

File No. 210815

Committee Item No. 3

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Budget & Finance Committee

Date July 28, 2021

Board of Supervisors Meeting

Date _____

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER (Use back side if additional space is needed)

- Police Commission Resolution No. 21-49
- Cost-share Waiver Approval Letter
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____

Completed by: Linda Wong Date July 23, 2021

Completed by: Linda Wong Date _____

1 [Accept and Expend Grant - Retroactive - Department of Homeland Security Federal
Emergency Management Agency - FY2020 Port Security Grant Program - \$1,161,830]

2
3 **Resolution retroactively authorizing the Police Department to accept and expend a**
4 **grant in the amount of \$1,161,830 from the Department of Homeland Security Federal**
5 **Emergency Management Agency for the Fiscal Year (FY) 2020 Port Security Grant**
6 **Program to upgrade the existing 3D Sonar System, purchase a Vessel Mounted**
7 **Thermal Camera System, send members to Advanced Underwater Remotely Operated**
8 **Vehicle (ROV) Operations Training, refurbish and perform deck safety upgrades on an**
9 **existing response vessel, and purchase a response vessel for the period of September**
10 **1, 2020, through August 31, 2023, and waiving indirect costs.**

11
12 WHEREAS, The Federal Emergency Management Agency (FEMA), under the U.S.
13 Department of Homeland Security (DHS), appropriates annual funding for the Port Security
14 Grant Program (PSGP); and

15 WHEREAS, The purpose of the Port Security Grant Program (PSGP) is to promote
16 sustainable, risk-based efforts to protect critical port infrastructure from terrorism; and

17 WHEREAS, The Police Department (SFPD) applied for PSGP funding and was
18 awarded \$1,161,830 from the FY2020 PSGP appropriation to upgrade existing 3D Sonar
19 System, purchase a Vessel Mounted Thermal Camera System, send members to Advanced
20 Underwater ROV Operations Training, refurbish and perform deck safety upgrades on existing
21 response vessel, and purchase a response vessel; and

22 WHEREAS, The award period is September 1, 2020, through August 31, 2023; and

23 WHEREAS, The grant does not include any provision for indirect costs; and

24 WHEREAS, This grant does not create any new positions, and will not require an
25 amendment to the Annual Salary Ordinance;

1 WHEREAS, SFPD requested a cost-share waiver of the required 25% match due to
2 budgetary impact caused by the COVID-19 pandemic and ongoing recession;

3 WHEREAS, FEMA approved our revised proposal and cost-share waiver; now,
4 therefore, be it

5 RESOLVED, That the San Francisco Police Department (SFPD) is authorized to
6 accept and expend a grant from the Department of Homeland Security Federal Emergency
7 Management Agency (DHS/FEMA) in the amount of \$1,161,830; and, be it

8 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
9 indirect costs in the grant budget; and, be it

10 FURTHER RESOLVED, That the Chief of Police, or his designee, is authorized to
11 enter into the agreement on behalf of the City and County of San Francisco; and, be it

12 FURTHER RESOLVED, That within 30 days of the agreement being fully-executed by all
13 parties, the Police Department shall provide the final agreement to the Clerk of the Board for
14 inclusion into the official file.

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1 Recommended: Approved: /s/ _____
2 London N. Breed, Mayor
3 /s/ _____
4 William Scott, Chief of Police Approved: /s/ _____
5 Ben Rosenfield, Controller
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File Number: _____
(Provided by Clerk of Board of Supervisors)

Grant Resolution Information Form
(Effective July 2011)

Purpose: Accompanies proposed Board of Supervisors resolutions authorizing a Department to accept and expend grant funds.

The following describes the grant referred to in the accompanying resolution:

- 1. Grant Title: **FEMA Port Security Grant Program – FY 2020 Funds**
- 2. Department: **San Francisco Police Department**
- 3. Contact Person: **Patrick Leung / Katherine Chiu** Telephone: **415-837-7211**
- 4. Grant Approval Status (check one):
 - Approved by funding agency
 - Not yet approved
- 5. Amount of Grant Funding Approved or Applied for: **\$1,161,830**
- 6. a. Matching Funds Required: **\$0**
 b. Source(s) of matching funds (if applicable):
- 7. a. Grant Source Agency **Federal Emergency Management Agency (FEMA)**
 b. Grant Pass-Through Agency (if applicable):
- 8. Proposed Grant Project Summary: **Funds will be used to upgrade existing 3D Sonar System, purchase a Vessel Mounted Thermal Camera System, send members to Advanced Underwater ROV Operations Training, refurbish and perform deck safety upgrades on existing response vessel, and purchase a response vessel.**
- 9. Grant Project Schedule, as allowed in approval documents, or as proposed:
 Start-Date: **09/01/2020** End-Date: **08/31/2023**
- 10. a. Amount budgeted for contractual services: **\$0**
 b. Will contractual services be put out to bid?
 c. If so, will contract services help to further the goals of the Department's Local Business Enterprise (LBE) requirements?
 d. Is this likely to be a one-time or ongoing request for contracting out?
- 11. a. Does the budget include indirect costs?
 - Yes No
 b. 1. If yes, how much? \$
 b. 2. How was the amount calculated?
 c. 1. If no, why are indirect costs not included?
 - Not allowed by granting agency To maximize use of grant funds on direct services
 - Other (please explain):
 c. 2. If no indirect costs are included, what would have been the indirect costs? **\$0**
- 12. Any other significant grant requirements or comments: **No.**

****Disability Access Checklist***(Department must forward a copy of all completed Grant Information Forms to the Mayor's Office of Disability)**

13. This Grant is intended for activities at (check all that apply):

- Existing Site(s)
- Existing Structure(s)
- Existing Program(s) or Service(s)
- Rehabilitated Site(s)
- Rehabilitated Structure(s)
- New Program(s) or Service(s)
- New Site(s)
- New Structure(s)

14. The Departmental ADA Coordinator or the Mayor's Office on Disability have reviewed the proposal and concluded that the project as proposed will be in compliance with the Americans with Disabilities Act and all other Federal, State and local disability rights laws and regulations and will allow the full inclusion of persons with disabilities. These requirements include, but are not limited to:

1. Having staff trained in how to provide reasonable modifications in policies, practices and procedures;
2. Having auxiliary aids and services available in a timely manner in order to ensure communication access;
3. Ensuring that any service areas and related facilities open to the public are architecturally accessible and have been inspected and approved by the DPW Access Compliance Officer or the Mayor's Office on Disability Compliance Officers.

If such access would be technically infeasible, this is described in the comments section below:


Comments:

Departmental ADA Coordinator or Mayor's Office of Disability Reviewer:

Penny Si
(Name)

Departmental ADA Coordinator
(Title)

Date Reviewed: 4/28/2021


(Signature Required)

Department Head or Designee Approval of Grant Information Form:

William Scott
(Name)

Chief of Police
(Title)

Date Reviewed: 05/05/2021

William Scott
(Signature Required)

FY 2020 PORT SECURITY GRANT PROGRAM (PSGP) BUDGET DETAIL WORKSHEET

San Francisco Police Dept - Critical Upgrade of Existing 3D Sonar System – IJ#1

Equipment

Budget Narrative: The San Francisco Police Department (SFPD), will purchase the following (or similar):

- New Coda Octopus 3D Connect Survey Version for 600W Echoscope video processor- to replace end-of-life technology which will render this sonar system unusable if not update;
- Upgrade system to provide pan/tilt capability via ISAR 500m with Aluminum Construction – to reduce operational time by allow remote changes in sonar angle and scanning without manual position changes
- Upgrade system to provide control via Pan and Tilt IPT Deck Cable (20M) – to connect ISAR
- Upgrade system to provide XD Upgrade to sonar head to add 240kHz frequency transducer – allows wide angle scans to increase resolution of searches and reduce search times
- Provide 3-Year Warranty and Through Life Support (TLS) Package which includes:
 - 24/7 telephone and/or email technical support to ensure uninterrupted functionality support
 - Hardware warranty for whole system, including loaner equipment during repairs
 - All software upgrades for duration of TLS
 - 5-day on-site training annually, ensuring sustained system operation regardless of staff changes

Equipment will be stored and deployed from the SFPD Marine Unit Headquarters. Included training will be conducted locally in Port Area waters.

AEL: 14SW-02-SONR

AEL: 21GN-00-MAIN

Item	Computation	Cost
Coda Octopus, 3D Connect Survey Version for 600W Echoscope, ISAR 500m Aluminum Construction, Pan and Tilt IPT Deck Cable (20M) and XD Upgrade to sonar head to add 240kHz frequency transducer	Package Price	\$ 54,880.00
3D/UIS/TEAM/TLS (non-tax)	3 year price with multi-year discount	\$ 67,500.00
Shipping and Handling		\$ 955.20
Tax (8.5%)		\$ 4664.80
Total Equipment		\$ 128,000.00

Budget Category	Federal Amount	Non-Federal Amount
D. Equipment	\$ 128,000	\$ 0

Total Requested Federal Amount	Total Non-Federal Amount
\$ 128,000	\$ 0
Combined Total Project Costs	
\$ 128,000	

FY 2020 PORT SECURITY GRANT PROGRAM (PSGP) BUDGET DETAIL WORKSHEET

San Francisco Police Dept - Vessel Mounted Thermal Camera System – IJ#2

Budget Narrative: The San Francisco Police Department (SFPD), will purchase the following thermal camera and high resolution touchscreen display monitor (or similar):

- (1) FLIR M400XR Stabilized and cooled Thermal/visible camera with JCU (NTSC) to view and control camera options
- (1) RayMarine Axiom Pro 16 multifunction touchscreen display to view camera images and control target tracking.

Equipment will be stored and deployed from the SFPD Marine Unit Headquarters. Included training will be conducted on the equipment in the Port Area waters.

AEL : 04MD-01-IREDD – Camera, Infared (IR)
04MD-03-DISP (Multi-Function Display)

Item	Computation	Cost
FLIR M400XR Stabilized Thermal/Visible Camera with JCU, RayMarine Axiom Pro 16 Multifunction Display, FLIR M400 Adapter plate	Package Price	\$ 93,880
Tax (8.5%)		\$ 7,979
Total Equipment		\$ 101,859

Budget Category	Federal Amount	Non-Federal Amount
D. Equipment	\$ 101,859	\$ 0

Total Requested Federal Amount	Total Non-Federal Amount
\$ 101,859	\$ 0
Combined Total Project Costs	
\$ 101,859	

FY 2020 PORT SECURITY GRANT PROGRAM (PSGP) BUDGET DETAIL WORKSHEET

San Francisco Police Dept - Training Course for Advanced Underwater ROV Operations – IJ#3

Travel

Budget for travel expenses to allow four members of the San Francisco Police Department Marine Unit to attend a 4-day hands-on ROV training course presented by the manufacturer’s representative. Travel to Florida training facility in order to learn operations and techniques in clear water conditions.

Purpose of Travel	Location	Item	Computation	Cost
TRAINING: ROV pilot, navigation and sonar training course for 4 days with manufacturer’s representative. 4 members of the SFPD Marine Unit to attend.	Florida	Airfare	\$505 X 3 travelers	\$1,515
		Hotel	\$200/night X 5 nights X 3 travelers	\$3,000
		Rental Car	\$40/day X 5 days	\$200
Total Travel				\$4,715

Other Costs: Training Course

Budget Narrative: Budget for four members of the San Francisco Police Department Marine Unit, to attend a formal hands-on ROV training course presented by the manufacturer’s training representative – Van Meter VideoRay Academy Training Center. The course includes 3 Days of Open Enrollment training and piloting for the Defender Class ROV and 1 Day VideoRay Navigation and Sonar training. The course is only offered at the Key Largo, FL training facility.

Description	Computation	Cost
4 Day Training ROV Course	\$3,995 per person x 3 people	\$ 11,985
Total Other		\$ 11,985

399

Budget Summary

Budget Category	Federal Amount	Non-Federal Amount
C. Travel	\$ 4,715	
G. Other (Training Course)	\$ 11,985	

Total Requested Federal Amount	Total Non-Federal Amount
\$16,700	0
Combined Total Project Costs	
\$16,700	

FY 2020 PORT SECURITY GRANT PROGRAM (PSGP) BUDGET DETAIL WORKSHEET

San Francisco Police Dept - Deck Safety Upgrade and Hull Refurbishment of Response Vessel – IJ#4

Budget Narrative:

The Marine Unit will refurbish the deck and hull (above waterline) of the SFPD marked patrol vessel “SF Marine 7”, a 2012 Moose Boats patrol vessel, 37’ catamaran with enclosed all weather cabin.

The project includes the removal of all failed paint and deck safety non-skid material surfaces to bare aluminum and replacement with new, high quality safety non-skid on all applicable deck surfaces. All other surfaces will be left bare aluminum to negate future repainting requirements. These processes will provide safe use of vessel deck for both normal crew working in wet conditions, as well as rapid deployed special operators utilizing the deck as a launch platform for tactical assault missions.

This work will correct deck and hull protection coating deficiencies and allow 8-10 years of continued vessel service life.

Item	Computation	Cost
Deck and hull refurbishment	Package Price	\$ 33,000
Down rig, prep, blast all failing paint and non-skid; clean surfaces, prep install safety non-skid, trim edges; up rig		
Total Equipment		\$ 33,000

Budget Category	Federal Amount	Non-Federal Amount
D. Equipment	\$ 33,000	\$ 0

Total Requested Federal Amount	Total Non-Federal Amount
\$ 33,000	\$ 0
Combined Total Project Costs	
\$ 33,000	

+FY 2020 PORT SECURITY GRANT PROGRAM (PSGP) BUDGET DETAIL WORKSHEET

San Francisco Police Dept – Fast Response Vessel for Threat Mitigation and Security – IJ#5

Equipment

Budget Narrative: The San Francisco Police Department (SFPD), will purchase the following (or similar):

-New 11 Meter Rigid Hull Inflatable Boat (RHIB), fully outfitted and powered by twin 350 HP outboard motors, and include;

- FLIR forward looking thermal camera system to navigate in low light and inclement weather.
- Electronic Navigation System including dual screens, GPS, Radar and AIS to navigate in all weather conditions and identify navigational and hazard targets.
- 3D Sonar (side scan and down scan type) to provide depth and underwater search capabilities.
- shock mitigating seats for crew comfort during lengthy missions and heavy sea states.
- Full law enforcement equipment including lights, sirens, visible “Police” marking and police radios to allow for law enforcement patrol capabilities.
- 3-Axle travel trailer for vessel delivery throughout region and to assist partner agencies.
- Post-delivery commissioning and training for vessel orientation and familiarization.

Equipment will be stored and deployed from the SFPD Marine Unit Headquarters. Included training will be conducted locally in Port Area waters.

AEL: 17WC-00-BOAT AEL: 14SW-02-SONR AEL: 04MD-01-IREC-Camera, Infrared AEL: 04AP-03-GISS – System (GIS) AEL: 04MD-03-DISP – Display, Video AEL: 12TR-00-TEQP – Trailer.

Item	Computation	Cost
11 Meter, Response Vessel, RHIB w/T-top, 2-350hp Outboard Motors, shock mitigating seats, FLIR thermal camera system, navigation MFD, with 3D sonar, HD radar, AIS transceiver, full LE equipment outfitting, 3-axle trailer	Package Price	\$ 803,554
Shipping		
Training, commissioning (on site)		\$ 7,889
Tax (8.5%)		\$ 2,526
		\$ 68,302
Total Equipment		\$ 882,271

Budget Category	Federal Amount	Non-Federal Amount
D. Equipment	\$ 882,271	\$ 0

Total Requested Federal Amount	Total Non-Federal Amount
\$ 882,271	\$ 0
Combined Total Project Costs	
\$ 882,271	

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



William Scott
City & County of San Francisco
1245 3rd Street
San Francisco, CA 94158 - 2134

Re: Grant No.EMW-2020-PU-00374

Dear William Scott:

Congratulations, on behalf of the Department of Homeland Security, your application for financial assistance submitted under the Fiscal Year (FY) 2020 Port Security Grant Program has been approved in the amount of \$1,161,830.00. As a condition of this award, you are required to contribute a cost match in the amount of \$387,278.00 of non-Federal funds, or 25 percent of the total approved project costs of \$1,549,108.00.

Before you request and receive any of the Federal funds awarded to you, you must establish acceptance of the award. By accepting this award, you acknowledge that the terms of the following documents are incorporated into the terms of your award:

- Agreement Articles (attached to this Award Letter)
- Obligating Document (attached to this Award Letter)
- FY 2020 Port Security Grant Program Notice of Funding Opportunity.
- FEMA Preparedness Grants Manual

Please make sure you read, understand, and maintain a copy of these documents in your official file for this award.

In order to establish acceptance of the award and its terms, please follow these instructions:

Step 1: Please log in to the ND Grants system at <https://portal.fema.gov>.

Step 2: After logging in, you will see the Home page with a Pending Tasks menu. Click on the Pending Tasks menu, select the Application sub-menu, and then click the link for "Award Offer Review" tasks. This link will navigate you to Award Packages that are pending review.

Step 3: Click the Review Award Package icon (wrench) to review the Award Package and accept or decline the award. Please save or print the Award Package for your records.

System for Award Management (SAM): Grant recipients are to keep all of their information up to date in SAM, in particular, your organization's name, address, DUNS number, EIN and banking information. Please ensure that the DUNS number used in SAM is the same one used to apply for all FEMA awards. Future payments will be contingent on the information provided in the SAM; therefore, it is imperative that the information is correct. The System for Award Management is located at <http://www.sam.gov>.

If you have any questions or have updated your information in SAM, please let your Grants Management Specialist (GMS) know as soon as possible. This will help us to make the necessary updates and avoid any interruptions in the payment process.

A handwritten signature in black ink, consisting of a stylized 'C' followed by a horizontal line and a small dot.

CHRISTOPHER PATRICK LOGAN GPD Assistant Administrator



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

AGREEMENT ARTICLES
Port Security Grant Program

GRANTEE: City & County of San Francisco
PROGRAM: Port Security Grant Program
AGREEMENT NUMBER: EMW-2020-PU-00374-S01

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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. Investments not listed in this Agreement Article are not approved for funding under this award.

- Investment 1: 3D Sonar System Upgrade is fully funded for \$96000.
- Investment 2: Vessel Thermal Camera System is fully funded for \$162036.
- Investment 3: ROV Operator's Training is fully funded for \$24950.
- Investment 4: Response Vessel Refirbishing is fully funded for \$24750.
- Investment 5: 11m RHIB Response Boat is fully funded for \$854094.

Article II - 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.

Article III - 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 Administering 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 as long as 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>.

6. 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 IV - 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 V - 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 VI - 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 VII - 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 VIII - Best Practices for Collection and Use of Personally Identifiable Information (PII)

Recipients who collect 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 personally identifiable information (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 and Privacy Template as useful resources respectively.

Article IX - 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 X - Civil Rights Act of 1968

Recipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. No. 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 XI - 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 XII - 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 XIII - 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 XIV - 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 XV - 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. No. 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 6 C.F.R. Part 17 and 44 C.F.R. Part 19.

Article XVI - Energy Policy and Conservation Act

Recipients must comply with the requirements of the Energy Policy and Conservation Act, Pub. L. No. 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 XVII - 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 prohibits 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 XVIII - 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 XIX - 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 XX - 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 XXI - 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 XXII - 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 XXIII - 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 XXIV - National Environmental Policy Act

Recipients must comply with the requirements of the National Environmental Policy Act of 1969 (NEPA), Pub. L. No. 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 XXV - 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 XXVI - 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 XXVII - 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 XXVIII - Patents and Intellectual Property Rights

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

Article 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. No. 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 - Rehabilitation Act of 1973

Recipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. No. 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 XXXI - 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 XXXII - 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 XXXIII - 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 XXXIV - 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 XXXV - 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 XXXVI - 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 XXXVII - 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 XXXVIII - 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 XXXIX - 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 XL - 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 XLI - Prior Approval for Modification of Approved Budget

Before making any change to the DHS/FEMA approved budget for this award, you must request prior written approval from DHS/FEMA where required by 2 C.F.R. Section 200.308. DHS/FEMA is also utilizing its discretion to impose an additional restriction under 2 C.F.R. Section 200.308(e) 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 DHS/FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget DHS/FEMA last approved. You must report any deviations from your DHS/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 XLII - Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its sub-recipients is no longer needed for the original project or program or for other activities currently or previously supported by DHS/FEMA, you must request instructions from DHS/FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. Section 200.313.

Article XLIII - Funding Hold: Environmental Planning and Historic Preservation (EHP) Compliance Hold

This award includes work, such as ground disturbance, that triggers an Environmental Planning and Historic Preservation (EHP) compliance review. A funding hold is placed on the following Investment/projects, and the recipient is prohibited from obligating, expending, or drawing down FY 2020 PSGP funds in the amount of \$854094 in support of the following Investment/projects, with a limited exception for any approved costs associated with the preparation, conduct, and completion of required EHP reviews. Refer to the FY 2020 PSGP Notice of Funding Opportunity (NOFO) and Preparedness Grants Manual (PGM) for further information on EHP requirements and other applicable program guidance, including FEMA Information Bulletin No. 404.

Investment #5: 11m RHIB Response Boat : \$854094

To release this hold, the recipient is required to obtain the required DHS/FEMA EHP compliance approval for this Investment pursuant to the FY 2020 PSGP NOFO and PGM. Failure to comply with this condition may jeopardize your ability to access and expend federal funds for the Investment/projects listed above. Please contact your DHS/FEMA GPD Headquarters Preparedness Officer to receive specific guidance regarding EHP compliance.

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

BUDGET COST CATEGORIES

Personnel

\$0.00

Fringe Benefits	\$0.00
Travel	\$13,293.00
Equipment	\$1,515,840.00
Supplies	\$0.00
Contractual	\$0.00
Construction	\$0.00
Indirect Charges	\$0.00
Other	\$19,975.00

Obligating Document for Award/Amendment

1a. AGREEMENT NO. EMW-2020-PU-00374-S01	2. AMENDMENT NO. ***	3. RECIPIENT NO. V00120485	4. TYPE OF ACTION AWARD	5. CONTROL NO. WX03529N2020T
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6. RECIPIENT NAME AND ADDRESS City & County of San Francisco 1245 3rd Street San Francisco, CA, 94158 - 2134	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
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9. NAME OF RECIPIENT PROJECT OFFICER Katie Lee	PHONE NO. 415-837-7116	10. NAME OF FEMA PROJECT COORDINATOR Central Scheduling and Information Desk Phone: 800-368-6498 Email: Askcsid@dhs.gov
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11. EFFECTIVE DATE OF THIS ACTION 09/01/2020	12. METHOD OF PAYMENT PARS	13. ASSISTANCE ARRANGEMENT Cost Reimbursement	14. PERFORMANCE PERIOD From: 09/01/2020 To: 08/31/2023 Budget Period 09/01/2020 08/31/2023
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1 5. DESCRIPTION OF ACTION
a. (Indicate funding data for awards or financial changes)

PROGRAM NAME ACRONYM	CFDA NO.	ACCOUNTING DATA (ACCS CODE) XXXX-XXX-XXXXXX-XXXXX-XXXX-XXXX-X	PRIOR TOTAL AWARD	AMOUNT AWARDED THIS ACTION + OR (-)	CURRENT TOTAL AWARD	CUMULATIVE NON-FEDERAL COMMITMENT
Port Security Grant Program	97.056	2020-FA-GC01-P410- -4101-D	\$0.00	\$1,161,830.00	\$1,161,830.00	See Totals
			\$0.00	\$1,161,830.00	\$1,161,830.00	\$387,278.00

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 (Name and Title) ,	DATE
18. FEMA SIGNATORY OFFICIAL (Name and Title)  BERTRAM NMN MCKEITHEN JR , Assistance Officer	DATE Thu Sep 03 14:19:08 GMT 2020



FEMA

February 17, 2021

Patrick Leung
Chief Financial Officer
San Francisco Police Department
1245 3rd Street, 6th Floor
San Francisco, CA 94158

Dear Mr. Leung:

Thank you for your letter requesting that the Federal Emergency Management Agency (FEMA) Grant Programs Directorate (GPD) waive the 25 percent match requirement for the following Investment Justifications associated with Port Security Grant Program award # EMW-2020-PU-00374:

- Investment 1: 3D Sonar System Upgrade
- Investment 2: Vessel Thermal Camera System
- Investment 3: ROV Operator's Training
- Investment 4: Response Vessel Refurbishing
- Investment 5: 11m RHIB Response Boat

As you know, 46 U.S.C. § 70107(c) requires the Federal share of any eligible project not exceed 75 percent of the total cost of such project, but 46 U.S.C. § 70107(c)(2)(B) permits a waiver of this requirement if the Secretary determines that a proposed project merits support and cannot be undertaken without a higher rate of Federal support. After review of your written justification and the critical mission that these funds will serve, it has been determined that this request meets this exception. This request is hereby approved pursuant to the authority provided by 46 U.S.C. § 70107(c)(2)(B).

As a reminder, future cost-share waiver requests must also be submitted to GPD for prior approval. Please contact your Preparedness Officer, Matthew Patterson, at matthew.patterson@fema.dhs.gov if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Stacey N. Street".

Stacey N. Street
Director
Office of Grants Administration

Mr. Leung

Page 2

Cc: Tammy Littrell, Regional Administrator (Acting), FEMA Region IX
Kerry Thomas, Director, Preparedness Grants Division
Paulene Graham, Division Director, FEMA Region IX
Virginia Warren, Deputy Director, Preparedness Grants Division
RJ Gatza, Branch Chief, Preparedness Grants Division
Duane Davis, Section Chief, Preparedness Grants Division
Matthew Patterson, Preparedness Officer, Preparedness Grants Division
Official Grant File



The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

June 3, 2021

Honorable Board of Supervisors
City Hall, Room 244
#1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

Dear Honorable Supervisors:

At the meeting of the Police Commission on Wednesday, June 2, 2021, the following resolution was adopted:

RESOLUTION NO. 21-49

APPROVAL TO ADOPT A RESOLUTION URGING THE BOARD OF SUPERVISORS TO AUTHORIZE THE CHIEF OF POLICE TO ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF \$1,161,830 FROM THE DEPARTMENT OF HOMELAND SECURITY FEDERAL EMERGENCY MANAGEMENT AGENCY (DHS/FEMA) TO UPGRADE EXISTING 3D SONAR SYSTEM, PURCHASE A VESSEL MOUNTED THERMAL CAMERA SYSTEM, SEND MEMBERS TO ADVANCE UNDERWATER ROV OPERATIONS TRAINING, REFURBISH AND PERFORM DECK SAFETY UPGRADES ON EXISTING RESPONSE VESSEL, AND PURCHASE A RESPONSE VESSEL FOR THE PERIOD OF SEPTEMBER 1, 2020 AND ENDING ON AUGUST 31, 2023, AND WAIVING INDIRECT COSTS

RESOLVED, that the Police Commission hereby urge the Board of Supervisors to authorize the Chief of Police to accept and expend a grant in the amount of \$1,161,830 from the Department of Homeland Security Federal Emergency Management Agency (DHS/FEMA) to upgrade existing 3D Sonar System, purchase a Vessel Mounted thermal Camera System, send members to Advance Underwater ROV Operations Training, refurbish and perform deck safety upgrades on existing response vessel, and purchase a response vessel for the period of September 1, 2020 and ending on August 31, 2023 and waiving indirect costs

AYES: Commissioners Cohen, Elias, Brookter, Hamasaki, Yee, Byrne

Very truly yours,

Sergeant Stacy Youngblood
Secretary
THE POLICE COMMISSION

1211/rct

cc: Grants Unit

MALIA COHEN
President

CINDY ELIAS
Vice President

JOHN HAMASAKI
Commissioner

DION-JAY BROOKTER
Commissioner

LARRY YEE
Commissioner

JAMES BYRNE
Commissioner

Sergeant Stacy Youngblood
Secretary



LONDON N. BREED
MAYOR

CITY AND COUNTY OF SAN FRANCISCO
POLICE DEPARTMENT
HEADQUARTERS
1245 3RD Street
San Francisco, California 94158



WILLIAM SCOTT
CHIEF OF POLICE

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: San Francisco Police Department
DATE: April 30, 2021
SUBJECT: Accept and Expend Resolution for Subject Grant
GRANT TITLE: Port Security Grant Program – FY 2020 Funds

Attached please find the original* and 1 copy of each of the following:

- 01** - Proposed grant resolution; original* signed by Department, Mayor, Controller
- 02** - Grant information form, including disability checklist
- 03** - Grant budget
Grant application *
- 04** - Grant award letter from funding agency
Ethics Form 126 (if applicable)
Contracts, Leases/Agreements (if applicable)
- 05** - Other (Explain): **Cost-share Waiver Approval Letter**

* **Department of Homeland Security grant applications contain sensitive security information (SSI) that funder prohibits being shared publicly.**

Special Timeline Requirements:

Departmental representative to receive a copy of the adopted resolution:

Name: **Patrick Leung / Katherine Chiu** Phone: **415-837-7211**

Interoffice Mail Address: **SFPD Fiscal, 1245 3rd Street, 6th Floor**

Certified copy required Yes No

(Note: certified copies have the seal of the City/County affixed and are occasionally required by funding agencies. In most cases ordinary copies without the seal are sufficient).

From: [Peacock, Rebecca \(MYR\)](#)
To: [BOS Legislation, \(BOS\)](#)
Cc: [Kittler, Sophia \(MYR\)](#); [Chiu, Katherine \(POL\)](#); [Leung, Patrick \(POL\)](#); [Lynn, Andrea \(MYR\)](#)
Subject: Mayor -- [Resolution] -- [Accept and Expend Grant – Retroactive - FY 2020 Department of Homeland Security Federal Emergency Management Agency (DHS/FEMA) Port Security Grant Program (PSGP) - \$1,161,830]
Date: Tuesday, July 13, 2021 4:19:17 PM
Attachments: [A&E_POL_Port Security Grant Program.zip](#)

Attached for introduction to the Board of Supervisors is a **resolution retroactively authorizing the Police Department to accept and expend a grant in the amount of \$1,161,830 from the Department of Homeland Security Federal Emergency Management Agency (DHS/FEMA) to upgrade existing 3D Sonar System, purchase a Vessel Mounted Thermal Camera System, send members to Advanced Underwater ROV Operations Training, refurbish and perform deck safety upgrades on existing response vessel, and purchase a response vessel for the period of September 1, 2020 and ending on August 31, 2023 and waiving indirect costs.**

Please let me know if you have any questions.

Rebecca Peacock ([they/them](#))
(415) 554-6982 | Rebecca.Peacock@sfgov.org
Office of Mayor London N. Breed
City & County of San Francisco