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STATE OF NEW HAMPSHIRE  
DEPARTMENT of NATURAL AND CULTURAL RESOURCES  
DIVISION OF FORESTS AND LANDS

172 Pembroke Road Concord, New Hampshire 03301  
Phone: 271-2214 Fax: 271-6488 www.nhdfll.org

January 11, 2018

His Excellency, Governor Christopher T. Sununu  
and the Honorable Executive Council  
State House  
Concord, New Hampshire 03301

**REQUESTED ACTION**

1. Authorization is requested for the Department of Natural and Cultural Resources (DNCR), Division of Forests and Lands to enter into a Memorandum of Agreement with the Coos County Sheriff's Office, for the purpose of Operation Stonegarden (managed by New Hampshire Department of Safety (NHDOS)) to provide Detail Patrols upon approval of Governor and Executive Council through August 31, 2020.
2. Further authorize the Department to accept and expend \$24,540.56 from the NHDOS to offset the personnel, mileage and equipment expenditures for providing Operation Stonegarden Detail Patrols in accordance with the terms of the MOA. **100% Other Funds**

03-35-35-351010-35200000					
FOREST PROTECTION					
Class	Description	Account	FY 2018 Current Budget	Requested Action	FY 2018 Revised Budget
<b>Revenue</b>					
00S	General Funds	000010	(1,239,319.61)		(1,239,319.61)
001	Transfers from Other Agency	405893	(3,240.00)	(24,540.56)	(27,780.56)
004	Intra-Agency Transfers	408189	(99,393.00)		(99,393.00)
		<b>Totals</b>	<b>(1,341,952.61)</b>	<b>(24,540.56)</b>	<b>(1,366,493.17)</b>
<b>Expense</b>					
10	Personal Services - Permanent	500100	660,125.00		660,125.00
18	Overtime	500106	55,641.39	3,225.00	58,866.39
20	Current Expenses	500200	15,000.00		15,000.00
23	Heat/Electricity/Water	500264	200.00		200.00
26	Organizational Dues	500251	5,100.00		5,100.00
30	Equipment New/Replacement	500300	30,000.00	19,400.00	49,400.00
39	Telecommunications	500188	12,000.00		12,000.00
50	Personal Services -	500109	15,000.00		15,000.00
60	Benefits	500612	516,171.22	1,273.56	517,444.78
70	In State Travel	500704	20,115.00	642.00	20,757.00
103	Contracts for OP Services	502673	12,600.00		12,600.00
		<b>Totals</b>	<b>\$1,341,952.61</b>	<b>\$24,540.56</b>	<b>\$1,366,493.17</b>

**EXPLANATION**

The Coos County Sheriff's Office wishes to enter into a Memorandum of Agreement with DNCR, Division of Forests and Lands to provide Enforcement Patrol coverage under the direction of the Coos County Sheriff's Office for the Operation Stonegarden portion of the 2017 Homeland Security Grant Program. Enforcement Patrols will be provided by DNCR, Division of Forests and Lands' Forest Rangers dressed in a recognizable department uniform.

Operation Stonegarden is a Homeland Security initiative that strives to engage local, state and federal law enforcement agencies in border security. Homeland Security recognizes that law enforcement agencies in the area have local knowledge, skills, and abilities that can supplement and enhance the Nation's border security. Working in partnership with the Beecher Falls Border Patrol station will raise our collective level of situational awareness in the border area of northern New Hampshire. Stonegarden provides compensation in the form of federal dollars for both manpower and equipment. Current Stonegarden participants in New Hampshire include the Fish and Game Department, Forest Protection Bureau of DNCR, Coos County Sheriff's Department, Pittsburg Police Department, Colebrook Police Department, and the Department of Safety's Division of State Police.

The following additional appropriation is requested for Fiscal 2018:

- Class 018 – Overtime \$3,225, to pay current Forest Protection Bureau staff for patrol details;
- Class 030 – Equipment \$19,400, to purchase one (1) Ski Doo Renegade Snowmobile and safety equipment;
- Class 060 – Benefits \$1,273.56, to pay associated fringe benefits on overtime hours; and
- Class 070 – In State Travel \$642.00, to pay mileage expenses for Operation Stonegarden details.

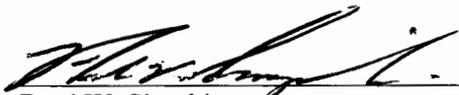
The current budget for FY2018 is \$1,341,952.61. The requested additional amount of \$24,540.56 brings the revised FY2018 budget to \$1,366,493.17.

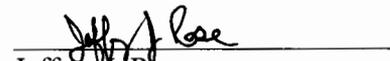
In the event that Other Funds are no longer available, General Funds will not be requested to support this program.

Respectfully submitted,

Concurred,



  
Brad W. Simpkins  
Director

  
Jeffrey J. Rose  
Commissioner

State of New Hampshire  
Department of Resources and Economic Development  
Division of Forests and Lands

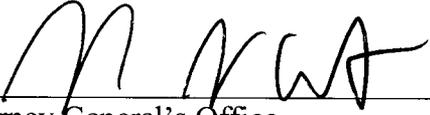
**FISCAL SITUATION**

**03-35-35-351010-35200000 FOREST PROTECTION**

Total Current Budget for FY 2018	\$1,341,952.61
Other Funds Budget Request for FY 2018	<u>\$24,540.56</u>
Total Revised Budget for FY 2018	\$1,366,493.17

**2017 OPERATION STONEGARDEN MEMORANDUM OF AGREEMENT**  
**Between**  
**THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF NATURAL AND**  
**CULTURAL RESOURCES, DIVISION OF FORESTS AND LANDS**  
**And the**  
**COOS COUNTY SHERIFF'S OFFICE**

Approved to Form, Substance and Execution, *As to Accept a Equal Request.*

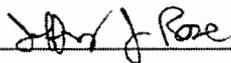
  
\_\_\_\_\_  
Attorney General's Office  
New Hampshire Department of Justice

*1/23/2018*  
\_\_\_\_\_  
Date

2017 Operation Stonegarden  
MOA with Coos County Sheriff's Office

The undersigned understands that Coos County Sheriff's Office is the lead agency for the Operation Stonegarden (OPSG) portion of the 2017 Homeland Security Grant Program. As part of this program, the undersigned authorizes 1) the purchase of equipment as specified in the OPSG grant application, and 2) personnel from their Department to participate in OPSG details (see attached breakdown of approved costs). Reimbursement of said equipment and details will be directly from the NH Department of Safety, Grants Management Unit to the NH Department of Natural and Cultural Resources

Name of Commissioner or legal authorized official to sign

Name: Jeffrey J. Rose  
Title: Commissioner  
Address: 172 Pembroke Road  
City, Zip: Concord NH 03301  
Phone No: 603-271-2411  
Fax No: 603-271-2629  
Email: jeffrey.rose@dncr.nh.gov  
Original Signatures: 

<b>Department of Natural and Cultural Resources</b>		
DNCR Operational Overtime \$44.80/hr x 1 person x 9 hours x 1 day per week x 8 weeks	44.80	3,225.00
DNCR Fringe Benefits \$44.80/hr x .3949 = \$17.69 x 72 hours	17.69	1,273.56
Snowmobile Equip	1	2,400.00
Ski Doo Renegade Snowmobile	1	12,000.00
Trailer	1	5,000.00
DNCR - Mileage - 150 miles x .535 cents per mile x 8 weeks	0.535	642.00
<b>TOTAL</b>	<b>TOTAL</b>	<b>24,540.56</b>



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DEPARTMENT of NATURAL and CULTURAL RESOURCES  
DIVISION of FORESTS and LANDS  
172 Pembroke Road Concord, New Hampshire 03301

603-271-2214  
FAX: 603-271-6488

JEFFREY J. ROSE  
Commissioner

BRAD SIMPKINS  
Director

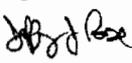
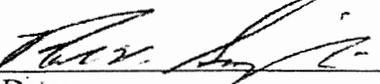
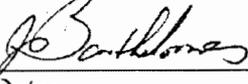
**To:** NH Department of Safety  
**From:** Forests and Lands  
**Date:** January 5, 2018  
**Subject:** Verification of Overtime Rates for Stonegarden Grant

This is to certify that the overtime rates for all individual working a Stonegarden detail will be paid time and a half per Employment Law.

A handwritten signature in cursive script, reading "Connie J. Sittig", positioned above a horizontal line.

Connie J. Sittig  
Payroll Supervisor I  
Dept. of Natural and Cultural Resources



<b>STATE OF NEW HAMPSHIRE</b> <b>DEPARTMENT OF SAFETY</b> <b>GRANT AWARD: Subgrantee will comply will all Terms &amp; Conditions attached.</b>		
Agency Name: Department of Natural and Cultural Resources	Vendor Code: 177887-B004	
Program Name: "Operation Stonegarden" Grant Program	Amount: \$24,540.56	
Grant Start Date: G&C approval Grant End Date: August 31, 2020	State Grant Number: Federal Grant Number: EMW-2017-SS-00023-S01	
IFS Appropriation No.: 010-023-11180000-500576 Job Number: 23HS17SGST		
Head of Agency: Commissioner, Jeffrey J. Rose	Project Director: Director, Brad Simpkins	Fiscal Officer: Business Administrator, Christopher Marino
Federal Grant Name: 2017 Operation Stonegarden Federal Agency: Department of Homeland Security Bureau/Office: Preparedness Directorate, Office of Grants and Training CFDA Number: 97.067		
Purpose of Grant: These funds are intended for the purchase of \$24,540.56 in reimbursement of OPSG details as specified in the Operation Stonegarden grant application on file at DOS.		
Financial Requirements: All inventory standards for equipment must be maintained per state requirements. Final report must include disposition of equipment valued at \$5,000 or over and/or in accordance with state and federal requirements.		
Match Requirements: None		
Reporting Requirements: Only DHS allowable costs will be reimbursed. Inventory to DOS of equipment valued at \$5,000 or more and/or in accordance with state and federal guidelines. Copies of invoices for all purchases submitted to DOS in compliance with federal, state and local audit requirements. Copies of agency payment to validate reimbursement to DOS.		
APPROVAL Head of Agency Name: Jeffrey J. Rose	Project Director Name: Brad Simpkins	NH Department of Safety: John J. Barthelmes
Title: Commissioner	Title: Director	Title: Commissioner
Signature: 	Signature: 	Signature: 
Date: 11/22/17	Date: 11/17/17	Date: 12/27/17
Approval by Attorney General (Form, Substance and Execution)		
_____ Attorney General, NH Dept. of Justice		_____ Date
All terms of this grant award not valid unless signed by all authorized parties.		

**FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT  
SUB-RECIPIENT INFORMATION REPORTING FORM**

(It is recommended this form be completed by your grant administrator or chief financial officer.)

Section I MUST be completed by applicants seeking federal funding assistance from the Homeland Security Grant.

**SECTION I. AGENCY/INSTITUTION NAME & ADDRESS**

Name: NH Department of Natural and Cultural Resources

Address: 172 Pembroke Rd

City: Concord

State: NH

Zip Code: 03301 \_\_\_\_\_ -

(9 digits required)

Sub-Recipient DUNS Number: 073-451-838

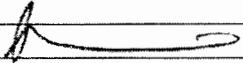
Sub-Recipient MPIN Number (CCR Registration Number): Completed: \_\_\_\_\_ Yes  No

Section II MUST be completed if this application seeks federal funds totaling \$25,000.00 or more.

**SECTION II. SUB-RECIPIENT REVENUE INFORMATION  
(Preceding Fiscal Year)**

Sub-Recipients Annual Gross Revenues Exceeded 80 percent or more in Federal Awards	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Sub-Recipients Annual Gross Revenues Equal or Exceed \$25,000,000.00. in Federal Awards	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Sub-Recipient's 5 Most Highly Compensated Officers	Officer Names	Officer Compensation
	1.	
	2.	
	3.	
	4.	
5.		

Comments

<b>PREPARED BY:</b> 	<b>DATE:</b> 11/21/17
Name: Christopher Marino	
Title: Business Administrator	
Telephone: 603-271-3727	
Email: christopher.marino@dncr.nh.gov	

# Instructions for Completing Sub-Recipient Information Reporting Form

## Agency/Institution Name & Address

- Please give the name and address for the agency or institution receiving the federal funding
- Do not give a name and address of an individual's name working at the agency or institution

## Sub-Recipient DUNS Number

- The DUNS number is a unique nine-character number that identifies your organization. It is a tool of the federal government to track how federal money is distributed. Most large organizations, libraries, colleges and research universities already have DUNS numbers. Ask your grant administrator or chief financial officer to provide your organization's DUNS number.
- If your organization does not have a DUNS number, use the Dun & Bradstreet (D&B) online registration to receive one free of charge: <http://fedgov.dnb.com/webform>
- For more information on DUNS numbers, please visit the federal government's grant administration website: [http://www.grants.gov/applicants/org\\_step1.jsp](http://www.grants.gov/applicants/org_step1.jsp)

## Sub-Recipient MPIN/CCR Number (not required)

- The Central Contractor Registration (CCR) is a web-enabled government-wide application that collects, validates, stores and disseminates business information about the federal government's trading partners in support of the contract award, grants, and the electronic payment process.

## Sub-Recipient Annual Gross Revenues Exceed 80 Percent or more in Federal Awards

- Please check "yes" if, in the preceding fiscal year, your agency or institution received 80 percent or more of its annual gross revenues in federal awards.
- Please check "no" if, in the preceding fiscal year, your agency or institution did not receive 80 percent or more of its annual gross revenues in federal awards.

## Sub-Recipient Annual Gross Revenues Equal or Exceed \$25,000,000. in Federal Awards

- Please check "yes" if, in the preceding fiscal year, your agency's or institution's annual gross revenues equaled or exceeded \$25,000,000 in federal funds.
- Please check "no" if, in the preceding fiscal year, your agency's or institution's annual gross revenues did not equal or exceed \$25,000,000 in federal awards.

## Sub-Recipient Highly Compensated Officers

- If you checked "no" in the two boxes above, then this information is not required.
- If you checked "yes" in the two boxes above, and if the public does not have access to this information through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. Section 78m(a), 780(d) ), or Section 6104 of the Internal Revenue Code of 1986, then please list the names and compensation amounts of the five (5) most highly compensated employees within your agency or institution.

## Comments

- This is not a required field. Please feel free to add any comments you feel are necessary to fully explain your answers in the above fields.

## SPECIAL CONDITIONS – FFY 2017

SUBGRANTEE: NH Dept of Natural and Cultural Resources

GRANT AWARD AMOUNT: \$24,540.56

GRANT TITLE: Operation StoneGarden

GRANT AWARD DATE: Upon G&C Approval

GRANT PROGRAM: Homeland Security / Operation StoneGarden

CFDA#: 97.067

ALL SPECIAL CONDITIONS MUST BE RESPONDED TO ***WITHIN THIRTY (30) DAYS*** FROM THE AWARD DATE AND PRIOR TO DISBURSEMENT OF FUNDS UNLESS OTHERWISE SPECIFIED. **THESE GRANT FUNDS EXPIRE ON August 31, 2020**. Accordingly per DHS/FEMA- Office of Financial & Grants Management guide: page 21: The award period is the period of time when Federal funding is available for obligation by the recipient. The recipient may charge to the grant only allowable costs resulting from the obligations incurred during the funding period... Any funds not properly obligated by the recipient within the grant award period will lapse and revert back to DOS or DHS/FEMA...The obligation period is the same as the award period listed on the award document.

**BY SIGNING THIS FORM YOU AGREE TO THE CONDITIONS OF THIS GRANT.**

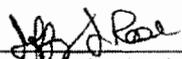
\* \* \* \* \*

1. Please note the following special conditions for your grant award:
  - a. Complete and return all signature forms included with this award.
  - b. Funds are to be expended in accordance with the attached Budget.
  - c. The “Stonegraden Security Detail Officer’s Activity & Time Report” must be completed, signed, and returned with each reimbursement request submitted to the Grants Management Unit.
  
2. Typing of Equipment and Training:

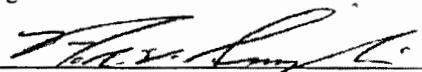
The FY 2017 HSGP Guidance and 2017 FOA require that all sub-recipients report equipment purchased and the typed capability the equipment supports (where such typing exists); the number of people trained in a given capability to support a reported number of defined resource typed teams (e.g. 63 responders were trained in structural collapse to support 23 Type 2 USAR teams); and the total number of a defined type of resource and capabilities built utilizing the resources of this grant. The description and listing of NIMS typed resources can be found at: <http://www.fema.gov/resource-management>.

Sub-recipients will specify the number of resources, capability supported, whether it is a NIMS or State/local typed resource, the cost, and whether the resource sustains current capabilities or adds new capabilities. The resources should be reported only after equipment is delivered or after training has occurred and the corresponding grant funds have been expended. This reporting shall take place bi-annually. This form will be provided to you electronically.
  
3. All sub- recipients must submit purchase orders or other documented proofs of purchase for all equipment awarded with this grant within 180 days from the award date. Exceptions to this require approval by NH Department of Safety- Grants Management.
  
4. In accordance with Article XI – “Reporting Subawards and Executive Compensation”, all sub-recipients of over \$25,000 must complete and return the “Sub-Recipient Information Reporting Form” enclosed with this award.
  
5. All sub-recipients must comply with the Grant Terms and Conditions included with this award.
  
6. All sub-recipients must comply with the National Incident Management System (NIMS) minimum requirements as specified in the Fiscal Year 2017 Homeland Security Grant Program Guidelines. Additional information about achieving compliance is available through the training officers at the NH Fire Academy and EMS Bureau. Information is also found by reviewing information from the NIMS Integration Center (NIC) at <http://www.fema.gov/emergency/nims/>.

7. All sub-recipients must comply and be familiar with Homeland Security Presidential Directive-8 and the National Response Plan. <http://www.ojp.usdoj.gov/odp/assessments/hspd8.htm>
8. It is recommended that all grant recipients modify their existing incident management and emergency operations plans in accordance with the National Response Plan's coordinating structures, processes, and protocols. [http://www.dhs.gov/xprepresp/committees/editorial\\_0566.shtm](http://www.dhs.gov/xprepresp/committees/editorial_0566.shtm)
9. All SHSP sub-recipients must fully engage citizens by expanding plans and task force memberships to address citizen participation; awareness and outreach to inform and engage the public; include citizens in training and exercise; and develop or expand programs that integrate citizen/volunteer support for the emergency responder disciplines. Sub-recipients are encouraged to integrate with the Citizens' Corp from their local area. Contact VolunteerNH!
10. Recurring costs/fees are not allowable for funding under the 2015 Homeland Security Grant Program. Internet service fees, radio service fees, cellular phone fees, satellite phone fees, etc. paid for with grant funds are for 12 months during the year of equipment purchase only and cannot extend beyond the end date of the grant.
11. When procuring equipment for communication system development and expansion, a standards-based approach should be used to begin migration to multi-jurisdictional and multi-disciplinary interoperability. Specifically, all new voice systems should be compatible with the ANSI/TIA/EIAA-102 Phase I (Project 25 or P25) suite of standards. In addition SAFECOM grant guidance materials are available at <http://www.safecomprogram.gov>.
12. The recipient agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: "Purchased with funds provided by the U.S. Department of Homeland Security." The recipient agrees that all publications created with funding under this grant shall prominently contain the following: "This document was prepared under a grant from the Federal Emergency Management Agency's Grant Programs Directorate (FEMA/GPD) within the U.S. Department of Homeland Security. Points of view expressed in this document are those of the authors and do not necessarily represent the official position or policies of FEMA/GPD, the U.S. Department of Homeland Security or the NH Department of Safety (DOS)".

  
 \_\_\_\_\_  
 Signature of Authorized Official

11/22/17  
 \_\_\_\_\_  
 Date

  
 \_\_\_\_\_  
 Signature of Program Manager/Contact

11/17/17  
 \_\_\_\_\_  
 Date







in providing important social services to beneficiaries. All 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 XXIX - National Environmental Policy Act**

All recipients must comply with the requirements of the National Environmental Policy Act (NEPA) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which requires 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 XXX - Lobbying Prohibitions**

All recipients must comply with 31 U.S.C. section 1352, which provides that none of the funds provided under an 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 concerning the award or renewal.

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

All recipients must comply with the Title VI of the Civil Rights Act of 1964 (Title VI) prohibition against discrimination on the basis of national origin, which requires that 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 XXXII - 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, all 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, as amended, 15 U.S.C. section 2225.

**Article XXXIII- Fly America Act of 1974**

All 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 XXXIV - Federal Leadership on Reducing Text Messaging while Driving**

All 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 XXXV - 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 XXXVI- False Claims Act and Program Fraud Civil Remedies**

All recipients must comply with the requirements of 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. section 3801-3812 which details the administrative remedies for false claims and statements made.)

**Article XXXVII - Energy Policy and Conservation Act**

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

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

All recipients must comply with the requirements of Title IX of the Education Amendments of 1972 (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





- Giving preferential treatment to any person;
- Losing complete independence or impartiality;
- Making an official decision outside official channels; and/or
- Adversely affecting the confidence of the public in the integrity of the government or the program.

Recipients and subrecipients must disclose, in a timely manner and in writing to FEMA or the pass-through entity, all violations of Federal criminal law involving fraud, bribery, or gratuity potentially affecting the Federal award.

9. **Consultants:** Billings for consultants who are individuals must include at a minimum: a description of services; dates of services; number of hours for services performed, rate charged for services; and, the total cost of services performed. Individual consultant costs must be within the prevailing rates, **not to exceed the maximum of \$650.00 per day. Permission for costs that exceed \$650 per day in total will need to be granted by DOS who must seek approval for DHS/FEMA for an increased rate.**
10. **Continuation:** The applicant agrees that if the requested project is funded continuation is not guaranteed.
11. **Contract Requirements:** The applicant agrees that no contract or agreement may be entered into by the subrecipient for execution of project activities or provision for services to a sub grant project (other than the purchase of supplies or standard commercial or maintenance services) which is not incorporated in the approved application. Any such arrangements will provide that the subrecipient will retain ultimate control and responsibility for the project and that the contractor will be bound by these conditions as well as the subrecipient.
12. **Construction Projects:** HSGP Program is effectively considered a non-construction program. However, subrecipients using funds for ancillary construction projects/work must comply with the *Davis-Bacon Act* (40 U.S.C. 3141 et seq.). Grant recipients must ensure that their contractors or subcontractors for construction projects pay workers employed directly at the work-site no less than the prevailing wages and fringe benefits paid on projects of a similar character. Additional information, including Department of Labor (DOL) wage determination, is available from the following website: <http://www.dol.gov/compliance/laws/comp-dbra.htm>.
13. **Data Collection:** The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this agreement.
14. **Deobligation of Grant Funds:** All grants must be deobligated at the end of the end of the grant period. Failure to deobligate the grant in a timely manner will result in an automatic deobligation of the grant by DOS.
15. **Disclosure of Federal Participation:** In compliance with Section 623 of Public Law 102-141, the subrecipient agrees that no amount of this award shall be used to finance the acquisition of goods and services (including construction services) for the project unless the subrecipient agrees to the following:
  - Specifies in any announcement of the awarding of the contract for the procurement of the goods and services involved (including construction services) the amount of federal funds that will be used to finance the acquisition and
  - Expresses the amount announced pursuant to paragraph (a) as a percentage of the total cost of the planned acquisition.

The above requirements only apply to a procurement for goods or services (including construction services) that has an aggregate value of \$500,000 or more.
16. **Equipment:** The subrecipient agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: "Purchased with funds provided by the U.S. Department of Homeland Security and the NH Department of Safety - Grants Management Unit." Additionally, when practicable, any equipment purchased with funding under this agreement shall bear on it the logos of the NH Department of Safety - Grants Management Unit and U.S. Department of Homeland Security.
17. **Financial Responsibility:** The financial responsibility of subrecipients must be such that the subrecipient can properly discharge the public trust which accompanies the authority to expend public funds. Adequate accounting systems should meet the following criteria:
  - Accounting records should provide information needed to adequately identify the receipt of funds under each grant awarded and the expenditure of funds for each grant;
  - Entries in accounting records should refer to subsidiary records and/or documentation which support the entry and which can be readily located;
  - The accounting system should provide accurate and current financial reporting information; and,
  - The accounting system should be integrated with an adequate system of internal controls to safeguard the funds and assets covered, check the accuracy and reliability of accounting data, promote operational efficiency and encourage adherence to prescribed management policies.

Initials of Authorized Official:           R            
 Date:           11/22/17







**Certification by Official Authorized to Sign**

I certify that I understand and agree to comply with the general and fiscal provisions of this grant application including the terms and conditions; to comply with provisions of the regulations governing these funds and all other federal and state laws; that all information presented is correct; that there has been appropriate coordination with affected agencies; that I am duly authorized by the Applicant to perform the tasks of the Official Authorized to Sign as they relate to the requirements of this grant application; that costs incurred prior to Grantee approval may result in the expenditures being absorbed by the subrecipient; and, that the receipt of these grant funds through the Grantee will not supplant state or local funds. **CERTIFICATION: I CERTIFY THAT I AM DULY AUTHORIZED UNDER THE STATUTES OF THE STATE OF NH TO APPLY FOR, AUTHORIZE, OR ACCEPT THE HOMELAND SECURITY GRANT FUNDS / EQUIPMENT HEREIN. \*\*\*THE AUTHORIZING OFFICIAL MUST BE STATUTORILY ALLOWED TO SIGN A CONTRACT FOR THE MUNICIPALITY (i.e. Mayor, City Manager, Town Manager, Chairperson BOS, etc.) PER RSA 31:95b or RSA 37:6**

**Non-Supplanting Certification:** This certification, which is a required component of the New Hampshire application, affirms that federal Homeland Security grant funds will be used to **supplement** (add to) existing funds, and will not **supplant** (replace) funds that have been locally appropriated for the same purpose. Potential supplanting will be addressed in the application review as well as in the pre-award review, post award monitoring, and the audit. DHS/FEMA I.B. 379 allows as well as FP-205-402-125-1 which apply to maintenance and sustainment of grant or in some cases non- grant acquired capabilities with specific definitions. Applicants and/or grantees will be/may be required to supply documentation certifying that a reduction in non-federal resources occurred for reasons **OTHER** than the receipt or expected receipt of federal Homeland Security grant funds. Supplanting funds is loosely defined (for these purposes) as using federal grant money to “replace” or “take the place of” existing local funding for equipment or programs. The funds are intended to provide local entities with **increased or in 2017 sustained capabilities** or to build capacity to address CBRNE/WMD terrorist incidents.

Initials of Authorized Official: JK  
Date: 11/22/17

**CERTIFICATION BY PROGRAM MANAGER/CONTACT\***

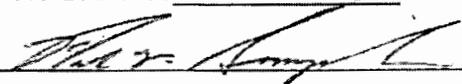
I certify that: (1) I understand and agree to comply with the general and fiscal provisions of this grant application including the terms and conditions; (2) I understand and agree to comply with provisions of the regulations governing these funds and all other federal and state laws; (3) all information presented is correct; (4) there has been appropriate coordination with affected agencies; (5) I am duly authorized by the applicant to perform the tasks of Program Manager/Contact as they relate to the requirements of this grant application; (6) costs incurred prior to Grantee approval may result in the expenditures being absorbed by the sub-grantee; and, (7) the receipt of these grant funds through the Grantee will not supplant state or local funds.

Name: Brad W Simpkins \_\_\_\_\_ Title: Director \_\_\_\_\_

Agency: NH Department of Natural and Cultural Resources Mailing Address: 172 Pembroke Road

Phone Number: 603-271-2214 \_\_\_\_\_ Concord NH 03301 \_\_\_\_\_

Fax Number: 603-271-6488 \_\_\_\_\_ E-Mail Address: brad.simpkins@dncr.nh.gov \_\_\_\_\_

Signature:  \_\_\_\_\_

**CERTIFICATION BY FINANCIAL OFFICER\***

I certify that: (1) I understand and agree to comply with the general and fiscal provisions of this grant application including the terms and conditions; (2) I understand and agree to comply with provisions of the regulations governing these funds and all other federal and state laws; (3) all information presented is correct; (4) there has been appropriate coordination with affected agencies; (5) I am duly authorized by the applicant to perform the tasks of Financial Officer as they relate to the requirements of this grant application; (6) costs incurred prior to Grantee approval may result in the expenditures being absorbed by the sub-grantee; and, (7) the receipt of these grant funds through the Grantee will not supplant state or local funds.

Name: Christopher Marino \_\_\_\_\_ Title: Business Administrator \_\_\_\_\_

Agency: NH Department of Natural and Cultural Resources Mailing Address: 172 Pembroke Road

Phone Number: 603-271-3727 \_\_\_\_\_ Concord NH 03301 \_\_\_\_\_

Fax Number: 603-271-2629 \_\_\_\_\_ E-Mail Address: christopher.marino@dncr.nh.gov \_\_\_\_\_

Signature:  \_\_\_\_\_

**CERTIFICATION BY AUTHORIZED OFFICIAL\***

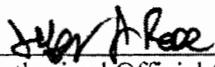
I certify that: (1) I understand and agree to comply with the general and fiscal provisions of this grant application including the terms and conditions; (2) I understand and agree to comply with provisions of the regulations governing these funds and all other federal and state laws; (3) all information presented is correct; (4) there has been appropriate coordination with affected agencies; (5) I am duly authorized by the applicant to perform the tasks of Authorized Official as they relate to the requirements of this grant application; (6) costs incurred prior to Grantee approval may result in the expenditures being absorbed by the sub-grantee; and, (7) the receipt of these grant funds through the Grantee will not supplant state or local funds.

Name: Jeffrey J Rose \_\_\_\_\_ Title: Commissioner \_\_\_\_\_

Agency: NH Department of Natural and Cultural Resources Mailing Address: 172 Pembroke Road

Phone Number: 603-271-2411 \_\_\_\_\_ Concord NH 03301 \_\_\_\_\_

Fax Number: 603-271-2629 \_\_\_\_\_ E-Mail Address: jeffrey.rose@dncr.nh.gov \_\_\_\_\_

Signature:  \_\_\_\_\_  
Authorized Official (Per NH RSA 31:95b or RSA 37:6)

**\*NOTE:** THE PROJECT DIRECTOR, FINANCIAL OFFICER AND AUTHORIZED OFFICIAL CANNOT BE THE SAME PERSON.

## ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

9. Will comply, as applicable, with the provisions of the Davis- Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327- 333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Uniform Guidance 2 CFR 200.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting 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 this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form -LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting 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 this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Subrecipient/subawardee Name and Address: NH Department of Natural and Cultural Resources

172 Pembroke Road \_\_\_\_\_  
Concord NH 03301 \_\_\_\_\_

2. Project Name: CFDA #97.067 2017 Homeland Security "Operation Stonegarden" \_\_\_\_\_

3. Grantee IRS Number: 02-6000618 \_\_\_\_\_

4. Typed Name and Title of Authorized Representative: Jeffrey J Rose \_\_\_\_\_

Commissioner \_\_\_\_\_

5. Signature of Authorized Representative: Jeffrey J Rose \_\_\_\_\_

6. Date: 11/22/17 \_\_\_\_\_

