

ORDINANCE NO. 1434

AN ORDINANCE OF THE CITY OF RUSTON, WASHINGTON, AMENDING THE 2014 BUDGET, AUTHORIZING ACCEPTANCE OF \$9,362.25 IN GRANT FUNDS FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE DEPARTMENT OF HOMELAND SECURITY (FEMA/DHS) TO PURCHASE A THERMAL IMAGER DEVICE; APPROPRIATING THESE UNANTICIPATED GRANT REVENUES TO FUND 001; APPROPRIATING \$492.75 IN CITY MATCHING FUNDS FROM THE SAME FUND (FUND 001) FOR THIS PURCHASE; AUTHORIZING EXPENDITURES OF SAID FUNDS; AND AUTHORIZING ACCEPTANCE OF THE TERMS OF THE GRANT AGREEMENT WITH FEMA/DHS.

WHEREAS, The City of Ruston Fire Department applied for \$15,000 in grant money from Federal Emergency Management Agency (FEMA) and the Department of Homeland Security (DHS) for the purchase of a thermal imaging device; and

WHEREAS, FEMA/DHS has approved the City's Grant Application at the reduced amount of \$9,855.00 of which FEMA/DHS will provide 95 percent of the award toward the purchase of the thermal imaging device (\$9,362.25); and

WHEREAS, in order to formalize the Grant, FEMA/DHS requires the City to electronically "accept" the terms of the grant agreement, a copy of such terms are attached to this Ordinance as Exhibit "1"; and

WHEREAS, under the Grant Application, the City agreed to provide matching funds in the amount of five percent of the total grant award, which amounts to \$492.75; and

WHEREAS, neither these Grant Funds nor the City matching funds were included in the City's adopted 2014 Budget; and

WHEREAS, the 2014 Budget needs to be amended if the City Council accepts this Grant;

and

WHEREAS, the changes to the Budget needed to accept this FEMA Grant and appropriate the City's requisite match are detailed below:

Fund	BARS Code	Title	Amount
001	331.17.10.00	FEMA Grant for Thermal Imager	9,362.25
		<i>Net Revenue Increase</i>	9,362.25
001	594.22.63.01	Fire / Rescue Capital Equipment, Grant	9,362.25
001	594.22.63.02	Fire / Rescue Capital Equipment, Match	492.75
		<i>Net Expenditure Increase</i>	9,855.00

WHEREAS, the City Council deems it in the best interest of the City of Ruston to accept these Grant Funds, authorize acceptance of the Grant Agreement, authorize the Mayor to expend the funds, and to appropriate both the Grant Funds and the City's matching funds to purchase the thermal imager device; and

WHEREAS, approval of the purchase of the thermal imager device is under Resolution #571; and

WHEREAS, on March 4, 2014, the City Council held the first reading of this Ordinance; and

WHEREAS, on March 18, 2014, the City Council adopted this Ordinance during its regular meeting at the second reading; **NOW, THEREFORE,**

**THE CITY COUNCIL OF THE CITY OF RUSTON, WASHINGTON DOES
ORDAIN AS FOLLOWS:**

Section 1. Agreement Authorized. The Mayor is hereby authorized to accept the Grant Agreement with FEMA/DHS electronically as required by the Agency with the terms as attached to this Ordinance as Exhibit “1” to accept \$9,362.25 in Grant Funds to purchase a thermal imaging device.

Section 2. Expenditure and Implementation Authorized. The Mayor of the City is hereby authorized to receive monies and to expend the same as authorized in said Grant Agreement.

Section 3. At the time of execution of said Grant Agreement, acceptance of said funds, the purchase shall be designated as part of in the Fire/Rescue Capital Equipment Fund (Fund #001 BARS 331.17.10.00) into which all said monies shall be deposited.

Section 4. At the time of acceptance of said Grant Agreement and acceptance of said funds, the City shall use the \$462.25 of City Matching Funds from the Fire/Rescue Capital Equipment Fund (Fund #001 BARS 594.22.63.02).

Section 5. The approximate amount and anticipated source of revenue for the grant proposal and acceptance, including required City Match is detailed below:

Fund	BARS Code	Title	Amount
001	331.17.10.00	FEMA Grant for Thermal Imager	9,362.25
		<i>Net Revenue Increase</i>	9,362.25
001	594.22.63.01	Fire / Rescue Capital Equipment, Grant	9,362.25
001	594.22.63.02	Fire / Rescue Capital Equipment, Match	492.75
		<i>Net Expenditure Increase</i>	9,855.00

Section 6. Upon execution of said Grant Agreement the budget for the Fire/Rescue Capital Equipment Fund (Fund #001 BARS 594.22.63.01) shall be amended by appropriating revenue in the amount of the grant and acceptance herein authorized as described in Section 5 above.

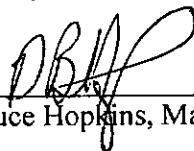
Section 7. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 8. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 9. Effective Date. This Ordinance shall be effective five days after publication as provided by law.

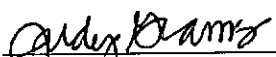
ADOPTED by the City Council of the City of Ruston and attested by the City Clerk in authentication of such passage on this 18th day of March, 2014.

APPROVED by the Mayor this 18th day of March, 2014.



Bruce Hopkins, Mayor

ATTEST/AUTHENTICATED:



Judy Grams, City Clerk

APPROVED AS TO FORM:



Office of the City Attorney

FILED WITH THE CITY CLERK: _____
PASSED BY THE CITY COUNCIL: _____
PUBLISHED: _____
EFFECTIVE DATE: _____
ORDINANCE NO: 1434

Exhibit “1”

**FEMA/DHS GRANT AGREEMENT
TERMS**

From: Don Torbet
To: Jennifer Robertson;
Subject: Fwd:
Date: Tuesday, February 25, 2014 11:43:37 AM

Jennifer,

Here is the letter I sent to Brian Ipsen, with Dept. of Homeland Security, our FEMA Grant representative. Below that is the grant award letter we received.

I believe that spells out the process.

Chief Torbet

----- Forwarded message -----
From: **Don Torbet** <dont@rustonwa.org>
Date: Thu, Feb 6, 2014 at 12:25 PM
Subject:
To: brian.ipsen@dhs.gov

Mr Ipsen,

The City of Ruston (formly Town of Ruston) was awarded a grant to purchase a Thermal Imaging Camera.

I have added a copy the award letter at the end.

My question may seem trivial, but I am concerned about the award totals. In our original grant request we asked for PPE in addition to the Thermal Imaging Camera. We were denied the PPE. We had originally asked for \$15,000 for a Thermal Imaging Camera. In addition, we asked for the sales tax amount of \$1024 to cover the sales tax on the \$15,000. We were thankfully awarded \$9000 to equipment (TIC) and \$1024 in the "other" category for a total award of \$10,424. I'm told this "other" category is to cover the sales tax. Of course the sales tax (at 9.5%) would be far less than the award amount (\$855).

To avoid confusion and making a mistake, I would like your guidance as to the amount I can spend to purchase the equipment.

We have picked out a unit and are ready to proceed and await your

response.

If this is unclear, please give me a call.

Chief Torbet
Ruston Fire Department
253-381-1887

Copy of letter received below:

Ms. Jeff Wherrett

Ruston Fire Department

5117 N Winnifred Street

Ruston, Washington 98407-2125

Re: Grant No.EMW-2012-FO-04042

Dear Ms. Wherrett:

On behalf of the Federal Emergency Management Agency (FEMA) and the Department of Homeland Security

(DHS), I am pleased to inform you that your grant application submitted under the FY 2012 Assistance to

Firefighters Grant has been approved. FEMA's Grant Programs Directorate (GPD), in consultation with the U.S.

Fire Administration (USFA), carries out the Federal responsibilities of administering your grant. The approved

project costs total to \$10,424.00. The Federal share is 95 percent or \$9,903.00 of the approved amount and

your share of the costs is 5 percent or \$521.00.

As part of your award package, you will find Grant Agreement Articles. Please make sure you read and

understand the Articles as they outline the terms and conditions of your

grant award. Maintain a copy of these documents for your official file. You establish acceptance of the grant and Grant Agreement Articles when you formally receive the award through the AFG online system. By accepting the grant, you agree not to deviate from the approved scope of work without prior written approval from FEMA.

If your SF 1199A has been reviewed and approved, you will be able to request payments online. Remember,

you should request funds when you have an immediate cash need.

If you have any questions or concerns regarding the awards process or how to request your grant funds, please

call the helpdesk at 1-866-274-0960.

Sincerely,

Brian E. Kamoie

Assistant Administrator

Grant Programs Directorate

Agreement Articles

U.S. Department of Homeland Security

Washington, D.C. 20472

AGREEMENT ARTICLES

ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM - Operations and Safety program

GRANTEE: Ruston Fire Department

PROGRAM: Operations and Safety

AGREEMENT NUMBER: EMW-2012-FO-04042

AMENDMENT NUMBER:

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Article I - Project Description

The purpose of the Assistance to Firefighters Program is to protect the health and safety of the public and

firefighting personnel against fire and fire-related hazards. After careful consideration, FEMA has determined

that the grantee's project submitted as part of the grantee's application, and detailed in the project narrative as

well as the request details section of the application - including budget information - is consistent with the

program's purpose and worthy of award. Therefore, the grantee shall perform the work described in the

approved grant application as itemized in the request details section of the application and further described in

the grant application's narrative. These sections of the application are made a part of these grant agreement

articles by reference. The grantee may not change or make any material deviations from the approved scope of

work outlined in the above referenced sections of the application without prior written approval from FEMA.

Article II - Grantee Concurrence

By providing the Primary Contact's electronic signature and indicating acceptance of the award, the grantee

accepts and agrees to abide by the terms and conditions of the grant as set forth in this document and the

documents identified below. Grantees agree that they will use the funds provided through the Fiscal Year 2012

Assistance to Firefighters Grant Program in accordance with these Articles of Agreement and the program

guidelines provided in the Fiscal Year 2012 Assistance to Firefighters Grant program guidance. All documents

submitted as part of the application are made a part of this agreement by reference.

Article III - Period of Performance

The period of performance shall be from 27-AUG-13 to 26-AUG-14.

Article IV - Amount Awarded

The amount of the award is detailed on the Obligating Document for the

Award attached to these articles.

Following are the budgeted estimates for each object class of this grant (including Federal share plus grantee

match):

Personnel \$0.00

Fringe Benefits \$0.00

Travel \$0.00

Equipment \$9,000.00

Supplies \$0.00

Contractual \$0.00

Construction \$0.00

Other \$1,424.00

Indirect Charges \$0.00

Total \$10,424.00

NEGOTIATION COMMENTS IF APPLICABLE (max 4000 characters)

The Program Office has made the following reductions to your grant:

The approved cost for the TIC is \$9,000.

Funding is not approved for the additional funding under PPE.

Therefore, they have recommended the award at this level:

Total budget \$10,424

Federal share \$9,903

Applicant share \$521

Any questions pertaining to your award package, please contact your GPD

Grants Management Specialist

Tarsha Johnson at Tarsha.Johnson@dhs.gov.

Article V - Financial Guidelines

The grantee and any subgrantee shall comply with the most recent version of the Administrative Requirements,

Cost Principles, and Audit Requirements. A non-exclusive list of regulations commonly applicable to FEMA

grants are listed below:

A. Administrative Requirements

44 CFR Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State

1.

and Local Governments

2. 2 CFR Part 215, Uniform Administrative Requirements for Grants and Agreements with Institutions of

Higher Education, Hospitals, and Other Nonprofit Organizations (OMB Circular A-110)

B. Cost Principles

1.

2 CFR Part 225, Cost Principles for State, Local, and Indian Tribal Governments (OMB Circular A-87)

2.

2 CFR Part 220, Cost Principles for Educational Institutions (OMB Circular A-21)

3.

2 CFR Part 230, Cost Principles for Nonprofit Organizations (OMB Circular A-122)

4.

Federal Acquisition Regulations (FAR), Part 31.2 Contract Cost Principles and Procedures, Contracts

with Commercial Organizations

C. Audit Requirements

1.

OMB Circular A-133, Audits of States, Local Governments, and Nonprofit Organizations

Article VI - Prohibition on Using Federal Funds

Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of

the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government,

without the express prior written approval of FEMA.

Article VII - GPD Allocations

The recipient agrees that all allocations and use of funds under this grant

will be in accordance with the FY

2012 Assistance to Firefighters Grant Program guidance and application kit.

Article VIII - Financial Reporting

Recipients of any Assistance to Firefighters Grants will be required to submit a semi-annual Federal Financial

Report (FFR) via the automated system on the Standard Form 425. The FFR is intended to provide Federal

agencies and grant recipients with a standard format and consistent reporting requirements throughout the

government. The FFR, to be submitted using the online e-grant system, will be due semi-annually based on the

calendar year beginning with the period after the award is made. Grant recipients will be required to submit a

FFR throughout the entire period of performance of the grant.

The reporting periods for the FFR are January 1 through June 30 (Report due by July 31), and July 1 through

December 31 (Report due by January 30).

At the end of the grant's period of performance, all grantees are required to produce a final report on how the

grant funding was used and the benefits realized from the award. Grantees must submit a final financial report

and a final performance report within 90 days after the end of the period of performance.

Article IX - FEMA Officials

Program Officer: Catherine Patterson is the Program Officer for the Assistance to Firefighters Grant Program.

The Program Officer is responsible for the technical monitoring of the

stages of work and technical performance

of the activities described in the approved grant application.

Grants Assistance Officer: Marketa Graham is the Assistance Officer for this grant program. The Assistance

Officer is the Federal official responsible for negotiating, administering, and executing all grant business

matters. If you have any questions regarding your grant please call ASK-GMD at 866-927-5646 to be directed

to a specialist.

Grants Management Division POC: The Grants Management Specialist shall be contacted to address all

financial and administrative grant business matters for this award. If you have any questions regarding your

grant please call ASK-GMD at 866-927-5646 to be directed to a specialist.

Article X - Central Contractor Registration (CCR)

Recipients of an AFG grant are required Central Contractor Registration (CCR) in the SAM.gov system. Active

registration in the Central Contractor Registry ensures grantees are compliant with Federal regulations under

Federal Financial Accountability and Transparency Act (FFATA). CCR registration is free, and may take up to 5

to 10 business days to process. For help with registering in the CCR, please visit SAM.gov for more

information.

FEDERAL EMERGENCY MANAGEMENT AGENCY

OBLIGATING DOCUMENT FOR AWARD/AMENDMENT

1a. AGREEMENT NO.

EMW-2012-FO-04042

6. RECIPIENT NAME AND

ADDRESS

Ruston Fire Department

5117 N Winnifred Street

Ruston

Washington, 98407-2125

9. NAME OF RECIPIENT

PROJECT OFFICER

Jeff Wherrett

11. EFFECTIVE DATE OF

THIS ACTION

27-AUG-13

2. AMENDMENT NO.

0

7. ISSUING OFFICE AND ADDRESS

Grant Programs Directorate

500 C Street, S.W.

Washington DC, 20528-7000

POC: Marketa Graham

PHONE NO.

5128184530

12. METHOD OF

PAYMENT

SF-270

3. RECIPIENT NO.

91-6001499

10. NAME OF PROJECT COORDINATOR

Catherine Patterson

13. ASSISTANCE ARRANGEMENT

Cost Sharing

15. DESCRIPTION OF ACTION

a. (Indicate funding data for awards or financial changes)

PROGRAM

NAME

ACRONYM

CFDA NO. ACCOUNTING DATA

XXXX-XXX-XXXXXX-XXXXX-XXXX-XXXX-X

(ACCS CODE)

PRIOR

TOTAL

AWARD

AFG 97.044 2013-1C-C111-P4000000-4101-D \$0.00 \$9,903.00 \$9,903.00
\$521.00

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

N/A

16a. FOR NON-DISASTER PROGRAMS: RECIPIENT IS REQUIRED TO SIGN AND RETURN THREE (3) COPIES OF THIS DOCUMENT

TO FEMA (See Block 7 for address)

Assistance to Firefighters Grant 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 (Name and Title)

N/A

18. FEMA SIGNATORY OFFICIAL (Name and Title)

Marketa Graham

TOTALS \$0.00 \$9,903.00 \$9,903.00 \$521.00