

GRANT SUMMARY SHEET

Grant Name: Port Security Grant Program (PSGP) 21-24 Amend 1

Department: OFFICE OF EMERG. MGMT.

Grantor: U.S. DEPARTMENT OF HOMELAND SECURITY

**Pass-Through Grantor
(If applicable):**

Total Award this Action: \$0.00

Cash Match

Department Contact: Drusilla L Martin
862-5462

Status: AMENDMENT

Program Description:

Nashville Fire Department is requesting a new maritime boat with CBRNE capabilities. They are also requesting the following: The newly formed Helicopter Aquatic Rescue Team (HART) supports not just the citizens and property owners of Nashville Davidson County but surrounding counties and subsequently the entire state and neighboring states if requested. This capability is supported using aircraft from Tennessee Army National Guard (TANG) and Tennessee Highway Patrol (THP). Nashville Fire Department provides rescuers that routinely perform hoist missions rescuing wounded or stranded people in remote or inaccessible areas. The MNPDP is requesting the following: Responses to facilities and events in the Port of Nashville require land based and waterborne assets capable of operating in both environments. Also, response personnel need to be able to address rapidly emerging security threats and to provide emergency medical first aid. Funding is requested for equipment to enhance current land based and maritime response capabilities by adding new capabilities. **Amendment 1 extends the end date of the contract from 8/31/2024 to 2/28/2025.**

Plan for continuation of services upon grant expiration:

Maintenance will come from NFD operating budget as needed since the award was only for Fire.

Grants Tracking Form

Part One

Pre-Application <input type="radio"/>		Application <input type="radio"/>		Award Acceptance <input type="radio"/>		Contract Amendment <input checked="" type="radio"/>	
Department	Dept. No.	Contact				Phone	Fax
OFFICE OF EMERG. MGMT.	049	Drusilla L. Martin				862-5462	880-3464
Grant Name: Port Security Grant Program (PSGP) 21-24 Amend 1							
Grantor: U.S. DEPARTMENT OF HOMELAND SECURITY							
Grant Period From: 09/01/21		<small>(applications only)</small> Anticipated Application Date:					
Grant Period To: 02/28/25		<small>(applications only)</small> Application Deadline:					
Funding Type:	FED DIRECT	Multi-Department Grant		<input checked="" type="checkbox"/> If yes, list below.			
Pass-Thru:		Outside Consultant Project:		<input type="checkbox"/> OEM, Fire, Police			
Award Type:	COMPETITIVE	Total Award:		\$0.00			
Status:	AMENDMENT	Metro Cash Match:		\$0.00			
Metro Category:	Est. Prior.	Metro In-Kind Match:		\$0.00			
CFDA #	97.056	Is Council approval required?		<input checked="" type="checkbox"/>			
Project Description:		Applic. Submitted Electronically? <input checked="" type="checkbox"/>					
<p>Nashville Fire Department is requesting a new maritime boat with CBRNE capabilities. With Nashville growing at a fast rate fuel demand and consumption is at an all-time high and growing. With growing river traffic, the need for a CBRNE rated boat is required to meet any challenges or emergencies that might occur on the river with toxic or heavy smoke plumes. They are also requesting the following: The newly formed Helicopter Aquatic Rescue Team (HART) supports not just the citizens and property owners of Nashville Davidson County but surrounding counties and subsequently the entire state and neighboring states if requested. This capability is supported using aircraft from Tennessee Army National Guard (TANG) and Tennessee Highway Patrol (THP). Nashville Fire Department provides rescuers that routinely perform hoist missions rescuing wounded or stranded people in remote or inaccessible areas. The MNPd is requesting the following: Responses to facilities and events in the Port of Nashville require land based and waterborne assets capable of operating in both environments. Also, response personnel need to be able to address rapidly emerging security threats and to provide emergency medical first aid. Funding is requested for equipment to enhance current land based and maritime response capabilities by adding new capabilities and to enhance the capabilities of the recently formed Rescue Task Force concept, extended to a maritime environment. Amendment 1 extends the end date of the contract from 8/31/2024 to 2/28/2025.</p>							
Plan for continuation of service after expiration of grant/Budgetary Impact:							
Maintenance will come from NFD operating budget as needed since the award was only for Fire.							
How is Match Determined?							
Fixed Amount of \$		or		25.0% % of Grant		Other: <input type="checkbox"/>	
Explanation for "Other" means of determining match:							
For this Metro FY, how much of the required local Metro cash match:							
Is already in department budget?		Yes		Fund 30003, 10101		Business Unit 32214600	
Is not budgeted?				Proposed Source of Match:		Fire 4% Budget	
(Indicate Match Amount & Source for Remaining Grant Years in Budget Below)							
Other:							
Number of FTEs the grant will fund:		0.00		Actual number of positions added:		0.00	
Departmental Indirect Cost Rate		50.00%		Indirect Cost of Grant to Metro:		\$225,000.00	
*Indirect Costs allowed? <input type="radio"/> Yes <input checked="" type="radio"/> No		% Allow. 0.00%		Ind. Cost Requested from Grantor:		\$0.00	
*(If "No", please attach documentation from the grantor that indirect costs are not allowable. See Instructions) Not applicable due to Capital items being purchased.							
Draw down allowable? <input type="checkbox"/>							
Metro or Community-based Partners:							
Office of Emergency Management (OEM), Police Dept. (MNPd), Fire Department (NFD) and surrounding counties impacted by PORT Authority							

Part Two

Grant Budget										
Budget Year	Metro Fiscal Year	Federal Grantor	State Grantor	Other Grantor	Local Match Cash	Match Source (Fund, BU)	Local Match In-Kind	Total Grant Each Year	Indirect Cost to Metro	Ind. Cost Neg. from Grantor
Yr 1	FY22	\$337,500.00	\$0.00	\$0.00	\$112,500.00	32214600, 31201000, 31122151, 31121901		\$450,000.00	\$225,000.00	\$0.00
Yr 2	FY23									
Yr 3	FY24									
Yr 4	FY__									
Yr 5	FY__									
Total		\$337,500.00	\$0.00	\$0.00	\$112,500.00			\$450,000.00	\$225,000.00	\$0.00
Date Awarded:				10/11/23	Tot. Awarded: \$0.00		Contract#:			
(or) Date Denied:					Reason:					
(or) Date Withdrawn:					Reason:					

Contact: vaughn.wilson@nashville.gov
juanita.paulsen@nashville.gov

JP

Grant Programs Directorate
U.S. Department of Homeland Security
Washington, DC 20472
www.fema.gov



FEMA

October 10, 2023

Drusilla Martin
Office of Emergency Management
2060 15th Avenue South
Nashville, Tennessee 37212-4404

Subject: Extension Request Approval Letter

Dear Ms. Martin:

The Federal Emergency Management Agency, Grant Programs Directorate has reviewed your request for an extension to the current period of performance (POP) for the Metropolitan Government of Nashville and Davidson County's Fiscal Year (FY) 2021 Port Security Grant Program (PSGP), Award # EMW-2021-PU-00228. After careful consideration of your request and a thorough review of the supporting documentation and justification provided, I am pleased to inform you that your request for an extension has been approved.

Extension requests must follow the requirements of the FY 2021 PSGP Notice of Funding Opportunity and 2 C.F.R. § 200.343, which are incorporated into the terms and conditions of the award. Extensions, especially to the POP, should be requested sparingly and clearly demonstrate exceptional circumstances that would warrant an extension, with final approval subject to the discretion of the Assistant Administrator. Here are the approved dates for your extension:

- **New POP:** 9/1/2021 to 2/28/2025
- **New Liquidation/Closeout Reporting Deadline:** 6/28/2025

I encourage you to continue to work closely with your federal, state, local, tribal, and territorial program partners and if you have any questions, please contact your Preparedness Officer, Jennifer Harvey, at Jennifer.harvey@fema.dhs.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "Stacey N. Street".

Stacey N. Street
Director
Office of Grants Administration

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

Metropolitan Government of Nashville & Davidson County Mayor\ \ \ \ \ \ \ \ \ \ 's Office of Emergency Management
Drusilla Martin
2060 15th Avenue South
Nashville, TN 37212 - 4404
Re: Amendment #: EMW-2021-PU-00228-A03

Dear Drusilla Martin,

The amendment to change the award information for Fiscal Year (FY) 2021 Port Security Grant Program (PSGP) (Award #: EMW-2021-PU-00228-S01) has been approved on 10/24/2023. The changes to the award information are listed below.

Period of Performance Change:

Previous End Date:	08/31/2024
Adjusted End Date:	02/28/2025

Previous Budget End Date:	08/31/2024
Adjusted Budget End Date:	02/28/2025

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

Amendment Agreement Articles

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

AGREEMENT ARTICLES
Port Security Grant Program

GRANTEE: Metropolitan Government of Nashville & Davidson County Mayor's Office of Emergency Management

ORGANIZATION EIN: 02-6206947

ORGANIZATION DUNS: 078217668

ORGANIZATION UEI: LGZLHP6ZHM55

ORGANIZATION TYPE: Others (specify)

ORGANIZATION CONGRESSIONAL DISTRICT CODE: TN-05

ORGANIZATION PHYSICAL ADDRESS: 2060 15th Avenue South
Nashville, TN 37212 - 4404

ORGANIZATION MAILING ADDRESS: 2060 15th Avenue South
Nashville, TN -

PROGRAM: Port Security Grant Program

SOLICITATION NAME: Fiscal Year (FY) 2021 Port Security Grant Program (PSGP)

SOLICITATION YEAR: 2021

SOLICITATION DESCRIPTION: The Fiscal Year (FY) 2021 Port Security Grant Program (PSGP) is one of four grant programs that constitute DHS/FEMA's focus on transportation infrastructure security activities. These grant programs are part of a comprehensive set of measures authorized by Congress and implemented by the Administration to help strengthen the Nation's critical infrastructure against risks associated with potential terrorist attacks. The PSGP provides funds to state, local, and private sector maritime partners to support increased port-wide risk management and protect critical surface transportation infrastructure from acts of terrorism, major disasters, and other emergencies. Among the five basic homeland security missions noted in the DHS Quadrennial Homeland Security Review, PSGP supports the goal to Strengthen National Preparedness and Resilience. The 2018-2022 FEMA Strategic Plan creates a shared vision for the field of emergency management and sets an ambitious, yet achievable, path forward to unify and further professionalize emergency management across the country. PSGP supports the goal of Ready the Nation for Catastrophic Disasters. We invite all of our stakeholders and partners to

also adopt these priorities and join us in building a more prepared and resilient Nation.

AMENDMENT NUMBER:

EMW-2021-PU-00228-A03

Name of the AO who signed the amendment

TAMARA

THOMPSON

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Article I - Summary Description of Award

The terms of the approved Investment Justification(s) and Budget Detail Worksheet(s) submitted by the recipient are incorporated into the terms of this Federal award, subject to the additional description and limitations stated in this Agreement Article and the limitations stated in subsequent reviews by FEMA of the award budget. Post-award documents uploaded into ND Grants for this award are also incorporated into the terms and conditions of this award, subject to any limitations stated in subsequent approvals by FEMA of changes to the award. Investments not listed in this Agreement Article are not approved for funding under this award.

Investment 1: CBRNE Rescue Boat is fully funded for \$337,500.

Article II - 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 III - 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 IV - 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 V - 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 VI - 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 VII - 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 VIII - 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 IX - 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 X - 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 XI - 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 XII - 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 XIII - 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 XIV - 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 XV - 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 XVI - 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 XVII - 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 XVIII - 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 XIX - 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 XX - Port Security Grant Program Performance Goal

In addition to the Performance Progress Report (PPR) submission requirements outlined in the Preparedness Grants Manual, recipients must demonstrate how the grant-funded project addressed the capability gaps identified in their vulnerability assessment or other relevant documentation or sustains existing capabilities per the FEMA-approved Investment Justification. The capability gap reduction or capability sustainment must be addressed in the PPR, Section 10. Performance Narrative.

Article XXI - 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 XXII - 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 XXIII - 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 XXIV - 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 XXV - 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 XXVI - 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 XXVII - 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 XXVIII - 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 XXIX - 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 XXX - 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 XXXI - 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 XXXII - 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 XXXIII - 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 XXXIV - 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 XXXV - 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 XXXVI - 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 XXXVII - 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 XXXVIII - 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 XXXIX - 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 XL - 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 XLI - 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 XLII - 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 XLIII - 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 XLIV - 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 XLV - 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.

Obligating Document for Amendment

1a. AGREEMENT NO. EMW-2021-PU-00228-S01	2. AMENDMENT NO. EMW-2021-PU-00228-A03	3. RECIPIENT NO. 02-6206947	4. TYPE OF ACTION AMENDMENT	5. CONTROL NO. WX04676N2021T		
6. RECIPIENT NAME AND ADDRESS Metropolitan Government of Nashville & Davidson County Mayor\''s Office of Emergency Management 2060 15th Avenue South Nashville, TN 37212 - 4404	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 Drusilla Martin	PHONE NO. 6158625462	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 10/24/2023	12. METHOD OF PAYMENT PARS	13. ASSISTANCE ARRANGEMENT Cost Reimbursement	14. PERFORMANCE PERIOD From: 09/01/2021 To: 02/28/2025 Budget Period 09/01/2021 02/28/2025			
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-XXXX-XXXX-XXXX-X	PRIOR TOTAL AWARD	AMOUNT AWARDED THIS ACTION + OR (-)	CURRENT TOTAL AWARD	CUMULATIVE NON-FEDERAL COMMITMENT
Port Security Grant Program	97.056	2021-FA-GC01-P410-4101-D	\$337,500.00	\$0.00	\$337,500.00	See Totals
TOTALS			\$337,500.00	\$0.00	\$337,500.00	\$112,500.00
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) Port 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) Martin, Drusilla Ms					SIGNATURE DATE 08/25/2021 13:32	
18. FEMA SIGNATORY OFFICIAL (Name and Title) TAMARA YVONNE THOMPSON, Grants Specialist					DATE Mon Oct 23 21:34:17 UTC 2023	

**SIGNATURE PAGE
FOR
FY21 PORT SECURITY GRANT AMENDMENT FOR PERIOD OF
PERFORMANCE**

IN WITNESS WHEREOF, the parties have by their duly authorized representatives set their signatures.

**METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY**



Office of Emergency Management



Date

**APPROVED AS TO AVAILABILITY
OF FUNDS:**



Director of Finance
Department of Finance

11/6/2023 | 11:19 AM CST

Date

APPROVED AS TO RISK AND INSURANCE:



Director of Insurance

11/7/2023 | 10:03 AM CST

Date

**APPROVED AS TO FORM AND
LEGALITY:**



Metropolitan Attorney

11/7/2023 | 9:59 AM CST

Date

Freddie O' Connell
Metropolitan Mayor

Date

ATTEST:

Metropolitan Clerk

Date

Certificate Of Completion

Envelope Id: 03CF0268D9CD482EA4275D4E1AE4A4CF
 Subject: Complete with DocuSign: OEMPortSecurityGrantProgram21-24 Amend1 Ready.pdf
 Source Envelope:
 Document Pages: 17 Signatures: 6
 Certificate Pages: 15 Initials: 1
 AutoNav: Enabled
 Envelope Stamping: Enabled
 Time Zone: (UTC-06:00) Central Time (US & Canada)

Status: Completed

 Envelope Originator:
 Juanita Paulson
 730 2nd Ave. South 1st Floor
 Nashville, TN 37219
 Juanita.Paulsen@nashville.gov
 IP Address: 170.190.198.190


Record Tracking

Status: Original 11/3/2023 11:54:43 AM	Holder: Juanita Paulson Juanita.Paulsen@nashville.gov	Location: DocuSign
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: Metropolitan Government of Nashville and Davidson County	Location: DocuSign

Signer Events

Dustin Owens
 dustin.owens@nashville.gov
 Security Level: Email, Account Authentication (None)

Signature



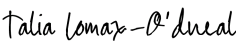
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 Signed: 11/6/2023 8:24:55 AM

Electronic Record and Signature Disclosure:
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 ID: e7d282c4-e29c-4ee6-a39b-5534f80d8476

Talia Lomax-O'dneal
 talia.lomaxodneal@nashville.gov
 Dep Dir of Finance
 Security Level: Email, Account Authentication (None)




 Signature Adoption: Pre-selected Style
 Using IP Address: 170.190.198.185

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 Signed: 11/6/2023 8:40:37 AM

Electronic Record and Signature Disclosure:
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 ID: d2eb978a-e18c-4204-bc2f-b6ca5c315027

Kevin Crumbo/mjw
 MaryJo.Wiggins@nashville.gov
 Security Level: Email, Account Authentication (None)



 Signature Adoption: Pre-selected Style
 Using IP Address: 170.190.198.185

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Electronic Record and Signature Disclosure:
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 ID: 5c418f32-070a-4b20-946b-f0c6fb4dc1f5

Courtney Mohan
 Courtney.Mohan@nashville.gov
 Security Level: Email, Account Authentication (None)



 Signature Adoption: Pre-selected Style
 Using IP Address: 170.190.198.185

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Signer Events	Signature	Timestamp
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Electronic Record and Signature Disclosure:
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ID: 70323262-472c-4abe-9c22-22b0dd3753a2

Balogun Cobb
balogun.cobb@nashville.gov
Security Level: Email, Account Authentication (None)



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Viewed: 11/7/2023 10:03:35 AM
Signed: 11/7/2023 10:03:48 AM

Signature Adoption: Pre-selected Style
Using IP Address: 170.190.198.185

Electronic Record and Signature Disclosure:
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ID: 3153730e-6698-40bb-9650-cc4ad7a9f341

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Editor Delivery Events	Status	Timestamp
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Agent Delivery Events	Status	Timestamp
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Intermediary Delivery Events	Status	Timestamp
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Certified Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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Danielle Godin
Danielle.Godin@nashville.gov
Security Level: Email, Account Authentication (None)

COPIED

Sent: 11/7/2023 10:03:49 AM
Viewed: 11/7/2023 10:20:51 AM

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Sally Palmer
sally.palmer@nashville.gov
Security Level: Email, Account Authentication (None)

COPIED

Sent: 11/7/2023 10:03:50 AM
Viewed: 11/7/2023 10:05:33 AM

Electronic Record and Signature Disclosure:
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ID: 16d1610b-c708-4757-a3b7-45c522d79faa

Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Signing Complete	Security Checked	11/7/2023 10:03:48 AM
Completed	Security Checked	11/7/2023 10:03:50 AM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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