



Agenda
Benton County Emergency Services Executive Board
Thursday, April 25, 2024 ~ 7:30 AM
Richland City Hall ~ Council Chambers
625 Swift Boulevard

Benton County Emergency Services (BCES) Executive Board Meeting

Call to Order

Attendance

Approval of Agenda (Approved by Motion) Voting Members: All voting members

Public Comments: Public comments will be limited to 2 minutes per speaker.

Consent Calendar: Items on the Consent Calendar have been distributed to Benton County Emergency Services Executive Board members in advance for reading and study, are considered to be routine, and will be enacted by one motion of the Board with no discussion. Board members may transfer individual Items of Business for deliberation before voting. Voting Members: All voting members.

1. Approval of the Draft March 28, 2024 Benton County Emergency Services Executive Board Regular Meeting Minutes
 - Jon Amundson, City Manager

Director's Report:

2. Manager's Report
 - Jay Atwood, BCES Executive Director

Items of Business:

Benton County Emergency Services (BCES) (Approved by Motion): Voting Members: Cities of Kennewick, Pasco and Richland; Benton and Franklin County - 2 votes each. Benton County Fire District; Cities of Benton City, Prosser and West Richland - 1 vote each.

Benton County Emergency Management (BCEM) (Approved by Motion): Voting Members: Cities of Kennewick and Richland; Benton County - 2 votes each. Cities of West Richland, Prosser and Benton City - 1 vote each.

3. Amendment to the 21SHSP Grant Agreement - Approval
 - Jay Atwood, BCES Executive Director

Southeast Communications Center (SECOMM) (Approved by Motion): Voting Members: Cities of Kennewick, Pasco and Richland; Benton and Franklin County - 2 votes each. Cities of Prosser and West Richland; Benton County Fire Districts - 1 vote each.

800MHz System (Approved by Motion): Voting Members: Cities of Kennewick and Richland; Benton County - 2 votes each.

4. Public Safety Radio System Project - Update
 - Tom Huntington, Fire Chief

Benton County Microwave System (Approved by Motion): Voting Members: Cities of Kennewick and Richland;
Benton County - 2 votes each.

Discussion Items:

Adjournment

Strategic Advisory Team (SAT):

BCES/BiPIN Consolidation:

Richland City Hall is ADA accessible. Any individual who has difficulty attending the meeting in-person may request to provide comments remotely. (Ch. 42.30 RCW) Requests for sign interpreters, audio equipment, and/or other special services must be received 48 hours prior to the meeting by calling the City Clerk's Office at 509-942-7389.



BENTON COUNTY EMERGENCY SERVICES AGENDA ITEM COVERSHEET

Meeting Date: 4/25/2024

Agenda Category: Consent Calendar:

Prepared By: Jon Amundson, City Manager

Subject:

Approval of the Draft March 28, 2024 Benton County Emergency Services Executive Board Regular Meeting Minutes

Recommended Motion:

Summary:

DRAFT minutes from the March 28, 2024 Benton County Emergency Services Executive Board Regular Meeting are presented for the Board's consideration and approval.

Fiscal Impact:

Attachments:

- I. 042524 March 28, 2024 DRAFT BCES Meeting Minutes



MINUTES – March 28, 2024 - 7:30 AM
BENTON COUNTY EMERGENCY SERVICES EXECUTIVE BOARD
REGULAR MEETING
Richland City Council Chambers ~ 625 Swift Blvd
Richland, WA 99352

Call to Order

The meeting was called to order at 7:34 a.m. by Vice-Chair Michael Alvarez.

Attendance

Members

Michael Alvarez	Benton County (2 Votes)
Mike Gonzalez <i>(Remote)</i>	Franklin County (2 Votes)
Lisa Beaton	City of Kennewick (2 Votes)
Adam Lincoln <i>(Remote)</i>	City of Pasco (2 Votes)
Jon Amundson <i>(Remote)</i>	City of Richland (2 Votes)
Rachel Shaw	City of Prosser (1 Vote)
Thomas Grego <i>(in for Brent Gerry)</i>	City of West Richland (1 Vote)
Bill Reed	City of Benton City (1 Vote)
Paul Carlyle <i>(In for Lonnie Click; Arrived after Rollcall)</i>	Benton County Fire Districts (1 Vote)

Absent

Brent Gerry	City of West Richland (1 Vote)
Lonnie Click	Benton County Fire Districts (1 Vote)
Duane Szendre	Benton PUD (1 Vote, Microwave Only)

Also Present: BCES Executive Director Jay Atwood; SECOMM Manager Kim Lettrick; SECOMM Manager Aimee Fournier-Plante; BCEM Manager Deanna Davis; BCES IS Manager Doug deGraaf; Accounting Specialist Jordan George; Administrative Assistant/Board Secretary Carole Cimrhakl

Other Attendees: Franklin County IS Director Liz Cupples *(Remote)*; Benton County Deputy Administrator Matt Rasmussen; Benton County Sheriff Commander Mat Clarke; Kennewick Director of Management Services Christina Palmer; Kennewick Assistant IT Manager Tracy Troutman; BiPIN Systems Administrator Travis Amundson; Prosser Police Chief John Markus *(Remote)*; Connell Police Chief Chris Lee; Richland Fire Chief Tom Huntington; Richland Assistant City Manager Drew Florence *(Remote)*; Motorola Senior Account Executive Kevin Haight; Motorola Junior Account Executive Blake Chainey

Approval of Agenda

LISA BEATON MOVED AND THOMAS GREGO SECONDED THE MOTION TO APPROVE THE AGENDA AS PRESENTED. ALL WERE IN FAVOR. MOTION CARRIED 14-0.

Public Comments

There were no public comments.

Approval of Consent Calendar

1. Minutes – Michael Alvarez
Approve the DRAFT Minutes of the Benton County Emergency Services Executive Board Regular Meeting held February 22, 2024.
2. Approve the DRAFT Minutes of the Benton County Emergency Services Executive Board Special Meeting held March 6, 2024.

LISA BEATON MOVED AND THOMAS GREGO SECONDED THE MOTION TO APPROVE THE CONSENT CALENDAR. ALL WERE IN FAVOR. MOTION CARRIED 14-0.

Director's Report

3. Manager's Report
SECOMM has 14 vacancies. We anticipate holding a training academy with 5 or 6 new hires at the end of May. Two of those would be lateral hires pending completion of the hiring process and should be quicker to train. Twelve applicants are in various stages of the hiring process. Another 22 candidates are just getting started.

We are now at a point where we are ready to post our two open supervisor positions. These positions will be open to both internal and external candidates.

The road installation at Red Mountain is now ready for the contractor to begin moving their equipment to the top of the mountain. This work is scheduled to start Monday with the expectation of pouring concrete very soon. We anticipate construction will be completed by the end of June; keeping us on track to have the site turned up by the end of summer/early fall. The transport of the shelter will happen after the thick concrete has the necessary time to cure – anywhere from Mid-May to the end of June.

The letter of withdrawal from Benton PUD (included in the packet) removes them as a voting member on the board. They will continue to be users on both the radio and microwave systems.

Emergency Management Manager Deanna Davis and her team were lauded for their work on the Columbia Generating Station's (CGS) evaluated Ingestion Drill that takes place once every eight years. The exercise began Tuesday morning and continues through the end of this week, concluding with a debriefing on Friday.

Items of Business

Benton County Emergency Services (BCES)

4. Reclassification of Benton County Emergency Services Record Specialist – Approval
BCES currently has two records specialist positions: one full-time and one part-time. We believe it necessary to increase the part-time position to a full-time position based on the increase of records requests we've received. There are savings from unfilled positions to currently offset the associated costs. The position will be included in the budget for next year.

LISA BEATON MOVED AND THOMAS GREGO SECONDED THE MOTION TO APPROVE ITEM #4. ALL WERE IN FAVOR. MOTION CARRIED 14-0.

5. Benton County Emergency Services Equipment Disposal – Approval
Request to dispose end of life, no longer supported or no longer in service equipment following the City of Richland’s policy.

LISA BEATON MOVED AND THOMAS GREGO SECONDED THE MOTION TO APPROVE ITEM #5. MOTION CARRIED 12-2 WITH COMMISSIONER ALVAREZ VOTING NO.

Benton County Emergency Management (BCEM)

Southeast Communications Center (SECOMM)

800MHz System

Benton County Microwave System

6. Benton and Franklin Microwave and MPLS Contract – Update

The Microwave Proposal with Motorola was approved at the October 26, 2024, meeting. As part of that process and by the Board’s direction, the Interlocal Agreement (ILA) was amended to address issues of purchasing large capital and ownership of such purchases. The Third Amended ILA added several provisions to fix these issues. It also addressed the withdrawal of Benton PUD as a voting member in addition to correcting other housekeeping items such as proxy voting. It was agreed that the ILA would be opened each time a major capital purchase was presented, which we anticipate will occur with the Radio System Project.

March 31st is the deadline to sign the Motorola contract as presented without facing additional increases. The intent was to have one last discussion to ensure there is no opposition before moving forward with contract execution. Motorola amended the contract to adjust benchmarks so that the equipment purchase can be made first, allowing us to use the \$2 million dollars of federal funding we received from 2023 as soon as possible. This amount will be due at contract execution. Additional benchmarks for payment will be after the equipment is installed on the mountain (approximately \$2.5 million due early to mid-2025), and the final installment of a little over \$1.4 million due once we have system acceptance, estimated for early 2026. The installments do not include tax. The City of Richland will invoice member agencies for their share of those costs as they come in.

Strategic Advisory Team (SAT)

BCES/BiPIN Consolidation

Discussion Items

Announcements

Adjournment

The meeting adjourned at 7:51 a.m.

APPROVED:

ATTEST:

Jon Amundson, BCES Executive Board Chair

Carole Cimrhakl, BCES Board Secretary

Date Approved: _____

Date Published: _____

DRAFT



BENTON COUNTY EMERGENCY SERVICES AGENDA ITEM COVERSHEET

Meeting Date: 4/25/2024

Agenda Category: Director's Report

Prepared By: Jay Atwood, BCES Executive Director

Subject:
Manager's Report

Recommended Motion:

Summary:
Monthly updates from Benton County Emergency Services Management.

Fiscal Impact:

Attachments:
I. 042524 Management Report



BENTON COUNTY EMERGENCY SERVICES EXECUTIVE BOARD MANAGER'S REPORT – Thursday, April 25, 2024

Southeast Communications (SECOMM) – Kim Lettrick/Gwen Stanley/Aimee Fournier-Plante

March 2024 Statistical Information

9-1-1 Calls = 10,497

Text to 911 = 78 Sessions (734 messages sent back and forth between dispatch and text initiators)

Non-Emergency = 12,707

Law Enforcement Events = 26,183

Fire/EMS Events = 3,241

911 Advisory Committee – Funding Staff Report

In April of 2023, the Washington State 911 Advisory Committee formed a 911 Funding Tiger Team to evaluate 911 funding streams and the overall cost of the 911 system, and to explore options for additional funding mechanisms including the potential for 911 Excise Tax increases.

The Washington State 911 Excise Tax was last increased in January 2011. The increase resulted in a State Excise Tax of \$.25 and local tax of \$.70 per month per access line. Based on the research and findings, the Tiger Team has requested the Advisory Committee recommend the State 911 Coordinator's Office request an increase in the 911 Excise Tax to keep pace with the current inflation and cost of living.

The State E-911 Coordinators Office (SECO) is not asking the legislature to increase the excise tax in 2025. It may be considered for 2026.

An effort to move the 911 funds from appropriated to non-appropriated prior to changing the excise tax is the priority currently.

Benton County Emergency Management (BCEM) – Deanna Davis

New Hire

Anthony Bench has accepted the open Emergency Planner position. His first day will be Monday, April 29th, 2024.

Benton County Emergency Services Information Systems (BCES IS) – Doug deGraaf

GIS/SECOMM

Map Roll 161 is being prepared for use, currently with 50 additional/new road segments and 199 additional address points.

We submitted data to WA State NG911 with zero critical errors.

Staff participated in the two-day Columbia Generating Station Ingestion Exercise. GIS/CAD Technician Michael Mendez created and used more efficient ESRI web maps for the exercise. He worked with the BCEM team to create maps and reports for submission to the State Emergency Operations Center (EOC).

800MHz/P25/Microwave

Summit has begun pouring the tower foundation pylons and decking today (4/11/2024) and will pour the shelter foundation next week. We are currently working to determine the delivery date of the Shelter, which could be between May 13 – May 30.

Summit has obtained the tower materials from the City of Richland Shops yard and have taken it to the hilltop where they have begun assembling the tower sections.

Review of the Federal Engineering (FE) Requirements Document was completed on 4/2-4/3/2024, with requested changes sent back to FE. This document will provide Motorola with the design and coverage criteria to design and engineer the Fire and Franklin County expansion to move to the 800MHz system.

BCES

BCES IT and Cerium Networks began a project to upgrade the BCES Core Network with new/updated Cisco Nexus 9K switches. The transition to the new switches caused an outage of the Hexagon Computer Aided Dispatch (CAD) system for approximately one hour. We moved the CAD system back to the original switches and had to recover the CAD databases to bring the systems back online. A thorough review was performed to determine the root cause and it was identified the new switches were missing a required configuration, Maximum Transmission Unit (MTU) of 9216. The switches defaulted to 1500 MTU causing the switches to drop packets. We decided to pause the work, allowing the systems to stabilize. We are also implementing the new Dell VXRail servers running VMWare 8.x. The new servers are set up on the new switches and are performing properly. We will migrate the CAD servers to the new server hardware. This will allow CAD to run without any service impacts while we complete the new Core switch work. Following this, we will be implementing the second Dell VXRail server environment at the City of Richland Datacenter and then migrate the Nutanix virtual servers to the VMWare environment.





BENTON COUNTY EMERGENCY SERVICES AGENDA ITEM COVERSHEET

Meeting Date: 4/25/2024

Agenda Category: Benton County Emergency Management (BCEM) (Approved by Motion)

Prepared By: Jay Atwood, BCES Executive Director

Subject:
Amendment to the 21SHSP Grant Agreement - Approval

Recommended Motion:
Approve the Amendment to decrease the 21SHSP Grant Agreement E22-101 by \$10,000 and authorize staff to make the necessary budget adjustments.

Summary:
Benton County Emergency Management was initially awarded \$211,865 for the 21SHSP Grant Agreement E22-101. Of this amount, \$137,324 was designated for the following National Priority Projects: Cybersecurity Managed Detection System and Response and Network Risk Assessment (\$119,298) and a Forensic Computer Server (\$18,026). These costs came in under the budgeted amount, and we had excess funds in the amount of \$10,466.83. Since these funds can only be used towards the projects approved in the scope of work, the excess funds are required to be returned to the State.

Fiscal Impact:
The 21SHSP Grant Agreement E22-101 will be reduced by \$10,000 due to unused grant funds. There is no fiscal impact to the user agencies.

Attachments:
I. 042523 E22-101-I Benton County 21SHSP

Washington State Military Department AMENDMENT

1. SUBRECIPIENT NAME/ADDRESS: Benton, County of Emergency Management 651 Truman Avenue Richland, WA 99352-9104	2. GRANT NUMBER: E22-101	3. AMENDMENT NUMBER: 1
4. SUBRECIPIENT CONTACT, PHONE/EMAIL: Deanna Davis, 509-628-8092 d.davis@bces.wa.gov	5. DEPARTMENT CONTACT, PHONE/EMAIL: Courtney Bemus 253-512-7141 Courtney.bemus@mil.wa.gov	
6. EIN: 91-6015119	7. ASSISTANCE LISTINGS # & TITLE: 97.067 - 21HSGP (SHSP)	8. FEDERAL AWARD ID # (FAIN): EMW-2021-SS-00083-S01
9. FUNDING AUTHORITY: The Washington State Military Department (Department) and the US Department of Homeland Security (DHS)		
10. DESCRIPTION/JUSTIFICATION OF AMENDMENT: <p>Due to cost savings on National Priority Area (NPA) Project #1, <i>NP CS Project #3: Region 8 Cybersecurity Managed Detection System and Response (Investment 2, Project 3)</i>, funds are being reallocated within the Region. Additionally, the Grant Agreement End Date is extended to ensure full expenditure of funds, and Department Contact information is updated to reflect staffing changes.</p> <p>Changes are noted in red font, strikethrough, and grey highlight.</p>		
11. AMENDMENT TERMS AND CONDITIONS: <ol style="list-style-type: none"> 1. Change the Grant Agreement Amount from \$211,865 to \$201,865, a decrease of \$10,000, as described on Page 2 of this Amendment. 2. Change the Grant Agreement End Date from July 31, 2024 to January 31, 2025, as described on Page 2 of this Amendment. 3. Change the Department Contact, Phone/Email, as described on Page 2 of this Amendment. 4. Change Attachment A, SPECIAL TERMS AND CONDITIONS, Article I-Key Personnel, as described on Page 2 of this Amendment. 5. Change the original 21HSGP Award Documents EMW-2021-SS-00083-S01, Attachment C, as described on Page 2 of this Amendment. 6. Change original Work Plan, Attachment, D-3, as described on Page 2 of this Amendment. 7. Change the original Budget, Attachment E, as described on Page 2 of this Amendment. 8. Change the original Timeline, Attachment F, as described on Page 2 of this Amendment. 		
<p>This Amendment is incorporated in and made a part of the Grant Agreement. Except as amended herein, all other terms and conditions of the Grant Agreement remain in full force and effect. Any reference in the original Grant Agreement or an Amendment to the "Grant Agreement" shall mean "Grant Agreement as amended". The Department and Sub-Recipient acknowledge and accept the terms of this Amendment as identified above, effective on the final date of execution below. By signing this Amendment, the signatories warrant they have the authority to execute this Amendment.</p>		
IN WITNESS WHEREOF, the parties have executed this Amendment:		
FOR THE DEPARTMENT:	FOR THE SUBRECIPIENT:	
_____ Signature Regan Anne Hesse, Chief Financial Officer Washington State Military Department	_____ Signature Deanna Davis Benton County Emergency Management	
_____ Date	_____ Date	
BOILERPLATE APPROVED AS TO FORM: _____/Signature on file/_____ David B. Merchant, Assistant Attorney General 10/11/2021	APPROVED AS TO FORM (if applicable): _____ Applicant's Legal Review Date	

Washington State Military Department Amendments to Agreement E22-101

1. **Change the Grant Agreement Amount from \$211,865 to \$201,865, a decrease of \$10,000.**
 - a. Agreement Face Sheet, Box 2. ~~\$211,865~~ \$201,865
 - b. Original Budget, Attachment E, with Revision 1 Budget, Attachment E.
2. **Change the Grant Agreement End Date from July 31, 2024 to January 31, 2025.**
 - a. Agreement Face Sheet, Box 6. ~~July 31, 2024~~ January 31, 2025
3. **Change Department Contact from Michael Alston to Courtney Bemus**
 - a. Agreement Face Sheet Box 7. ~~Michael Alston, 253-512-7083, michael.alston@mil.wa.gov,~~
Courtney Bemus, 253-512-7141 courtney.bemus@mil.wa.gov
4. **Change Attachment A, Article I-Key Personnel.**
 - a. Attachment A, SPECIAL TERMS AND CONDITIONS, Article 1-Key Personnel, under DEPARTMENT:
 - i. Replace Michael Alston with Courtney Bemus (see below).
 - ii. Replace Reagan Bush with Gail Cram (see below).
 - iii. Replace Courtney Bemus with Grant Miller (see below).

SUBRECIPIENT		DEPARTMENT	
Name	Deanna Davis	Name	Michael Alston Courtney Bemus
Title	Emergency Manager	Title	Program Coordinator
E-Mail	d.davis@bces.wa.gov	E-Mail	michael.alston@mil.wa.gov courtney.bemus@mil.wa.gov
Phone	509-628-8092	Phone	253-512-7083 253-512-7141
Name	Jordan George	Name	Reagan Bush Gail Cram
Title	Accounting Specialist	Title	Program Manager
E-Mail	j.george@bces.wa.gov	E-Mail	reagan.bush@mil.wa.gov gail.cram@mil.wa.gov
Phone	509-628-8496	Phone	253-512-7463 253-512-7472
Name		Name	Courtney Bemus Grant Miller
Title		Title	Program Assistant
E-Mail		E-Mail	courtney.bemus@mil.wa.gov grant.miller@mil.wa.gov
Phone		Phone	253-316-6438 253-512-7061

5. **Change the original Award Documents, Attachment C.**
 - a. Original 21HSGP Award Documents EMW-2021-SS-00083-S01, Attachment C with Revision 1
21HSGP Award Documents EMW-2021-SS-00083-S01, Attachment C.
6. **Change the original Work Plan, Attachment D-3**
 - a. Original Work Plan, Attachment D-3, with Revision 1 Work Plan, Attachment D-3.
7. **Change the original Budget, Attachment E.**
 - a. Original Budget, Attachment E, with Revision 1 Budget, Attachment E.
8. **Change the original Timeline, Attachment F.**
 - a. Original Timeline, Attachment F, with Revision 1 Timeline, Attachment F.

Revision 1 21HSGP Award Documents
EMW-2021-SS-00083-S01

**U.S. Department of Homeland Security
Washington, D.C. 20472
GRANT AMENDMENT LETTER**

Washington Military Department
Gail Cram
Building 20
Camp Murray, WA 98430 - 5122
Re: Amendment #: EMW-2021-SS-00083-A11

Dear Gail Cram,

The amendment to change the award information for Fiscal Year (FY) 2021 Homeland Security Grant Program (HSGP) (Award #: EMW-2021-SS-00083-S01) has been approved on 01/10/2024. The changes to the award information are listed below.

Period of Performance Change:

Previous End Date: 08/31/2024
Adjusted End Date: 08/31/2025

Previous Budget End Date: 08/31/2024
Adjusted Budget End Date: 08/31/2025

Please allow 2-3 business days for this information to be reflected in the Payment and Reporting System (PARS). The award information contained in this amendment supersedes award information listed in previous award packages and amendments. If you have any questions or concerns regarding your grant funds, please call 1-866-927-5646.

TAMARA YVONNE THOMPSON
Grants Specialist

U.S. Department of Homeland Security
Washington, D.C. 20472

AGREEMENT ARTICLES
Homeland Security Grant Program

GRANTEE: Washington Military Department
ORGANIZATION EIN: 91-6001095
ORGANIZATION DUNS: 808883383
ORGANIZATION UEI: D2EJRGZ2PLG8
ORGANIZATION TYPE: State governments
ORGANIZATION CONGRESSIONAL DISTRICT CODE: WA-09
ORGANIZATION PHYSICAL ADDRESS: Building 20
Camp Murray, WA 98430 - 5122
ORGANIZATION MAILING ADDRESS: Building 20
Camp Murray, WA -
PROGRAM: Homeland Security Grant Program
SOLICITATION NAME: Fiscal Year (FY) 2021 Homeland Security Grant Program (HSGP)
SOLICITATION YEAR: 2021
SOLICITATION DESCRIPTION: The FY 2021 HSGP provides funds to eligible entities to support state, local, tribal, and territorial efforts to prevent terrorism and other catastrophic events and to prepare the Nation for the threats and hazards that pose the greatest risk to the security of the United States.
AMENDMENT NUMBER: EMW-2021-SS-00083-A11

Name of the AO who signed the amendment

TAMARA

THOMPSON

TABLE OF CONTENTS

- Article I - Summary Description of Award
- Article II - Amended Summary Description of Award for Operation Stonegarden Allocation
- Article III - Funding Hold: SHSP National Priorities
- Article IV - Operation Stonegarden Program Hold
- Article V - Operation Stonegarden Program Performance Goal
- Article VI - Limited English Proficiency (Civil Rights Act of 1964, Title VI)
- Article VII - Universal Identifier and System of Award Management

Article VIII - Americans with Disabilities Act of 1990

Article IX - SAFECOM

Article X - Rehabilitation Act of 1973

Article XI - National Environmental Policy Act

Article XII - Acknowledgement of Federal Funding from DHS

Article XIII - USA PATRIOT Act of 2001

Article XIV - Age Discrimination Act of 1975

Article XV - Civil Rights Act of 1964 - Title VI

Article XVI - Applicability of DHS Standard Terms and Conditions to Tribes

Article XVII - Notice of Funding Opportunity Requirements

Article XVIII - Trafficking Victims Protection Act of 2000 (TVPA)

Article XIX - Acceptance of Post Award Changes

Article XX - Non-Supplanting Requirement

Article XXI - Drug-Free Workplace Regulations

Article XXII - Federal Leadership on Reducing Text Messaging while Driving

Article XXIII - Environmental Planning and Historic Preservation (EHP) Review

Article XXIV - DHS Specific Acknowledgements and Assurances

Article XXV - Best Practices for Collection and Use of Personally Identifiable Information

Article XXVI - Civil Rights Act of 1968

Article XXVII - Debarment and Suspension

Article XXVIII - Activities Conducted Abroad

Article XXIX - Energy Policy and Conservation Act

Article XXX - Procurement of Recovered Materials

Article XXXI - Homeland Security Grant Program Performance Goal

Article XXXII - Terrorist Financing

Article XXXIII - Prior Approval for Modification of Approved Budget

Article XXXIV - Hotel and Motel Fire Safety Act of 1990

Article XXXV - Duplication of Benefits

Article XXXVI - Fly America Act of 1974

Article XXXVII - Reporting of Matters Related to Recipient Integrity and Performance

Article XXXVIII - Lobbying Prohibitions

Article XXXIX - False Claims Act and Program Fraud Civil Remedies

Article XL - Federal Debt Status

Article XLI - Nondiscrimination in Matters Pertaining to Faith-Based Organizations

Article XLII - Disposition of Equipment Acquired Under the Federal Award

Article XLIII - Education Amendments of 1972 (Equal Opportunity in Education Act) - Title IX

Article XLIV - Copyright

Article XLV - Reporting Subawards and Executive Compensation

Article XLVI - Use of DHS Seal, Logo and Flags

Article XLVII - Whistleblower Protection Act

Article XLVIII - Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

Article XLIX - Patents and Intellectual Property Rights

Article L - Rescission of Funding Hold: SHSP National Priorities

Article LI - Amended Summary Description of Award: Operation Stonegarden

Article I - Summary Description of Award

The purpose of the FY 2021 HSGP is to support state and local efforts to prevent terrorism and other catastrophic events and to prepare the Nation for the threats and hazards that pose the greatest risk to the security of the United States. The HSGP provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving the National Preparedness Goal of a secure and resilient Nation. Among the five basic homeland security missions noted in the DHS Quadrennial Homeland Security Review, HSGP supports the goal to Strengthen National Preparedness and Resilience. The building, sustainment, and delivery of these core capabilities are not exclusive to any single level of government, organization, or community, but rather, require the combined effort of the whole community. This HSGP award consists of State Homeland Security Program (SHSP) funding in the amount of \$6,428,138, Urban Area Security Initiative (UASI) funding in the amount of \$6,250,000 (Seattle Area, \$6,250,000), and Operation Stonegarden (OPSG) funding in the amount

of \$1,606,800. The following counties shall receive OPSG subawards for the following amounts: Adams \$75,000; Clallam \$100,000; Ferry \$112,500; Island \$100,000; Jamestown S'Klallam Tribe \$80,000; Lower Elwha Tribe \$75,000; Makah Tribe \$75,000; Nooksack \$99,000; Okanogan \$100,000; Pend Oreille \$150,000; Quileute Tribe \$60,300; San Juan \$100,000; Spokane \$155,000; Stevens \$150,000; Swinomish Tribe \$75,000; Whatcom \$100,000. These grant programs fund a range of activities, including planning, organization, equipment purchase, training, exercises, and management and administration across all core capabilities and mission areas.

Article II - Amended Summary Description of Award for Operation Stonegarden Allocation

The purpose of the FY 2021 HSGP is to support state and local efforts to prevent terrorism and other catastrophic events and to prepare the Nation for the threats and hazards that pose the greatest risk to the security of the United States. The HSGP provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving the National Preparedness Goal of a secure and resilient Nation. Among the five basic homeland security missions noted in the DHS Quadrennial Homeland Security Review, HSGP supports the goal to Strengthen National Preparedness and Resilience. The building, sustainment, and delivery of these core capabilities are not exclusive to any single level of government, organization, or community, but rather, require the combined effort of the whole community. This HSGP award consists of State Homeland Security Program (SHSP) funding in the amount of \$6,428,138, Urban Area Security Initiative (UASI) funding in the amount of \$6,250,000 (Seattle Area, \$6,250,000), and Operation Stonegarden (OPSG) funding in the amount of \$1,606,800. The following counties shall receive OPSG subawards for the following amounts: Adams \$75,000; Clallam \$100,000; Ferry \$112,500; Island \$100,000; Jamestown S'Klallam Tribe \$80,000; Lower Elwha Tribe \$75,000; Makah Tribe \$75,000; Nooksack \$99,000; Okanogan \$100,000; Pend Oreille \$150,000; Quileute Tribe \$0; San Juan \$100,000; Spokane \$155,000; Stevens \$150,000; Swinomish Tribe \$75,000; Whatcom \$160,300. These grant programs fund a range of activities, including planning, organization, equipment purchase, training, exercises, and management and administration across all core capabilities and mission areas.

Article III - Funding Hold: SHSP National Priorities

FEMA has placed a funding hold on the following investments under the national priority areas, and \$353,303 of SHSP funds is on hold in the FEMA financial systems. Until the hold is released, the recipient is prohibited from drawing down funds or reimbursing subrecipients, and the subrecipients are prohibited from obligating or expending SHSP funds, for the costs or activities identified below. The hold only applies to the amount of funds identified for each SHSP investment under the national priority areas below. To release this hold, additional information is required for the investments identified below which must be submitted in the December 2021 Biannual Strategy Implementation Report (BSIR).

Cybersecurity \$162,500 Kitsap, County of NP CS Project #2: Region 2 Cybersecurity Conference for Small Businesses and Non-Profits, \$32,500 King, County of NP CS Project #4: Region 6 Team Awareness Kit, \$50,000 King, County of NP CS Project #6: Region 6 Regional Cybersecurity Workshop and Training Resources, \$80,000 Emerging Threats, \$190,803 WA State Military Department NP ET Project #2: State Private Sector and Critical Infrastructure Program, \$70,803 Clark, County of NP ET Project #6: Region 4 Personal Protective Equipment, \$70,000 Clark, County of NP ET Project #12: Region 4 Target Hardening and Vulnerability Assessment, \$50,000

If you have questions about this funding hold or believe it was placed in error, please contact the DHS/FEMA Headquarters Preparedness Officer.

Article IV - Operation Stonegarden Program Hold

The recipient is prohibited from drawing down OPSG funding under this award or reimbursing OPSG subrecipients of this award until each unique, specific, or modified county level, tribal, or equivalent Operations Order or Fragmentary Order (FRAGO) has been reviewed by FEMA/GPD and Customs and Border Protection/United States Border Patrol (CBP/USBP). The recipient will receive the official notification of approval from FEMA/GPD.

Article V - Operation Stonegarden Program Performance Goal

In addition to the Biannual Strategy Implementation Report (BSIR) submission requirements outlined in the Preparedness Grants Manual, recipients must demonstrate how the grant-funded project addressed the core capability gap associated with this project and identified in the Threat and Hazard Identification and Risk Analysis (THIRA) or Stakeholder Preparedness Review (SPR) or sustains existing capabilities as applicable. The capability gap reduction or capability sustainment must be addressed in the Project Description of the BSIR for each project.

Article VI - Limited English Proficiency (Civil Rights Act of 1964, Title VI)

Recipients must comply with Title VI of the Civil Rights Act of 1964, (42 U.S.C. section 2000d et seq.) prohibition against discrimination on the basis of national origin, which requires that recipients 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>.

Article VII - Universal Identifier and System of Award Management

Recipients 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, the full text of which is incorporated here by reference.

Article VIII - Americans with Disabilities Act of 1990

Recipients must comply with the requirements of Titles I, II, and III of the Americans with Disabilities Act, Pub. L. No. 101-336 (1990) (codified as amended at 42 U.S.C. sections 12101- 12213), which prohibits recipients 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.

Article IX - SAFECOM

Recipients receiving federal financial assistance 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.

Article X - Rehabilitation Act of 1973

Recipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. 93-112 (1973), (codified as amended at 29 U.S.C. section 794,) which provides that no otherwise qualified handicapped individuals 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.

Article XI - National Environmental Policy Act

Recipients must comply with the requirements of the National Environmental Policy Act of 1969 (NEPA), Pub. L. 91-190 (1970) (codified as amended at 42 U.S.C. section 4321 et seq.) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which require recipients 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.

Article XII - Acknowledgement of Federal Funding from DHS

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

Article XIII - USA PATRIOT Act of 2001

Recipients must comply with requirements of Section 817 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), Pub. L. No. 107-56, which amends 18 U.S.C. sections 175-175c.

Article XIV - Age Discrimination Act of 1975

Recipients must comply with the requirements of the Age Discrimination Act of 1975, Pub. L. No. 94-135 (1975) (codified as amended at Title 42, U.S. Code, section 6101 et seq.), which prohibits discrimination on the basis of age in any program or activity receiving federal financial assistance.

Article XV - Civil Rights Act of 1964 - Title VI

Recipients must comply with the requirements of Title VI of the Civil Rights Act of 1964 (codified as amended at 42 U.S.C. section 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. DHS implementing regulations for the Act are found at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

Article XVI - Applicability of DHS Standard Terms and Conditions to Tribes

The DHS Standard Terms and Conditions are a restatement of general requirements imposed upon recipients and flow down to subrecipients as a matter of law, regulation, or executive order. If the requirement does not apply to Indian tribes or there is a federal law or regulation exempting its application to Indian tribes, then the acceptance by Tribes of, or acquiescence to, DHS Standard Terms and Conditions does not change or alter its inapplicability to an Indian tribe. The execution of grant documents is not intended to change, alter, amend, or impose additional liability or responsibility upon the Tribe where it does not already exist.

Article XVII - Notice of Funding Opportunity Requirements

All the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated here by reference in the award terms and conditions. All recipients must comply with any such requirements set forth in the program NOFO.

Article XVIII - Trafficking Victims Protection Act of 2000 (TVPA)

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

Article XIX - Acceptance of Post Award Changes

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. Please call the FEMA/GMD Call Center at (866) 927-5646 or via e-mail to ASK-GMD@fema.dhs.gov if you have any questions.

Article XX - Non-Supplanting Requirement

Recipients receiving federal financial assistance 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.

Article XXI - Drug-Free Workplace Regulations

Recipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of 2 C.F.R. Part 3001, which adopts the Government-wide implementation (2 C.F.R. Part 182) of Sec. 5152-5158 of the Drug-Free Workplace Act of 1988 (41 U.S.C. sections 8101-8106).

Article XXII - Federal Leadership on Reducing Text Messaging while Driving

Recipients 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.

Article XXIII - Environmental Planning and Historic Preservation (EHP) Review

DHS/FEMA funded activities that may require an EHP review are subject to the FEMA Environmental Planning and Historic Preservation (EHP) review process. This review does not address all federal, state, and local requirements. Acceptance of federal funding requires recipient to comply with all federal, state, and local laws.

DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP Review process, as mandated by the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and, any other applicable laws and Executive Orders. To access the FEMA EHP screening form and instructions, go to the DHS/FEMA website at: <https://www.fema.gov/media-library/assets/documents/90195>. In order to initiate EHP review of your project(s), you must

complete all relevant sections of this form and submit it to the Grant Programs Directorate (GPD) along with all other pertinent project information. The EHP review process must be completed before funds are released to carry out the proposed project; otherwise, DHS/FEMA may not be able to fund the project due to noncompliance with EHP laws, executive order, regulations, and policies.

If ground disturbing activities occur during construction, applicant will monitor ground disturbance, and if any potential archeological resources are discovered, applicant will immediately cease work in that area and notify the pass-through entity, if applicable, and DHS/FEMA.

Article XXIV - DHS Specific Acknowledgements and Assurances

All recipients, subrecipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff.

1. Recipients must cooperate with any compliance reviews or compliance investigations conducted by DHS.
2. Recipients must give DHS access to, and the right to examine and copy, records, accounts, and other documents and sources of information related to the federal financial assistance award 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.
3. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports.
4. Recipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.
5. Recipients of federal financial assistance from DHS must complete the DHS Civil Rights Evaluation Tool within thirty (30) days of receipt of the Notice of Award or, for State Administrative Agencies, thirty (30) days from receipt of the DHS Civil Rights Evaluation Tool from DHS or its awarding component agency. After the initial submission for the first award under which this term applies, recipients are required to provide this information once every two (2) years if they have an active award, not every time an award is made. Recipients should submit the completed tool, including supporting materials, to CivilRightsEvaluation@hq.dhs.gov. This tool clarifies the civil rights obligations and related reporting requirements contained in the DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at <https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool>.

The DHS Office for Civil Rights and Civil Liberties will consider, in its discretion, granting an extension if the recipient identifies steps and a timeline for completing the tool. Recipients should request extensions by emailing the request to CivilRightsEvaluation@hq.dhs.gov prior to expiration of the 30-day deadline.

Article XXV - Best Practices for Collection and Use of Personally Identifiable Information

Recipients who collect personally identifiable information (PII) are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. DHS defines PII 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. Recipients may also find the DHS Privacy Impact Assessments: Privacy Guidance at http://www.dhs.gov/xlibrary/assets/privacy/privacy_pia_guidance_june2010.pdf and Privacy Template at https://www.dhs.gov/sites/default/files/publications/privacy_pia_template_2017.pdf as useful resources respectively.

Article XXVI - Civil Rights Act of 1968

Recipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. 90-284, as amended through Pub. L. 113-4, which prohibits recipients 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 (see 42 U.S.C. section 3601 et seq.), as implemented by the U.S. Department of Housing and Urban Development at 24 C.F.R. 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 C.F.R. Part 100, Subpart D.)

Article XXVII - Debarment and Suspension

Recipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689, which are at 2 C.F.R. Part 180 as adopted by DHS at 2 C.F.R. Part 3000. These regulations restrict

federal financial assistance 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.

Article XXVIII - Activities Conducted Abroad

Recipients 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.

Article XXIX - Energy Policy and Conservation Act

Recipients must comply with the requirements of the Energy Policy and Conservation Act, Pub. L. 94- 163 (1975) (codified as amended at 42 U.S.C. section 6201 et seq.), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

Article XXX - Procurement of Recovered Materials

States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. 89-272 (1965), (codified as amended by the Resource Conservation and Recovery Act, 42 U.S.C. section 6962.) 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.

Article XXXI - Homeland Security Grant Program Performance Goal

In addition to the Biannual Strategy Implementation Report (BSIR) submission requirements outlined in the Preparedness Grants Manual, recipients must demonstrate how the grant-funded project addressed the core capability gap associated with this project and identified in the Threat and Hazard Identification and Risk Analysis (THIRA) or Stakeholder Preparedness Review (SPR) or sustains existing capabilities as applicable. The capability gap reduction must be addressed in the Project Description of the BSIR for each project.

Article XXXII - Terrorist Financing

Recipients must comply with E.O. 13224 and U.S. laws that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. Recipients are legally responsible to ensure compliance with the Order and laws.

Article XXXIII - Prior Approval for Modification of Approved Budget

Before making any change to the FEMA approved budget for this award, you must request prior written approval from FEMA where required by 2 C.F.R. section 200.308. FEMA is also utilizing its discretion to impose an additional restriction under 2 C.F.R. section 200.308(f) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the federal share is greater than the simplified acquisition threshold (currently \$250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget FEMA last approved. You must report any deviations from your FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article XXXIV - 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. section 2225a, recipients 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, (codified as amended at 15 U.S.C. section 2225.)

Article XXXV - Duplication of Benefits

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

Article XXXVI - Fly America Act of 1974

Recipients must comply with Preference for U.S. Flag Air Carriers (air carriers holding certificates under 49 U.S.C. section 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. section 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.

Article XXXVII - Reporting of Matters Related to Recipient Integrity and Performance

If the total value of any currently active grants, cooperative agreements, and procurement contracts from all federal awarding agencies exceeds \$10,000,000 for any period of time during the period of performance of this federal award, then the recipients 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 award terms and conditions.

Article XXXVIII - Lobbying Prohibitions

Recipients must comply with 31 U.S.C. section 1352, which provides that none of the funds provided under a federal financial assistance award may be expended by the recipient 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 related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification.

Article XXXIX - False Claims Act and Program Fraud Civil Remedies

Recipients must comply with the requirements of the False Claims Act, 31 U.S.C. sections 3729- 3733, which prohibit the submission of false or fraudulent claims for payment to the federal government. (See 31 U.S.C. sections 3801-3812, which details the administrative remedies for false claims and statements made.)

Article XL - Federal Debt Status

All recipients 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 A-129.)

Article XLI - 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. Recipients 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 participations of faith-based organizations in individual DHS programs.

Article XLII - Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its subrecipients is no longer needed for the original project or program or for other activities currently or previously supported by a federal awarding agency, you must request instructions from FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. section 200.313.

Article XLIII - Education Amendments of 1972 (Equal Opportunity in Education Act) - Title IX

Recipients must comply with the requirements of Title IX of the Education Amendments of 1972, Pub. L. 92-318 (1972) (codified as amended at 20 U.S.C. section 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 C.F.R. Part 17 and 44 C.F.R. Part 19.

Article XLIV - Copyright

Recipients must affix the applicable copyright notices of 17 U.S.C. sections 401 or 402 and an acknowledgement of U.S. Government sponsorship (including the award number) to any work first produced under federal financial assistance awards.

Article XLV - Reporting Subawards and Executive Compensation

Recipients 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 award terms and conditions.

Article XLVI - Use of DHS Seal, Logo and Flags

Recipients must obtain permission from their DHS FAO 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.

Article XLVII - Whistleblower Protection Act

Recipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C section 2409, 41 U.S.C. section 4712, and 10 U.S.C. section 2324, 41 U.S.C. sections 4304 and 4310.

Article XLVIII - Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

DHS financial assistance recipients must complete either the Office of Management and Budget (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 (DHS FAO) 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 DHS FAO if you have any questions.

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

By accepting this agreement, the recipient and its executives, as defined in 2 C.F.R. section 170.315, certify that the recipient's policies are in accordance with OMB's guidance located at 2 C.F.R. Part 200, all applicable federal laws, and relevant Executive guidance.

Article XLIX - Patents and Intellectual Property Rights

Recipients are subject to the Bayh-Dole Act, 35 U.S.C. section 200 et seq, unless otherwise provided by law. Recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from federal financial assistance awards located at 37 C.F.R. Part 401 and the standard patent rights clause located at 37 C.F.R. section 401.14.

Article L - Rescission of Funding Hold: SHSP National Priorities

A funding hold was placed on the award under Agreement Article III, and \$353,303 was on hold in the FEMA financial systems. FEMA has reviewed the additional information provided and approved the expenditures for the following SHSP investments under the national priority areas:

Cybersecurity \$162,500 Kitsap, County of NP CS Project #2: Region 2 Cybersecurity Conference for Small Businesses and Non-Profits, \$32,500 King, County of NP CS Project #4: Region 6 Team Awareness Kit, \$50,000 King, County of NP CS Project #6: Region 6 Regional Cybersecurity Workshop and Training Resources, \$80,000 Emerging Threats, \$190,803 WA State Military Department NP ET Project #2: State Private Sector and Critical Infrastructure Program, \$70,803 Clark, County of NP ET Project #6: Region 4 Personal Protective Equipment, \$70,000 Clark, County of NP ET Project #12: Region 4 Target Hardening and Vulnerability Assessment, \$50,000

FEMA has determined that these investments are effective. The conditions in Agreement Article III have been met for the costs or activities outlined above, so FEMA rescinds the hold and releases SHSP funds in the amount of \$353,303. The recipient may draw down or reimburse subrecipients for, and subrecipients may obligate or expend federal funds in the amounts described above to support costs or activities associated with the investments listed above.

Article LI - Amended Summary Description of Award: Operation Stonegarden

The following reallocation of Operation Stonegarden (OPSG) funds is based on a request from the recipient reviewed and approved by FEMA. In its request, the recipient confirmed that its requested reallocations and subaward changes comply with the terms of this grant award, including 2 C.F.R. 200.339. The amended OPSG allocations are as follows: Adams \$75,000; Clallam \$100,000; Ferry \$112,500; Island \$100,000; Jamestown S'Klallam Tribe \$80,000; Lower Elwha Tribe \$75,000; Makah

Tribe \$75,000; Nooksack \$99,000; Okanogan \$100,000; Pend Oreille \$150,000; Quileute Tribe \$0; San Juan \$100,000; Spokane \$155,000; Stevens \$150,000; Swinomish Tribe \$0; Whatcom \$235,300. DHS has determined that these changes are in the interests of homeland security pursuant to 6 U.S.C. 609(e).

Obligating Document for Amendment

1a. AGREEMENT NO. EMW-2021-SS-00083-S01	2. AMENDMENT NO. EMW-2021-SS-00083-A11	3. RECIPIENT NO. 91-6001095	4. TYPE OF ACTION AMENDMENT	5. CONTROL NO. WX04670N2021T , WX04671N2021T , WX04674N2021T
6. RECIPIENT NAME AND ADDRESS Washington Military Department Building 20 Camp Murray, WA 98430 - 5122	7. ISSUING FEMA OFFICE AND ADDRESS FEMA-GPD 400 C Street, SW, 3rd floor Washington, DC 20472-3645 POC: 866-927-5646		8. PAYMENT OFFICE AND ADDRESS FEMA Finance Center 430 Market Street Winchester, VA 22603	
9. NAME OF RECIPIENT PROJECT OFFICER Gail Cram	PHONE NO. 2535127472	10. NAME OF FEMA PROJECT COORDINATOR Central Scheduling and Information Desk Phone: 800-368-6498 Email: Askcsid@dhs.gov		
11. EFFECTIVE DATE OF THIS ACTION 01/10/2024	12. METHOD OF PAYMENT PARS	13. ASSISTANCE ARRANGEMENT Cost Reimbursement	14. PERFORMANCE PERIOD From: 09/01/2021 To: 08/31/2025 Budget Period 09/01/2021 08/31/2025	

15. DESCRIPTION OF ACTION
a. (Indicate funding data for awards or financial changes)

PROGRAM NAME ACRONYM	CFDA NO.	ACCOUNTING DATA (ACCS CODE) XXXX-XXX-XXXXXX-XXXXX-XXXX-XXXX-X	PRIOR TOTAL AWARD	AMOUNT AWARDED THIS ACTION + OR (-)	CURRENT TOTAL AWARD	CUMULATIVE NON-FEDERAL COMMITMENT
Homeland Security Grant Program	97.067	2021-FA-GG01-P410-4101-D	\$6,428,138.00	\$0.00	\$6,428,138.00	See Totals
Homeland Security Grant Program	97.067	2021-FA-GH01-P410-4101-D	\$6,250,000.00	\$0.00	\$6,250,000.00	See Totals
Homeland Security Grant Program	97.067	2021-FA-GG02-P410-4101-D	\$1,606,800.00	\$0.00	\$1,606,800.00	See Totals

TOTALS	\$14,284,938.00	\$0.00	\$14,284,938.00	\$0.00
---------------	------------------------	---------------	------------------------	---------------

b. To describe changes other than funding data or financial changes, attach schedule and check here.
N/A

16 a. FOR NON-DISASTER PROGRAMS: RECIPIENT IS REQUIRED TO SIGN AND RETURN THREE (3) COPIES OF THIS DOCUMENT TO FEMA (See Block 7 for address)
Homeland Security Grant Program recipients are not required to sign and return copies of this document. However, recipients should print and keep a copy of this document for their records.
16b. FOR DISASTER PROGRAMS: RECIPIENT IS NOT REQUIRED TO SIGN

This assistance is subject to terms and conditions attached to this award notice or by incorporated reference in program legislation cited above.

17. RECIPIENT SIGNATORY OFFICIAL OR DESIGNEE (at the time of the Award) (Name and Title) Daugherty, Bret Major General, The Adjutant General	SIGNATURE DATE 09/22/2021 16:48
18. FEMA SIGNATORY OFFICIAL (Name and Title) TAMARA YVONNE THOMPSON, Grants Specialist	DATE Wed Jan 10 21:53:15 UTC 2024

Revision 1 21SHSP National Priority Area Work Plan

Benton County Emergency Management

AMOUNT ~~\$152,606~~ \$142,606

National Priority Areas

In assessing the national risk profile for FY 2021, five priority areas attracted the most concern. Due to the unique threats that the nation faces in 2021, DHS/FEMA has determined that these five priorities should be addressed by allocating specific percentages of HSGP funds to each of the five areas. The following are the five priority areas for FY 2021:

- 1) Enhancing cybersecurity
- 2) Enhancing the protection of soft targets/crowded places
- 3) Enhancing information and intelligence sharing and analysis, and cooperation with federal agencies, including DHS
- 4) Combating domestic violent extremism
- 5) Addressing emergent threats

Washington State will meet the 21SHSP priorities across multiple state and local projects.

Investment #2 WA SHSP National Priority: Cybersecurity

The Cybersecurity National Priority Investment supports the security and functioning of critical infrastructure and core capabilities that relate to preventing, preparing for, protecting against, or responding to acts of terrorism. Cybersecurity threats are constantly evolving, so defending these systems requires constant vigilance, innovation, and adaptation.

Cybersecurity capability gaps in the 2020 Washington State SPR that will be addressed include, but are not limited to: the need for a cybersecurity plan, no formal capabilities assessment has been completed, network comprehensive cybersecurity audits need to be done, cybersecurity threats training and IT training is needed, and cybersecurity resilience needs to be strengthened.

Through a collaborative ranking and selection process, Washington State has identified several key projects within this Investment to address gaps and sustain/enhance core capabilities directly related to the Cybersecurity National Priority Area.

PROJECT #1 *NP CS Project #3: Region 8 Cybersecurity Managed Detection System and Response (Investment 2, Project 3)*

PRIMARY CORE CAPABILITIES

Cybersecurity	Core Capability #1
---------------	--------------------

SOLUTION AREA						
PLANNING	ORGANIZATION	EQUIPMENT	TRAINING	EXERCISE	TOTAL	
\$0.00	\$103,248.00	\$0.00	\$0.00	\$0.00	\$103,248.00	
	\$93,248.00				\$93,248.00	

WHY IS THE WORK NEEDED?

GAP identified

The 2020 SPR states that there is a need to strengthen antivirus blocks on network connections between Fire Dept, Police Dept, and City Hall and other government and emergency service agencies. Further, there is a need to secure infrastructure, key resources, surveyor control, and data acquisition systems.

This project directly addresses the gaps in BCES’s Cybersecurity processes, reducing the risk from cyber incidents on a daily basis.

CAPABILITY (Indicate sustained or enhanced)

Enhanced Cybersecurity.

ACTIVITIES TO BE PERFORMED

- Submit for request for proposals to be updated
- Select vendor based upon update RFP’s

- Initiate contract with vendor
- Meet with selected vendor after contract is established to review expectations and train on vendors product and services
- Vendor complete assessment and implement service

ASSOCIATED DELIVERABLES/OUTPUTS

Ability to monitor progress and on-going threat reports received from vendor and ability to identify and mitigate malicious terroristic activity. Within minutes of a threat, the BCES IT manager will be alerted by an expert analyst who will guide the jurisdiction step-by-step in neutralizing the threat before it becomes a costly business disruption.

DESIRED OUTCOMES

The outcome of this project will be the enhanced capability to detect and mitigate malicious activity to crucial IT services on a 24/7 basis, protecting BCES systems from potentially crippling productivity and financial consequences from infiltrations.

PROJECT #2 NP CS Project #9: Region 8 Network Risk Assessment (Investment 2, Project 9)

PRIMARY CORE CAPABILITIES

Cybersecurity	Core Capability #1
---------------	--------------------

SOLUTION AREA

PLANNING	ORGANIZATION	EQUIPMENT	TRAINING	EXERCISE	TOTAL
\$0.00	\$16,050.00	\$0.00	\$0.00	\$0.00	\$16,050.00

WHY IS THE WORK NEEDED?

GAP identified

In the 2020 SPR under Cybersecurity in Organization, a gap included is that a comprehensive Cybersecurity audit needs to be done on networks.

CAPABILITY (Indicate sustained or enhanced)

Enhanced Cybersecurity.

ACTIVITIES TO BE PERFORMED

- Initiate contract with vendor.
- Vendor perform Network Risk Assessment, including: External Penetration Test- External Blackbox network penetration testing – up to 10 IP Addresses; Internal Network Penetration Test- Internal Whitebox network penetration testing – up to 100 IP addresses; and an Architecture Security Review.
- Review results with vendor and IT Manager.

ASSOCIATED DELIVERABLES/OUTPUTS

The output of this project is the identification of the areas of vulnerability and risk in the BCES systems, data that is currently lacking.

DESIRED OUTCOMES

The assessment will include items and areas to improve the critical infrastructure to meet minimum cybersecurity levels. This will provide a basis for future decisions on cybersecurity measures and allow BCES to develop a plan for correction and training going forward. This will allow for mitigation of vulnerabilities (depending on cost), thereby reducing the cybersecurity risk to BCES systems overall.

Investment #5 WA SHSP National Priority: Combating Domestic Violent Extremism

Per the Office of the Director of National Intelligence, "domestic violent extremists are US-based actors who conduct or threaten activities that are dangerous to human life in violation of the criminal laws of the United States or any state; appearing to be intended to intimidate or coerce a civilian population; and influence the policy of a government by intimidation or coercion, or affect the conduct of a government by mass destruction, assassination, or kidnapping." While foreign terrorist organizations still intend to attack the Homeland within and from beyond our borders, the primary terrorist threat inside the United States stems from lone offenders and small cells of individuals, comprising domestic violent extremists and foreign terrorist-inspired homegrown violent extremists. They exploit social media platforms and other technologies to spread violent extremist ideologies that encourage violence and influence action within the United States. Enhancing local threat assessment and management capabilities to reduce the prevalence of terrorism and targeted violence through increased situational awareness is a priority. The 2020 Washington State SPR contains gaps that will be addressed in multiple core capabilities. Within the Information and Intelligence Sharing capability, gaps include, but are not limited to, small rural counties have limited resources in regard to intelligence and information sharing, better software solutions are needed in local communities for monitoring social media

feeds, and lack of equipment. In Operational Coordination, gaps include, but are not limited to, the need to map and coordinate plans across agencies and jurisdictions. In Interdiction and Disruption, the lack of equipment is preventing law enforcement from response in local jurisdictions. Finally, within Screening, Search, and Detection, better equipment is needed to improve response quality and times. Through a collaborative ranking and selection process, Washington State has identified several key projects within this Investment to address gaps and sustain/enhance core capabilities directly related to the Combating Domestic Violent Extremism National Priority Area.

PROJECT #3 NP DVE Project #2: Region 8 Forensic Computer Server (Investment 5, Project 2)

PRIMARY CORE CAPABILITIES

Intelligence & Information Sharing	Core Capability #1
Operational Coordination	Core Capability #2 (optional)

SOLUTION AREA

PLANNING	ORGANIZATION	EQUIPMENT	TRAINING	EXERCISE	TOTAL
\$0.00	\$0.00	\$18,026.00	\$0.00	\$0.00	\$18,026.00

WHY IS THE WORK NEEDED?

GAP identified

The 2020 SPR, under Intelligence and Information Sharing, encourages jurisdictions to gain the ability to provide intelligence information via better surveillance equipment. The SPR also states that a new forensic computer would provide the capability to capture information from cell phones which have the probability to provide actionable intelligence.

CAPABILITY (Indicate sustained or enhanced)

Enhanced - Intelligence and Information Sharing and Operational Coordination

ACTIVITIES TO BE PERFORMED

- Solicit updated quote
- Purchase computer according to established industry specs
- IT install computer to be ready for immediate use

ASSOCIATED DELIVERABLES/OUTPUTS

-Ability to provide services in forensic computing to the local regional area. The county will have the hardware/software to gather intelligence from smartphones and other devices and deliver actionable information with the potential to identify and prevent potential domestic violent extremism in the community.

DESIRED OUTCOMES

Improvement in the core capabilities of Intelligence and Information Sharing, Operational Coordination, Situational Assessment, and Forensic Attribution will be seen in the ability to provide the vital service of forensic investigation not possible without the equipment this project provides. The measurement of success will be in the criminal arrest and conviction statistics. If this investment provides actionable information with regards to domestic terrorism or identifies potential violent extremist activity, the benefit will more than outweigh the cost.

Investment #5 WA SHSP National Priority: Emergent Threats

The Emergent Threats National Priority Area Investment supports the State’s efforts to address new and emerging threats due to the spread of rapidly evolving and innovative technology, equipment, techniques, and knowledge. Terrorists and other bad actors remain intent on acquiring weapons of mass destruction (WMD) capabilities and aggressively developing and modernizing WMDs to use against the Homeland. Meanwhile, biological and chemical materials and technologies with dual use capabilities are more accessible throughout the global market. Due to the proliferation of such information and technologies, rogue nations and non-state actors have more opportunities to develop, acquire, and use WMDs than ever before. Similarly, the rise of unmanned aircraft systems, artificial intelligence, and biotechnology increases opportunities for threat actors to acquire and use these capabilities against the U.S. and its interests.

The 2020 State SPR has identified several key gaps, as well as sustainment and enhancement opportunities in the National Priority Area. Specifically, the SPR cites the following gaps which will be addressed, among others: Within Operational Coordination, there is a gap in communication interoperability. In Public Information and Warning, more translation capabilities are needed, jurisdictions need additional ways to communicate with the public, and there is a need to build redundancy in alert and warning systems. For On-Scene Security, Protection, and Law Enforcement, there is a lack of local funding to maintain and replace aging

and/or expiring equipment and PPE. Within Mass Search and Rescue Operations, there is lack of specialized USAR equipment for use by special teams. For Physical and Protective Measures, there is a need to complete planning for all critical buildings owned by counties and cities and jurisdictions need appropriate equipment to address security gaps. In Screening, Search, and Detection, better equipment is needed to improve response quality and times. Finally, for Operational Communications, there are radio communication gaps across the state due to aging equipment and infrastructure, changes in technology and the inability to keep pace, and challenges due to mountainous terrain.

PROJECT #4 NP ET Project #8: Region 8 Mass Notification System (Investment 6, Project 8)

PRIMARY CORE CAPABILITIES

Public Information & Warning	Core Capability #1
------------------------------	--------------------

SOLUTION AREA

PLANNING	ORGANIZATION	EQUIPMENT	TRAINING	EXERCISE	TOTAL
\$0.00	\$15,282.00	\$0.00	\$0.00	\$0.00	\$15,282.00

WHY IS THE WORK NEEDED?

GAP identified

The 2020 SPR identifies gaps in the Public Information and Warning core capability as follows: more translation capabilities are needed, need additional ways to communicate with the public, need to build redundancy in alert and warning systems, and effective backups for public information are needed.

The basic Emergency Alert System isn't able to notify specific, targeted areas or transient populations within Region 8 counties. Extra functionality and access to IPAWS is crucial. This will allow each county to either target specific geographic areas or the county as a whole to provide essential information for public safety.

CAPABILITY (Indicate sustained or enhanced)

Sustained- Public Information and Warning by maintaining mass notification capabilities.

ACTIVITIES TO BE PERFORMED

Renew yearly mass notification contract. Weekly testing of the system by utilizing the IPAWS and EAS components. Fully activating the system in compliance with the set Required Monthly Test (RMT) Schedule for the Columbia Basin Operational Area.

ASSOCIATED DELIVERABLES/OUTPUTS

- Sustained capability to alert and warn the public in the face of emergent threats from terrorists, criminal actors, or foreign adversaries.
- Ability to rapidly and clearly instruct the general public on what to do/response needed during a terrorist event
- Systems operational and personnel familiar with the procedures to test regularly to ensure operability when/if needed.
- Intelligence information rapidly leveraged and shared with all key personnel, law, fire, mayor, commissioners, etc. in an efficient manner.

DESIRED OUTCOMES

This investment is a hybrid regional project; hybrid in that each county holds a separate contract with their mass notification vendor and regional in the aspect of supporting Public Information and Warning efforts across all of Region 8. Many of the counties within the Region have provided access to the system to other community partners (law, fire, municipalities) which increases the operational coordination efforts and aids in information sharing. Even though they use separate systems, Walla Walla County, Benton County, and Franklin County each have the ability to deploy IPAWS for all three counties. This provides backup capability for IPAWS alert and warning.

Revision 1 21SHSP Budget

Benton County Emergency Management

AGREEMENT AMOUNT ~~\$211,865~~ \$201,865

	AMOUNT	MODIFICATION	AMENDED AMOUNT
LETPA	\$81,280.50	(\$2,500.50)	\$78,780.00

~~38%~~ 39% of the agreement total

PERSONNEL	\$0.00	\$0.00	\$0.00
-----------	--------	--------	--------

0% of the agreement total

M&A	\$0.00	\$0.00	\$0.00
-----	--------	--------	--------

0% of the agreement total

Sustainment Subproject(s)

		AMOUNT	MODIFICATION	AMENDED AMOUNT
SUBPROJECT #1	VHF Communications	\$29,629.00	\$0.00	\$29,629.00
SUBPROJECT #2	SWAT Night Vision	\$29,630.00	\$0.00	\$29,630.00
	M&A	\$0.00	\$0.00	\$0.00
	<i>SUBTOTAL</i>	\$59,259.00	\$0.00	\$59,259.00
	<i>INDIRECT</i>	\$0.00	\$0.00	\$0.00
	<i>TOTAL</i>	\$59,259.00	\$0.00	\$59,259.00

National Priority Area Project(s)

		AMOUNT	MODIFICATION	AMENDED AMOUNT
PROJECT #1	NP CS Project #3: Region 8 Cybersecurity Managed Detection System and Response (Investment 2, Project 3)	\$103,248.00	(\$10,000.00)	\$93,248.00
PROJECT #2	NP CS Project #9: Region 8 Network Risk Assessment (Investment 2, Project 9)	\$16,050.00	\$0.00	\$16,050.00
PROJECT #3	NP DVE Project #2: Region 8 Forensic Computer Server (Investment 5, Project 2)	\$18,026.00	\$0.00	\$18,026.00
PROJECT #4	NP ET Project #8: Region 8 Mass Notification System (Investment 6, Project 8)	\$15,282.00	\$0.00	\$15,282.00
	M&A	\$0.00	\$0.00	\$0.00
	<i>SUBTOTAL</i>	\$152,606.00	(\$10,000.00)	\$142,606.00
	<i>INDIRECT</i>	\$0.00	\$0.00	\$0.00
	<i>TOTAL</i>	\$152,606.00	(\$10,000.00)	\$142,606.00

Revision 1 21SHSP TIMELINE

September 1, 2021	Grant Agreement Start Date
November 2021	Estimated date work scheduled for one or more subprojects/projects
NLT February 28, 2022	Complete Nationwide Cybersecurity Review (NCSR) - <i>NCSR system closes February 28, 2022</i>
April 30, 2022	Submit Reimbursement Request and Progress Report
July 31, 2022	Submit Reimbursement Request and Progress Report
October 31, 2022	Submit Reimbursement Request and Progress Report
January 31, 2023	Submit Reimbursement Request and Progress Report
April 30, 2023	Submit Reimbursement Request and Progress Report
July 31, 2023	Submit Reimbursement Request and Progress Report
October 31, 2023	Submit Reimbursement Request and Progress Report
January 31, 2024	Submit Reimbursement Request and Progress Report
April 30, 2024	Submit Reimbursement Request and Progress Report
July 31, 2024	Submit Reimbursement Request and Progress Report
October 31, 2024	Submit Reimbursement Request and Progress Report
July 31, 2024 January 31, 2025	Grant Agreement End Date
September 14, 2024 March 17, 2025	Submit Final Reimbursement Request and Closeout Report

HSGP Performance Period: September 1, 2021 to August 31, ~~2024~~2025



BENTON COUNTY EMERGENCY SERVICES AGENDA ITEM COVERSHEET

Meeting Date: 4/25/2024

Agenda Category: 800MHz System (Approved by Motion)

Prepared By: Tom Huntington, Fire Chief

Subject:
Public Safety Radio System Project - Update

Recommended Motion:

Summary:
Project status report

Fiscal Impact:

Attachments: