to the Citizen Corps grant award for a Disaster Preparedness/Awareness Night at Werner Park authorized by Board resolution April 5, 2011. The Disaster Preparedness night will be held on Thursday, September 1, 2011 to kick off Disaster Preparedness month.

Sarpy County Citizen Corps was awarded \$7,000 from Nebraska Emergency Management Agency (NEMA). \$5,500 will fund a contract with the Omaha Storm Chasers which will include; in- stadium promo and video display board, PA and video announcements during the game, fun facts about getting prepared for a disaster after each inning, a 30 second video commercial, opportunity to hang banners, set up booths, tables, equipment and vehicles outside the entrance to the stadium, first pitch opportunity prior to the game, and an opportunity for a member of Sarpy County Citizen Corps to be interviewed before and during the game. Additionally, \$1,500 will be used to purchase promotional items for display and brochures or booklets to hand out.

There is no County match required.

Please contact Curtis Rainge at 593-4166 with any questions.

June 17, 2011

Lisa A. Haire
593-1565

cc: Mark Wayne
Brian Hanson
Scott Bovick
Curtis Rainge
Deb Houghtaling