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DEPARTMENT OF SAFETY
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August 9, 2022

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

REQUESTED ACTION

Authorize the Department of Safety, Division of Homeland Security and Emergency Management (HSEM) to enter into a Memorandum of Agreement (MOA) with the Department of Environmental Services (DES) (VC#201164-B001); 29 Hazen Drive Concord, NH 03301 to purchase and install equipment in the EOC/Command Post for a total amount of \$40,000.00. Effective upon Governor and Council approval through August 31, 2024. 100% Federal Funds.

02-23-23-236010-80920000 - Dept. of Safety - Homeland Sec-Emer Mgmt - EMPG
085-588544 Grants to Other State Agencies - Federal
Activity Code: 23EMPG-S 2021

SFY 2023
\$40,000.00

EXPLANATION

The MOA between the Division of Homeland Security and Emergency Management (HSEM) and the Department of Environmental Services (DES) is for the purchase and installation of equipment in the EOC/Command Post in order to aid in general emergency support, operational response and emergency communications. The MOA listed above is funded from the FFY 2021 American Rescue Plan Act (ARPA) Emergency Management Performance Grant (EMPG), which was awarded to the Department of Safety, Division of Homeland Security and Emergency Management (HSEM) from the Federal Emergency Management Agency (FEMA). The grant funds are to be used to measurably improve all-hazard planning and preparedness capabilities/activities, to include mitigation, preparedness, response, and recovery initiatives at the state and local level. Grant guidance and applications are available to all Emergency Management Directors and other qualified organizations in the State. Subrecipients submit applications to this office, which are reviewed by the HSEM Planning Chief, Assistant Planning Chief and Field Representatives and approved by the HSEM Director. The criteria for approval are based on grant eligibility in accordance with the grant's current guidance and the documented needs of the local jurisdictions.

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The Emergency Management Performance Grants are 50% federally funded by FEMA with a 50% match requirement supplied by the subrecipient. The subrecipient acknowledges their match obligation as part of Part V of the Memorandum of Agreement.

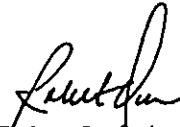
In the event federal funds are no longer available, general funds and/or highway funds will not be requested to support this program.

Respectfully submitted,



Robert R. Scott
Commissioner of Environmental Services

Respectfully submitted,



Robert L. Quinn
Commissioner of Safety

**MEMORANDUM OF AGREEMENT
BETWEEN
THE NEW HAMPSHIRE DEPARTMENT OF ENVIRONMENTAL SERVICES
AND
THE NEW HAMPSHIRE DEPARTMENT OF SAFETY**

FFY'20 Emergency Management Performance Grant (EMPG) Program

CFDA #97.042

Secondary EOC Equipment

I. PURPOSE

The purpose of this Memorandum of Agreement (MOA) is to provide funding in the amount of \$40,000.00 to purchase and install equipment in the EOC/Command Post. The equipment will aid in operational response and communication during emergencies. This EOC is the backup EOC for local and state partners as well as the Continuity of Operations Facility for NH DES and is the only pre-designated command post in the Area Contingency Plan. The requested equipment will increase the emergency management capacity of the facility.

II. PARTIES

The parties to this agreement are the New Hampshire Department of Environmental Services (hereinafter DES) and the New Hampshire Department of Safety, Division of Homeland Security and Emergency Management (hereinafter HSEM).

III. AUTHORITY

The Emergency Management Performance Grant (EMPG), awarded by HSEM, supports activities associated with all-hazard planning and preparedness capabilities and activities, to include mitigation, preparedness, response, and recovery initiatives. The Secondary EOC Equipment Project meets the requirements of the State of New Hampshire's Natural Hazards Mitigation Plan and therefore comply with all Federal Emergency Management Agency (FEMA) guidelines and criteria for natural hazards mitigation planning and the Emergency Management Accreditation Program (EMAP) standards.

IV. SCOPE OF WORK

HSEM agrees to provide financial assistance to DES in support of the tasks listed above, in accordance with Section V. The financial assistance to be provided by HSEM under this MOA requires a contribution of 50% of the total amount in matching funds from DES. The match requirement will be met by DES through in-kind match made of previously purchased equipment, staff time, and time spent in exercises.

DES shall maintain financial records, supporting documents, and all other pertinent records for a period of three (3) years. In these records, DES shall maintain documentation of the 50% cost share required by this grant and agreed upon by HSEM.

V. FUNDING

Upon approval of this MOA, HSEM shall reimburse up to \$40,000.00 to DES after the project is complete and upon receiving appropriate documentation of expended funds from DES. Supporting documentation shall show proof of cost and proof of payment. Payments shall be made by HSEM

to DES quarterly through submittal of invoices for services rendered (or paid upon G&C approval). DES agrees to document \$40,000.00 in matching expenditures.

VI. TERMINATION

Either party may terminate this agreement by providing notice to the other thirty (30) days prior to termination.

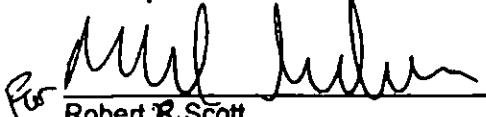
VII. DURATION

This agreement shall continue in effect from the date of Governor and Council approval until August 31, 2024, unless terminated earlier by either party.


VIII. AGREEMENT

In WITNESS THEREOF, the parties hereto have executed this agreement, which shall become effective on the date the Governor and Executive Council of the State of New Hampshire approve the agreement.

NH Department of Environmental Services

For 
Robert R. Scott
Commissioner
4/14/22
Date

NH Department of Safety


Robert L. Quinn
Commissioner
8/9/22
Date

Approved by the Attorney General this 16th day of August, 2022, as to form, execution and substance.

OFFICE OF THE ATTORNEY GENERAL

