

File No. 220198

Committee Item No. 9

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Budget and Finance Committee Date _____

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)

- Project Narrative _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____

Completed by: Brent Jalipa Date May 6, 2022

Completed by: Brent Jalipa Date _____

1 [Accept and Expend Grant - Retroactive - Amend the Annual Salary Ordinance - United
2 States Homeland Security - Targeted Violence and Terrorism Prevention Grant -
3 \$1,060,924]

4 **Ordinance retroactively authorizing the Department of Emergency Management, as**
5 **fiscal agent for the Bay Area Urban Areas Security Initiative, to accept and expend an**
6 **increase in Fiscal Year 2021 Targeted Violence and Terrorism Prevention grant funds**
7 **in the amount of \$60,924 for a total amount of \$1,060,924 from the United States**
8 **Department of Homeland Security for the period of October 1, 2021, through**
9 **September 30, 2023; and amending Ordinance No. 096-21 (Annual Salary Ordinance,**
10 **File No. 210642 for Fiscal Years 2021-2022 and 2022-2023) to provide for the addition**
11 **of one (1) grant-funded position, in Class 0932 Manager IV.**

12 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
13 **Additions to Codes** are in *single-underline italics Times New Roman font*.
14 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
15 **Board amendment additions** are in double-underlined Arial font.
16 **Board amendment deletions** are in ~~strikethrough Arial font~~.
17 **Asterisks (* * * *)** indicate the omission of unchanged Code
18 subsections or parts of tables.

19 Be it ordained by the People of the City and County of San Francisco:

20 **Section 1. Findings**

21 (a) The Fiscal Year (FY) 2021 Targeted Violence and Terrorism Prevention
22 (TVTP) Grant, as appropriated by the *Department of Homeland Security*
23 *Appropriations Act, 2021* (Pub. L. No. 116-260), seeks to provide funding to
24 implement local prevention frameworks and explore innovative approaches
25 to preventing targeted violence and terrorism.

- 1 (b) The FY21 TVTP Grant Program has four (4) priorities: preventing domestic
2 violent extremism; enhancing local threat assessment and management
3 capabilities; implementing innovative solutions for preventing targeted
4 violence and terrorism; and challenging online violence mobilization
5 narratives.
- 6 (c) The City and County of San Francisco, the Cities of Oakland and San Jose,
7 and the Counties of Alameda and Santa Clara, as well as the counties of
8 Contra Costa, Marin, Monterey, San Mateo, and Sonoma (collectively, the
9 “partner jurisdictions”), maintain a Memorandum of Understanding (MOU)
10 that sets forth their agreement regarding the objectives, governance
11 structures, responsibilities, and financial agreements to use in applying for,
12 allocating, and distributing Urban Areas Security Initiative (UASI) and other
13 Homeland Security grant funds to the Bay Area Urban Area, and
14 established the Bay Area UASI Approval Authority (Approval Authority) as
15 the body with oversight over the UASI program for the Bay Area urban area.
- 16 (d) Since 2006, this MOU has designated the City and County of San Francisco
17 as the primary grantee and fiscal agent for UASI and other Homeland
18 Security grant funds to the Bay Area Urban Area.
- 19 (e) In FY 2020, the Department of Emergency Management (DEM),
20 representing the partner jurisdictions, applied for and received a total grant
21 award in the amount of \$830,242 from the FY2020 TVTP Grant.
- 22 (f) In the FY21-22 adopted budget, the FY2021 TVTP grant amount allocated
23 was \$1,000,000 based on an anticipated increase in funding.
- 24 (g) The final amount awarded to the Bay Area in FY2021 was \$1,060,924, which
25 is an increase of \$60,924 over the budgeted amount.

1 (h) San Francisco Administrative Code 10.170.1 requires that an increase in
2 grant awards above \$50,000 be approved by the Board of Supervisors.

3 (i) The grant award period is from October 1, 2021, to September 30, 2023, and
4 therefore approval of this legislation is requested on a retroactive basis.

5 (j) The grant allows for indirect costs and the approved amount of indirect costs
6 is \$57,271.

7
8 **Section 2. Authorization to Accept and Expend Grant Funds**

9 (a) The Board of Supervisors hereby authorizes DEM to retroactively accept and
10 expend, as fiscal agent on behalf of the Bay Area UASI and all partner jurisdictions, TVTP
11 Grant funds in the amount of \$1,060,924 to conduct training classes and other activities that
12 implement local prevention frameworks and innovative activities to prevent domestic violent
13 extremism.

14 (b) The Board of Supervisors hereby authorizes the DEM Executive Director, or
15 the Executive Director's designee, to furnish whatever additional information or assurances
16 DHS may request in connection with the TVTP Grant, to execute any and all agreements or
17 other documents, and to take any other steps necessary to accept, distribute and expend
18 the grant funds.

19
20 **Section 3. Grant funded positions; Amendment to Fiscal Years 2021-2022 and**
21 **2022-2023 Annual Salary Ordinance.**

22 The hereinafter designated sections and items of Ordinance No. 096-21 (Annual
23 Salary Ordinance File No. 210642 for FYs 2021-2022 and 2022-2023) are hereby amended
24 to add one (1) position to the Department of Emergency Management as follows:
25

1 Department: DEM (077) Department of Emergency Management
2 Program: Targeted Violence and Terrorism Prevention
3 Fund: 13560
4 Project ID:
5

Amendment	No. of Positions	Class	Compensation Schedule	Department
Add in FY 21-22	1 FTE	0932 Manager IV	\$7,049 Biweekly	DEM

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 APPROVED AS TO FORM:

2

3

4 By: /s/_____

5 CHRISTINA FLETES-ROMO

6 Deputy City Attorney

7

8

9 APPROVED: /s/_____

10 MAYOR'S OFFICE

11

12

13 APPROVED: /s/_____

14 BEN ROSENFELD

15 Controller

16

17 RECOMMENDED:

18

19 /s/_____

20 MARY ELLEN CARROLL

21 Executive Director

22 Department of Emergency Management

23

24

25

APPROVED AS TO CLASSIFICATION

DEPARTMENT OF HUMAN RESOURCES

By: /s/_____

CAROL ISEN

Human Resources Director

LEGISLATIVE DIGEST

[Accept and Expend Grant - Retroactive - Amend the Annual Salary Ordinance - United States Homeland Security - Targeted Violence and Terrorism Prevention Grant - \$1,060,924]

Ordinance retroactively authorizing the Department of Emergency Management, as fiscal agent for the Bay Area Urban Areas Security Initiative, to accept and expend an increase in Fiscal Year 2021 Targeted Violence and Terrorism Prevention grant funds in the amount of \$60,924 for a total amount of \$1,060,924 from the United States Department of Homeland Security for the period of October 1, 2021, through September 30, 2023; and amending Ordinance No. 096-21 (Annual Salary Ordinance, File No. 210642 for Fiscal Years 2021-2022 and 2022-2023) to provide for the addition of one (1) grant-funded position, in Class 0932 Manager IV.

Background Information

The purpose of the U.S. Department of Homeland Security (DHS) Targeted Violence and Terrorism Prevention program is to provide funding to implement local prevention frameworks and explore innovative approaches to preventing targeted violence and terrorism. It uses four priorities: preventing domestic violent extremism; enhancing local threat assessment and management capabilities; implementing innovative solutions for preventing targeted violence and terrorism; and challenging online violence mobilization narratives.

The UASI Approval Authority, the region's governing body, is responsible for decisions regarding application, allocation, and distribution of homeland security grant funds. Under an agreement with the Bay Area UASI jurisdictions, and at the direction of the Approval Authority, San Francisco is the primary grantee and fiscal agent for purposes of receiving and distributing TVTP funds. The City and County of San Francisco, as fiscal agent and representative of the Bay Area UASI, applied for and receive a total grant award of \$1,060,924.

TVTP grant funds from this award will be used to fund: (1) a contractor to develop Cross-Sector Threat Assessment Training and a Best Practices Template to enhance capabilities to recognize and prevent terrorism and targeted violence through customized, sector, and/or target specific training and toolkits; (2) a contractor to create **Mitigation of Terrorist Use of the Internet and On-line Platforms Training** to increase awareness of how terrorists use the internet and online platforms and provide mitigation strategies for the technology, law enforcement, academic and whole community partners; (3) a contractor to develop and conduct **Media Literacy Training** to increase media literacy and on-line critical thinking skills in the Bay Area to provide in person and online awareness level training on media literacy and online critical thinking; and (4) a contractor to work with schools to develop a program for **Mental Health**

Awareness Student Film Creation and Contest to build youth resilience and mental health promotion skills by empowering high school students to create short films to focus on mental health awareness and compete in a contest; (5) Management and Administration, (6) Indirect Costs, and (7) one (1) Class 0932 Manager IV position within DEM, for the period of March –June 2022.

The grant period is from October 1, 2021, to September 30, 2023. Because the grant performance period began prior to the grant award, the word “retroactive” has been included in the legislative language.

Proposed Ordinance

The proposed ordinance authorizes the DEM, on behalf of the City and County of San Francisco, as the fiscal agent for the UASI Approval Authority, to retroactively accept and expend TVTP grant funds in the amount of \$1,060,924 from the DHS. Further, the proposed ordinance authorizes the DEM Executive Director to take any additional steps necessary to accept, distribute and expend the grant funds.

Pursuant to Administrative Code §10.170-1(b), the ordinance also amends the Annual Salary Ordinance, FY 2021-22 and FY 2022-2023, to reflect the addition of one (1) grant-funded position at the DEM, by adding one (1) Class 0932 Manager IV.

File Number: 220198
(Provided by Clerk of Board of Supervisors)

Grant Ordinance Information Form
(Effective July 2011)

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

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

1. Grant Title: FY 21 Targeted Violence and Terrorism Prevention
2. Department: Department of Emergency Management
3. Contact Person: Mary Landers Telephone: (415) 353-5225
4. Grant Approval Status (check one):
 Approved by funding agency Not yet approved
5. Amount of Grant Funding Approved or Applied for: \$1,060,924
6. a. Matching Funds Required: \$ N/A
b. Source(s) of matching funds (if applicable):
7. a. Grant Source Agency: US Department of Homeland Security (DHS)
b. Grant Pass-Through Agency (if applicable):
8. Proposed Grant Project Summary: For the purpose of implementing local prevention frameworks and explore innovative approaches to preventing targeted violence and terrorism.
9. Grant Project Schedule, as allowed in approval documents, or as proposed:
Start-Date: October 1,2021 End-Date: September 30, 2023
10. Number of new positions created and funded: 1
11. Explain the disposition of employees once the grant ends? Employee positions cease at grant's end.
12. a. Amount budgeted for contractual services: \$683,800
b. Will contractual services be put out to bid? Yes
c. If so, will contract services help to further the goals of the Department's Local Business Enterprise (LBE) requirements? No. Federal grant does not allow.
d. Is this likely to be a one-time or ongoing request for contracting out? One time.
13. a. Does the budget include indirect costs?
 Yes No
b. 1. If yes, how much? \$57,271
2. How was the amount calculated? Calculated amount is 5.71% of the total direct costs of \$1,003,653 and is less than the 10% de minimis rate allowed by the grant.
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?
14. Any other significant grant requirements or comments:

****Disability Access Checklist****

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

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> Existing Site(s) | <input type="checkbox"/> Existing Structure(s) | <input checked="" type="checkbox"/> Existing Program(s) or Service(s) |
| <input type="checkbox"/> Rehabilitated Site(s) | <input type="checkbox"/> Rehabilitated Structure(s) | <input type="checkbox"/> New Program(s) or Service(s) |
| <input checked="" type="checkbox"/> New Site(s) | <input type="checkbox"/> New Structure(s) | |

16. 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 access laws and regulations and will allow the full inclusion of persons with disabilities, or will require unreasonable hardship exceptions, as described in the comments section:

Comments:

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

Sandy Chan

(Name)

Human Resources Manager

(Title)

Date Reviewed: 1/10/22

DocuSigned by:

Sandy Chan

4FB15820333848B...

(Signature Required)

Overall Department Head or Designee Approval:

Mary Ellen Carroll

(Name)

Executive Director

(Title)

Date Reviewed: 1/10/22

DocuSigned by:

Mary Ellen Carroll

29E685E5254A4E0

(Signature Required)

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

Mary Landers
City and County San Francisco Department of Emergency Management
711 Van Ness Ave.
#420
San Francisco, CA 94102 - 6027

Re: Grant No. EMW-2021-GR-00083

Dear Mary Landers:

Congratulations, on behalf of the Department of Homeland Security, your application for financial assistance submitted under the Fiscal Year (FY) 2021 Targeted Violence and Terrorism Prevention Grant Program has been approved in the amount of \$1,060,924.00. You are not required to match this award with any amount of non-Federal funds.

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 2021 Targeted Violence and Terrorism Prevention Grant Program Notice of Funding Opportunity.

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.

CHRISTOPHER PATRICK LOGAN GPD Assistant Administrator

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

AGREEMENT ARTICLES
Targeted Violence and Terrorism Prevention Grant Program

GRANTEE: City and County San Francisco
Department of Emergency Management
PROGRAM: Targeted Violence and Terrorism
Prevention Grant Program
AGREEMENT NUMBER: EMW-2021-GR-00083-S01

TABLE OF CONTENTS

Article I	Limited English Proficiency (Civil Rights Act of 1964, Title VI)
Article II	Universal Identifier and System of Award Management
Article III	Americans with Disabilities Act of 1990
Article IV	SAFECOM
Article V	Disposition of Equipment Acquired Under the Federal Award
Article VI	Rehabilitation Act of 1973
Article VII	National Environmental Policy Act
Article VIII	Acknowledgement of Federal Funding from DHS
Article IX	USA PATRIOT Act of 2001
Article X	Age Discrimination Act of 1975
Article XI	Civil Rights Act of 1964 - Title VI
Article XII	Acceptance of Post Award Changes
Article XIII	Notice of Funding Opportunity Requirements
Article XIV	Trafficking Victims Protection Act of 2000 (TVPA)
Article XV	Non-Supplanting Requirement
Article XVI	Drug-Free Workplace Regulations

Article XVII	Prior Approval for Modification of Approved Budget
Article XVIII	Environmental Planning and Historic Preservation (EHP) Review
Article XIX	Federal Leadership on Reducing Text Messaging while Driving
Article XX	DHS Specific Acknowledgements and Assurances
Article XXI	Best Practices for Collection and Use of Personally Identifiable Information
Article XXII	Civil Rights Act of 1968
Article XXIII	Debarment and Suspension
Article XXIV	Activities Conducted Abroad
Article XXV	Energy Policy and Conservation Act
Article XXVI	Procurement of Recovered Materials
Article XXVII	Terrorist Financing
Article XXVIII	Hotel and Motel Fire Safety Act of 1990
Article XXIX	Duplication of Benefits
Article XXX	Fly America Act of 1974
Article XXXI	Reporting of Matters Related to Recipient Integrity and Performance
Article XXXII	Lobbying Prohibitions
Article XXXIII	False Claims Act and Program Fraud Civil Remedies
Article XXXIV	Federal Debt Status
Article XXXV	Nondiscrimination in Matters Pertaining to Faith-Based Organizations
Article XXXVI	Education Amendments of 1972 (Equal Opportunity in Education Act) - Title IX
Article XXXVII	Copyright
Article XXXVIII	Reporting Subawards and Executive Compensation

Article XXXIX	Use of DHS Seal, Logo and Flags
Article XL	Whistleblower Protection Act
Article XLI	Assurances, Administrative Requirements, Cost Principles, Representations and Certifications
Article XLII	Patents and Intellectual Property Rights
Article XLIII	Performance Measures
Article XLIV	Funding Hold: Indirect Cost Rate Information Required
Article XLV	Funding Hold: Additional Information Required

Article I - 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 II - 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 III - 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 IV - 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 V - 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 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 - 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 XII - 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 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 - 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 XVII - 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 XVIII - 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. In order to initiate EHP review of your project(s), you must submit a detailed project description along with supporting documentation. 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 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 - 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 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 - 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 XXIV - 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 XXV - 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 XXVI - 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 XXVII - 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 XXVIII - 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 XXIX - 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 XXX - 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 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 - 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 XXXIII - 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 XXXIV - 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 XXXV - 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 XXXVI - 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 XXXVII - 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 XXXVIII - 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 XXXIX - 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 XL - 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 XLI - 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 XLII - 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 XLIII - Performance Measures

The DHS Center for Prevention Programs and Partnerships (CP3) will measure the recipient's performance in accordance with all required measures for each project type as identified in Appendix B of the Notice of Funding Opportunity (NOFO). The recipient's Implementation and Measurement Plan (IMP), submitted with their application package, must outline the recipient's timelines, data collection methods, outputs and performance measurements for all proposed activities in accordance with the required measures within Appendix B, and must be approved by CP3 prior to program implementation as stated in the NOFO. Recipient shall submit performance data quarterly to be measured against their DHS-approved IMP, and will meet regularly with DHS CP3 to assess ongoing progress. The recipient shall support and facilitate DHS CP3 Grants site visits to assess performance when applicable.

Article XLIV - Funding Hold: Indirect Cost Rate Information Required

FEMA has placed a funding hold on this award, and \$96,447.00 budgeted for indirect costs is on hold in the FEMA financial systems. The recipient is prohibited from obligating, expending, or drawing down the funds identified in this Article.

To release the funding hold, the recipient must provide a fully executed indirect cost rate agreement negotiated between the recipient and its cognizant Federal agency or a proposal. If the recipient does not have a current indirect cost agreement or

proposal, or if the recipient wants to charge the de minimis rate or use a cost allocation plan, the recipient must contact the relevant Program Analyst or Grants Management Specialist for further instructions.

If you believe this funding hold was placed in error, please contact the relevant Program Analyst or Grants Management Specialist.

Article XLV - Funding Hold: Additional Information Required

FEMA has placed a funding hold on this award, and \$1,060,924.00 is on hold in the FEMA financial systems. The recipient is prohibited from obligating, expending, or drawing down the funds associated with the following projects/investments.

To release the funding hold, the recipient must provide a detailed cost breakdown and justification for the projects/investments listed above. FEMA will rescind the funding hold upon its review and approval of the detailed cost breakdown and justification.

If you believe this funding hold was placed in error, please contact the relevant Program Analyst or Grants Management Specialist.

BUDGET COST CATEGORIES

Personnel	\$85,477.00
Fringe Benefits	\$0.00
Travel	\$0.00
Equipment	\$0.00
Supplies	\$0.00
Contractual	\$879,000.00
Construction	\$0.00
Indirect Charges	\$96,447.00
Other	\$0.00

Obligating Document for Award/Amendment

1a. AGREEMENT NO. EMW-2021-GR-00083-S01	2. AMENDMENT NO. ***	3. RECIPIENT NO. V00147503	4. TYPE OF ACTION AWARD	5. CONTROL NO. WX03559N2021T
6. RECIPIENT NAME AND ADDRESS City and County San Francisco Department of Emergency Management 711 Van Ness Ave. #420 San Francisco, CA, 94102 - 6027	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 Mary Landers	PHONE NO. 4153535225	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 10/01/2021	12. METHOD OF PAYMENT PARS	13. ASSISTANCE ARRANGEMENT Cost Reimbursement	14. PERFORMANCE PERIOD From: 10/01/2021 To: 09/30/2023 Budget Period 10/01/2021 09/30/2023	

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
Targeted Violence and Terrorism Prevention Grant Program	97.132	2021-F1-GT01-P410- -4101-D	\$0.00	\$1,060,924.00	\$1,060,924.00	See Totals
			\$0.00	\$1,060,924.00	\$1,060,924.00	\$0.00

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)
Targeted Violence and Terrorism Prevention 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) NICA DANIELLE MATHES , Section Chief	DATE Thu Sep 09 13:24:15 GMT 2021



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

City and County San Francisco Department of Emergency Management
Mary Landers
711 Van Ness Ave.
#420
San Francisco, CA 94102 - 6027
Re: Amendment #: EMW-2021-GR-00083-A03

Dear Mary Landers,

The amendment to change the award information for Fiscal Year (FY) 2021 Targeted Violence and Terrorism Prevention (TVTP) (Award #: EMW-2021-GR-00083-S01) has been approved on 12/01/2021. The changes to the award information are listed below.

Budget Change:

Budget Class	Previous Amount	Adjusted Amount
Personnel	\$85,477.00	\$190,996.00
Fringe Benefits	\$0.00	\$78,857.00
Travel	\$0.00	\$0.00
Equipment	\$0.00	\$0.00
Supplies	\$0.00	\$0.00
Contractual	\$879,000.00	\$683,800.00
Construction	\$0.00	\$0.00
Indirect Charges	\$96,447.00	\$57,271.00
Other	\$0.00	\$50,000.00
Total	\$1,060,924.00	\$1,060,924.00

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.

Sarah S. Scott

DEBORAH SUSAN SCOTT
Assistance Officer



AGREEMENT ARTICLES
Targeted Violence and Terrorism Prevention Grant Program

GRANTEE: City and County San Francisco
Department of Emergency Management

ORGANIZATION EIN: 946000417

ORGANIZATION DUNS: 070384255

ORGANIZATION UEI: MYM4VNNBN6T9

ORGANIZATION TYPE: City or township governments

ORGANIZATION CONGRESSIONAL DISTRICT CODE: CA-12

ORGANIZATION PHYSICAL ADDRESS: 711 Van Ness Ave.
San Francisco, CA 94102 - 6027

ORGANIZATION MAILING ADDRESS: 711 Van Ness Ave.
San Francisco, CA -

PROGRAM: Targeted Violence and Terrorism
Prevention Grant Program

SOLICITATION NAME: Fiscal Year (FY) 2021 Targeted Violence
and Terrorism Prevention (TVTP)

SOLICITATION YEAR: 2021

SOLICITATION DESCRIPTION: Overview From its founding, one of the primary missions of the Department of Homeland Security has been to "prevent terrorist attacks within the United States." In the wake of the 9/11 attacks, DHS used this mandate to develop nationwide capabilities that help to detect and disrupt terrorist plots directed from overseas. Examples of these capabilities included stopping terrorist travel with enhanced law enforcement and intelligence capabilities and ensuring that state, local, tribal, and territorial (SLTT) governments were integrated in this mission as part of a holistic approach to preparedness. In the last decade, the terrorist threat has evolved. Domestic terrorists have caused more deaths in the United States in recent years than have terrorists connected to foreign terrorist organizations (FTOs). Domestic terrorist attacks and hate crimes sometimes

overlap, as perpetrators of prominent domestic terrorist attacks have selected their targets based on factors such as: race, ethnicity, national origin, religion, sexual orientation, gender, and gender identity. In assessing the terrorist threat, the DHS 2020 Homeland Threat Assessment finds that domestic violent extremists, to include violent white supremacists, are "the most persistent and lethal threat in the Homeland." Since 2018, violent white supremacist extremists have conducted more lethal attacks in the United States than any other violent extremist movement. While lone offenders, as opposed to cells or organizations, are the most common perpetrators, lone offenders are also most often part of a broader movement and will sometimes engage in outreach with like-minded individuals abroad in order to expand their violent extremist networks. Violent white supremacist extremists' outlook can generally be characterized by hatred for immigrants and ethnic minorities, often combining these prejudices with virulent anti-Semitism, anti-Muslim, and anti-LGBTQ+ views. Additionally, FTOs such as Al-Qa'eda and ISIS continue to leverage digital communication platforms to inspire domestically-based individuals to commit terrorist attacks with little to no training and preparation. Furthermore, we have seen individuals commit or plan mass casualty attacks with no clear nexus to a violent ideology, devastating hometowns across America. The latest research continues to show that the risk factors for individuals being radicalized to violence are similar across the ideological spectrum, and that other acts of targeted violence also share many of those risk factors. The Fiscal Year 2021 (FY21) Targeted Violence and Terrorism Prevention (TVTP) Grant Program is a critical support for the development of local prevention frameworks that address priority areas and diverse threats. These frameworks are called for by the Department's Strategic Framework and align with the Department's goal to "Counter Terrorism and Homeland Security Threats," as described in the DHS Strategic Plan for Fiscal Years 2020-2024. It builds off the lessons learned and promising practices from the department's past and ongoing activities and seeks to make awards to projects that will build local capacity

to prevent targeted violence and all forms of terrorism. Objectives The FY21 TVTP Grant Program seeks to provide funding to implement local prevention frameworks and explore innovative approaches to preventing targeted violence and terrorism. Applications are being sought in three application tracks: Promising Practices-Single Project, Promising Practices-Multiple Projects, and Innovation. Each track, as explained in Appendix A, supports the development of local prevention frameworks in accordance with the 2019 DHS Strategic Framework. Local prevention frameworks and the approaches sought in the Innovation track support terrorism prevention objectives in the March 2021 Interim National Security Strategic Guidance, to align resources to evolving threats. The objectives of the TVTP Grant Program align with the objectives of developing local prevention frameworks (see Appendix A for additional details): Raising awareness of radicalization to violence, Raising awareness of the risk factors for - and the protective factors against - radicalization to violence, Ensuring members of the local community engage the broadest set of local stakeholders that sustain trusted partnerships and increased communications addressing radicalization to violence, Ensuring members of the local community have the ability to act on their awareness training by knowing how to contact - and understanding the role of - threat assessment and management teams, Ensuing members of the local community have access to multi-disciplinary threat assessment and management teams, and Ensuring the local community has a variety of programs that address risk factors while also providing services supporting threat management approaches. The TVTP Grant Program seeks to provide funding to applications that align with these objectives and that protect privacy, civil rights, and civil liberties. Please see Appendix D for research, logic model, performance measurement, and other resources that can be referenced to design project proposals. Priorities The FY21 TVTP Grant Program has the following priorities: Preventing Domestic Violent Extremism Enhancing Local Threat Assessment and Management Capabilities Implementing Innovative

AMENDMENT NUMBER:

Name of the AO who signed the amendment

DEBORAH

SCOTT

TABLE OF CONTENTS

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

Article II - Universal Identifier and System of Award Management

Article III - Americans with Disabilities Act of 1990

Article IV - SAFECOM

Article V - Disposition of Equipment Acquired Under the Federal Award

Article VI - Rehabilitation Act of 1973

Article VII - National Environmental Policy Act

Article VIII - Acknowledgement of Federal Funding from DHS

Article IX - USA PATRIOT Act of 2001

Article X - Age Discrimination Act of 1975

Article XI - Civil Rights Act of 1964 - Title VI

Article XII - Acceptance of Post Award Changes

Article XIII - Notice of Funding Opportunity Requirements

Article XIV - Trafficking Victims Protection Act of 2000 (TVPA)

Article XV - Non-Supplanting Requirement

Article XVI - Drug-Free Workplace Regulations

Article XVII - Prior Approval for Modification of Approved Budget

Article XVIII - Environmental Planning and Historic Preservation (EHP) Review

Article XIX - Federal Leadership on Reducing Text Messaging while Driving

Article XX - DHS Specific Acknowledgements and Assurances

Article XXI - Best Practices for Collection and Use of Personally Identifiable Information

Article XXII - Civil Rights Act of 1968

Article XXIII - Debarment and Suspension

Article XXIV - Activities Conducted Abroad

Article XXV - Energy Policy and Conservation Act

Article XXVI - Procurement of Recovered Materials

Article XXVII - Terrorist Financing

Article XXVIII - Hotel and Motel Fire Safety Act of 1990

Article XXIX - Duplication of Benefits

Article XXX - Fly America Act of 1974

Article XXXI - Reporting of Matters Related to Recipient Integrity and Performance

Article XXXII - Lobbying Prohibitions

Article XXXIII - False Claims Act and Program Fraud Civil Remedies

Article XXXIV - Federal Debt Status

Article XXXV - Nondiscrimination in Matters Pertaining to Faith-Based Organizations

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

Article XXXVII - Copyright

Article XXXVIII - Reporting Subawards and Executive Compensation

Article XXXIX - Use of DHS Seal, Logo and Flags

Article XL - Whistleblower Protection Act

Article XLI - Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

Article XLII - Patents and Intellectual Property Rights

Article XLIII - Performance Measures

Article XLIV - Funding Hold: Indirect Cost Rate Information Required

Article XLV - Funding Hold: Additional Information Required

Article I - 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 II - 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 III - 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 IV - 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 V - 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 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 - 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 XII - 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 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 - 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 XVII - 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 XVIII - 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. In order to initiate EHP review of your project(s), you must submit a detailed project description along with supporting documentation. 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 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 - 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 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 - 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 XXIV - 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 XXV - 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 XXVI - 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 XXVII - 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 XXVIII - 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 XXIX - 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 XXX - 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 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 - 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 XXXIII - 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 XXXIV - 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 XXXV - 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 XXXVI - 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 XXXVII - 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 XXXVIII - 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 XXXIX - 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 XL - 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 XLI - 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 XLII - 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 XLIII - Performance Measures

The DHS Center for Prevention Programs and Partnerships (CP3) will measure the recipient's performance in accordance with all required measures for each project type as identified in Appendix B of the Notice of Funding Opportunity (NOFO). The recipient's Implementation and Measurement Plan (IMP), submitted with their application package, must outline the recipient's timelines, data collection methods, outputs and performance measurements for all proposed activities in accordance with the required measures within Appendix B, and must be approved by CP3 prior to program implementation as stated in the NOFO. Recipient shall submit performance data quarterly to be measured against their DHS-approved IMP, and will meet regularly with DHS CP3 to assess ongoing progress. The recipient shall support and facilitate DHS CP3 Grants site visits to assess performance when applicable.

Article XLIV - Funding Hold: Indirect Cost Rate Information Required

FEMA has placed a funding hold on this award, and \$96,447.00 budgeted for indirect costs is on hold in the FEMA financial systems. The recipient is prohibited from obligating, expending, or drawing down the funds identified in this Article.

To release the funding hold, the recipient must provide a fully executed indirect cost rate agreement negotiated between the recipient and its cognizant Federal agency or a proposal. If the recipient does not have a current indirect cost agreement or proposal, or if the recipient wants to charge the de minimis rate or use a cost allocation plan, the recipient must contact the relevant Program Analyst or Grants Management Specialist for further instructions.

If you believe this funding hold was placed in error, please contact the relevant Program Analyst or Grants Management Specialist.

Article XLV - Funding Hold: Additional Information Required

FEMA has placed a funding hold on this award, and \$1,060,924.00 is on hold in the FEMA financial systems. The recipient is prohibited from obligating, expending, or drawing down the funds associated with the following projects/investments.

To release the funding hold, the recipient must provide a detailed cost breakdown and justification for the projects/investments listed above. FEMA will rescind the funding hold upon its review and approval of the detailed cost breakdown and justification.

If you believe this funding hold was placed in error, please contact the relevant Program Analyst or Grants Management Specialist.

Obligating Document for Amendment

1a. AGREEMENT NO. EMW-2021-GR-00083-S01	2. AMENDMENT NO. EMW-2021-GR-00083-A03	3. RECIPIENT NO. V00147503	4. TYPE OF ACTION AMENDMENT	5. CONTROL NO. WX03559N2021T
6. RECIPIENT NAME AND ADDRESS City and County San Francisco Department of Emergency Management 711 Van Ness Ave. #420 San Francisco, CA 94102 - 6027	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 Mary Landers	PHONE NO. 4153535225	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 12/01/2021	12. METHOD OF PAYMENT PARS	13. ASSISTANCE ARRANGEMENT Cost Reimbursement	14. PERFORMANCE PERIOD From: 10/01/2021 To: 09/30/2023 Budget Period 10/01/2021 09/30/2023	

COVER PAGE

Name of the entity applying: California Bay Area Urban Areas Security Initiative

Primary location of the applicant and activities: San Francisco Bay Area

Name of the application tracks:

- Promising Practices: Multiple Projects Track
- Innovation Track

Names of Promising Practices: Multiple Projects Track projects:

1. Cross-Sector Threat Assessment Training and Best Practices Template Book
2. Terrorist use of On-line Platforms and How to Mitigate the Threat
3. Media Literacy Training

Names of Innovation Track projects:

4. Mental Health Awareness Student Film Creation and Contest

Amount of funds requested: \$1,060,924.

Project Abstract

The Bay Area Urban Areas Security Initiative (Bay Area UASI) assists high threat urban areas to prevent terrorism and build community resilience. The Bay Area UASI includes 12 counties, over 100 incorporated cities, and a population of 8.2 million people. The area includes critical infrastructures, international airports, high profile landmarks, refineries, Silicon Valley, large stadiums, national labs, military installations, and colleges. The Bay Area UASI seeks to expand current FY20 projects to additional high schools, faith-based organizations, and counties, and to expand local targeted violence and terrorism prevention frameworks by broadening services to whole community stakeholders while adding new and innovative strategies.

The Bay Area UASI Targeted Violence and Terrorism Prevention (TVTP) Program aligns with the objectives under Goal 3 of the CTTV Strategic Framework. Our proposal offers a blend of in-person and online training, includes organizational enhancements, and leverages technology and the whole community to help implement targeted violence and terrorism prevention strategies. We strive to raise awareness of threats and prevention strategies, provide lines of communication to report what is observed, help communities and threat assessment teams effectively assess information received, and connect those at risk with resources to mitigate their current situation.

BODY

1. Needs Assessment

The May 14, 2021 National Terrorism Advisory System (NTAS) Bulletin advises that threats have evolved significantly. Social media and online forums are increasingly exploited to spread violent extremist narratives and activity. There is a media literacy knowledge gap. The threat of targeted violence in schools remains elevated as more children return to school. The May 10, 2021 Public Awareness Bulletin on School Targeted Violence cited the need to increase support services to help students adjust to in-person school environments. The California (CA) Association of School Counselors, CA Association of Social Workers, and the CA Association of School Psychologists have recommended immediate resources to assist students suffering from mental health issues as schools re-open. The U.S. Secret Service (USSS) National Threat Assessment Center (NTAC) reported that 100% of all school attackers exhibited concerning behaviors to bystanders prior to their attack with 94% of these behaviors exhibited at school. To enhance school safety, NTAC recommends that schools establish comprehensive targeted violence prevention plans to include establishing multidisciplinary threat assessment teams, developing protocols, establishing reporting systems, defining thresholds for law enforcement intervention, and training all stakeholders including bystanders. CA Department of Education (CDE) regulates School Safety Plans which exclude many targeted school violence best practices. This creates a gap in assessing and managing the threats schools face. The Bay Area County Offices of Education and the Northern California Regional Intelligence Center (NCRIC) substantiates a gap in the existence of Threat Assessment & Management Teams across the region.

Existing programs: School Safety Plans mandated by the CDE improve school climate and safety. Bay Area high schools participate in active shooter training. The Safe Schools Ambassador Program reduces targeted violence and is in use at a handful of high schools in the Bay Area. The NCRIC provides onsite physical, cyber and “threat to life” assessments and advice on how reduce vulnerabilities. The Inter-Faith Councils of Contra Costa and San Francisco Counties offer Bay Area faith communities a variety of conflict resolution, diversity, and acceptance trainings. While many training courses and threat assessment services exist, not many people take advantage of these services. Through this program we hope to make training and resources visible and accessible to the broadest of stakeholders.

Bay Area UASI FY20 TVTP program trains 55 (15%) of the Bay Area’s 369 public and private high schools and 100 Houses of Faith. The proposed scope of the FY21 program described in this narrative will successfully build upon FY20 projects and double the number of high schools and houses of faith trained. The total estimated number of people within this targeted population includes over 326,000 high school students, over 100,000 school faculty and staff, hundreds of thousands of people who staff or attend houses of faith. New projects in this proposal include customized cross-sector target-specific threat assessment training and resources for 200 cross-sector attendees, Terrorist Use of the Internet training for 200 cross-sector attendees, Media Literacy/On-Line Critical Thinking training for 17,000 students from 55 high schools, Threat Assessment & Management and technology enhancements in two (2) additional counties, and a Mental Health Awareness Student Film Creation and Contest project for 12 high schools (360 students). The total estimated number of people within this whole-of-community approach includes a sizeable portion of the 8.2 million Bay Area population and will reach people across all

sectors. Expanding the training programs to more bystanders, threat assessment management professionals, and whole community partners will prevent violence and strengthen existing local prevention frameworks. Projects are listed under each track in priority order. Severability of projects could halt momentum; however we plan for sustainability as it is a shared objective. An overview of the proposed projects; their respective goals, description, stakeholders, and current efforts; and gaps and needs are provided below.

Promising Practices -Multiple Projects Tracks

Project One: Cross-Sector Threat Assessment Training and Best Practices Template Book

Goal: Enhance capabilities to recognize and prevent terrorism and targeted violence through customized, sector, and/or target specific training and toolkits.

The Cross-Sector Threat Assessment Training and Threat Assessment Best Practices Template Book project provides customized training from nationally renowned experts on how to conduct threat assessments for various diverse targets of violence and terrorism such as schools, faith-based organizations, high rise buildings, public transit, and large public gatherings. Participants in this training will include members from the private, non-profit, and public sector entities. The Cross-Sector Threat Assessment guide will contain best practices, sector specific templates, forms, and reporting instructions.

Project Two: Mitigation of Terrorist Use of the Internet and On-line Platforms Training

Goal: To increase awareness of how terrorists use the internet and online platforms and provide mitigation strategies for the technology, law enforcement, academic and whole community partners.

The Mitigation of Terrorist use of the Internet and On-line Platforms training provides insight on how terrorist organizations exploit the Internet and online platforms to to disseminate propaganda, recruit, radicalize, plan attacks and fundraise. This training includes instruction on mitigation and neutralization techniques, and how to report suspicious on-line activity.

Project Three: Media Literacy Training

Goal: To increase media literacy and on-line critical thinking skills in the Bay Area

The Media Literacy and Online Critical Thinking Training focuses on providing in person and on-line awareness level training on media literacy and online critical thinking. These classes include topics such as bias in communication, recognizing and verifying sources of information, and how communications attempt to target or persuade individuals and groups.

Innovation Track

Project Four: Mental Health Awareness Student Film Creation and Contest

Goal: To build youth resilience and mental health promotion skills by empowering high school students to create short films on mental health awareness and compete in a contest.

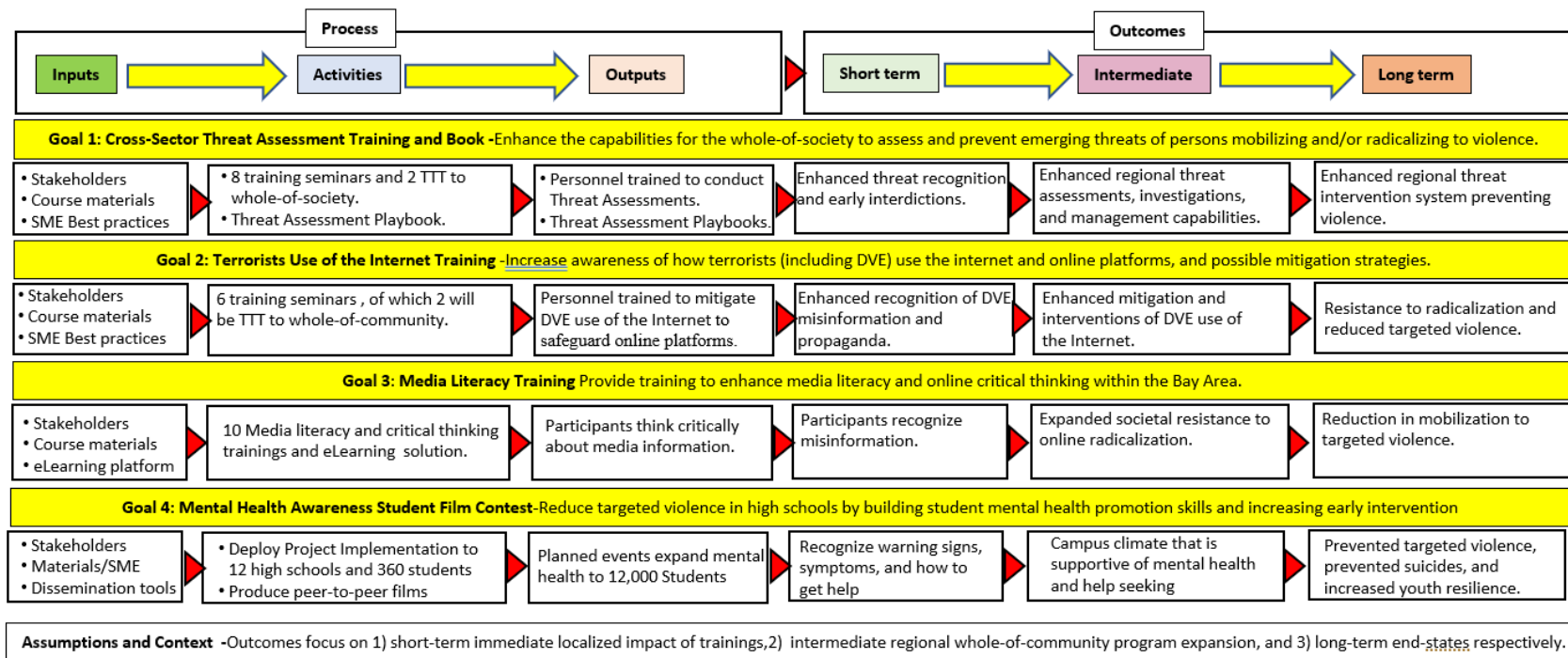
This project meets Objective 2: The local community has awareness of both the risk factors for – and the protective factors against - radicalizing to violence. The aftermath of the COVID-19

Pandemic creates a new lens on the importance of mental health for students. Through this project, twelve (12) schools (360 high school students) will receive training, technical support, and resources and create films designed to promote mental health, respond to at-risk peers, and connect to mental health resources. Films will increase knowledge about warning signs, increase skill in talking about mental health challenges, and encourage help-seeking. School-wide activities will further increase mental health awareness. Films will be submitted to an annual film contest, with opportunities to win stipends and recognition for their schools.

2. Program Design –

Bay Area communities are at risk for targeted violence where people routinely congregate in person and on-line in large numbers, such as schools, houses of faith, the workplace and on-line. To address this threat and reduce the risk, the Bay Area UASI has identified four projects, with goals and activities that are aligned with the TVTP Grant Program’s six objectives. The program design is depicted in the Logic Model and individual projects are described in detail in their respective *Implementation and Measurement Plans* (IMP).

Logic Model



2. **Organization and Key Personnel** - The Bay Area UASI Regional TVTP Program Manager will continue to administer the program, build and expand partnerships, and collaboration across the entire Bay Area region. The Bay Area UASI TVTP Program Manager's unique regional emergency management and homeland security experience, existing relationships, and expertise in training and organizational performance management contribute to the program's adoption, implementation, and success. The Program Manager will handle performance reporting, risk mitigation, compliance, transparency, and marketing. The Program Manager will manage scope, schedule, budget, and quality of TVTP projects. Objectives are achieved through broad stakeholder support. Through TVTP projects, new relationships are forged, local multi-disciplinary teams are established, and local prevention capabilities are enhanced. The Bay Area UASI has the infrastructure to expand services to whole community audiences and to capture performance data and metrics. The Bay Area UASI has support from City and County leadership, Public Safety leaders, the Northern CA Regional Intelligence Center (NCRIC), Cal OES, FEMA IX, community-based organizations, local school safety committees, local interfaith leaders, children and youth services coalitions, elected leaders, CA statewide professional associations for School Resource Officers, School Counselors, County Behavioral Health Directors, and the CA Mental Health Services Authority who have agreed to promote and support implementation of these projects.

Sustainability -The narrative below describes how the four proposed projects will be sustained beyond the grant period of performance.

- **Project One: Cross-Sector Threat Assessment Training and Best Practices Template Book** will be sustained through a train-the-trainer program that will build a cadre of local instructors who will maintain and expand the training program
- **Project Two: Mitigation of Terrorist use of the Internet and On-line Platforms Training** will be sustained through a train-the-trainer program that will build a cadre of local instructors who will maintain and expand the training program
- **Project Three: Media Literacy/Online Critical Thinking** will be sustained by the development of an online eLearning course that will be owned by the BA UASI and available, at no cost 24/7 to the entire Bay Area.
- **Project Four: Mental Health Awareness Student Film Creation and Contest** Student films are shared and replayed.

5. **Budget Detail and Narrative**

- 1) **PERSONNEL:** The TVTP will fund the salary and fringe benefits for one (1) FTE program manager who will administer the overall program and perform fiscal duties. The total budget for Salaries is: \$190,996.

JUSTIFICATION

As a City and County of San Francisco employee, the Program Manager will continue to administer the TVTP program, implement projects, and build and strengthen partnerships, and local prevention frameworks. This position is a full-time equivalent on this project for 24 months.

- 2) **FRINGE BENEFITS:** The total cost for fringe benefits for one (1) FTE Program Manager based on the compensation package for the City and County of San Francisco is \$78,857. The total budget for Fringe Benefits is: \$78,857.

JUSTIFICATION

The amount represents the benefits for an 0933 Program Manager for the City and County of San Francisco, which is the fiduciary agent of the Bay Area UASI.

- 3) **TRAVEL: Not applicable.**
- 4) **EQUIPMENT: Not applicable**
- 5) **SUPPLIES: Not applicable.**
- 6) **CONTRACTUAL: The Bay Area UASI plans to award 4 contracts to implement the projects described in this proposal.** The total cost for the contracts will be \$683,800 and will be issued through a competitive Request for Proposals (RFP) process.

Promising Practices -Multiple Projects Track

Contract #1: Cross-Sector Threat Assessment Training and Best Practices Template Book. The Bay Area UASI will use a contractor to provide eight (8) in-person Threat Assessment Training deliveries, two (2) train-the-trainer, and a Threat Assessment Guide. The contract amount is \$141,300.

JUSTIFICATION: Cross-Sector Threat Assessment Training and Threat Assessment Best Practices Template Book project is designed as a whole-of-community training on conducting threat assessment for various communities of interest such as schools, universities and colleges, place of work, and public gatherings. Participants in this training will receive a *Whole-of-Community, Cross-Sector Threat Assessment Guide* containing sector-specific templates, forms and reporting instructions. Project will deliver eight (8) training seminars (\$79,200- \$9,900/in-person delivery x 8), two (2) TTT seminars (\$39,600-\$19,800/in-person delivery x 2 in-person TTT sessions) and a Cross-Sector Threat Assessment Template and forms Book (\$22,500).

Contract #2: Mitigation of Terrorist Use of the Internet and On-line Platforms. The Bay Area UASI will use a contractor to provide online instructor-led training for whole community partners through the BATEP. The contract amount is \$155,000.

JUSTIFICATION: The selected consulting firm will deliver six (6), eight (8) hour in-person iterations of the *Mitigation of Terrorist use of the Internet and On-line Platforms*. Two of these trainings will be in a train-the-trainer format. Each delivery will cost \$25,833.

Contract #3: Media Literacy/Online Critical Thinking Training. The Bay Area UASI will utilize a contractor to design and deliver online and instructor led training and eLearning for 17,000 junior and senior high school students at 55 Bay Area high schools. The project focuses on providing whole of community awareness level training on media literacy and online critical thinking basics. These course topics include bias in communication, recognizing and verifying sources of

information, and how communications attempt to target or persuade individuals. Audience: Whole community partners through BATEP. The contract amount is \$207,500.

JUSTIFICATION: High school students are influenced by social media and other online platforms which can be used as a medium to encourage young people to commit acts of violence. Providing *Media Literacy/On-line Critical Thinking Training* will help students combat the narratives on-line, reduce radicalization, and prevent targeted violence in schools. To provide this training, the program must be a mix of instructor led online training (10 deliveries; 10 schools) and the resulting eLearning instructional modules will allow for on-line delivery flexibility to remaining schools. The resulting eLearning product will be owned by the Bay Area UASI to continue to provide the e-learning, at no cost to the remaining Bay Area schools after the end of the grant period.

Innovation Track

Contract #4 Mental Health Awareness Student Film Creation and Contest. The Bay Area UASI in partnership with the California Mental Health Services Authority will use a contractor to create Bay Area Mental Health Awareness film contests each year for two years. Contractor will identify 12 Bay Area High Schools as contest implementation sites (6 sites each year/\$90,000 per year). The contractor will provide mental health awareness training and support, technical film direction support, review film submissions, develop and provide event kits, and use stipends and other recognitions to celebrate winners. This contract amount is \$180,000.

JUSTIFICATION: 12 high school classrooms in 12 high schools (6 per year) will be selected to receive services that will enable and empower students to create short mental health awareness films then participate in an annual film contest. Services provided by the contractor to 12 classrooms and 360 students include Mental Health Specialist training and consultation, technical film creation and production support, stipends, event kits, and promotional material. Student directed mental health promotion films (public service announcements) will center youth voices in positive, action-oriented messaging; and offer a platform for school-wide dissemination of prevention messaging expanding the messaging of 360 students to 12,000. The film creation process increases knowledge about warning signs, builds confidence and skill in discussing mental health, and facilitates entry into mental health care. \$90,000 for 6 high schools per year for two (2) years.

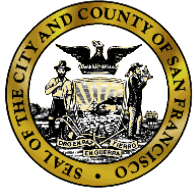
- 7) **OTHER.** Management and Administration (M&A) Costs. The total budget for M&A costs is \$50,000

JUSTIFICATION: M&A costs cover preparing and submitting required programmatic reports, coordinating the Human Subject Research Determination and Institutional Research Board (IRB) processes, and responding to official requests from state and federal authorities.

- 8) **INDIRECT COSTS.** Total Indirect Costs of \$57,271 is added in the budget to help defray costs associated with administering this program such as human resources, IT-related activities, and administrative and facilities management within our organization.

Budget Summary

CATEGORY	EXPENSE \$
1. Personnel	\$190,996
2. Fringe Benefits	\$78,857
3. Travel	0
4. Equipment	0
5. Supplies	0
6. Contractual	\$683,800
7. Other: Management & Administration (M&A)	\$50,000
Total Direct Costs	\$1,003,653
8. Indirect Costs	\$57,271
TOTAL GRANT REQUEST	1,060,924



London Breed
Mayor

Department of Emergency Management
1011 Turk Street, San Francisco, CA 94102
Phone: (415) 558-3800 Fax: (415) 558-3843



Mary Ellen Carroll
Executive Director

To: Angela Calvillo, Clerk of the Board of Supervisors

From: Mary Ellen Carroll
Executive Director, Department of Emergency Management

Date: January 18, 2022

Re: **Ordinance to Accept and Expend 2021 Targeted Violence and Terrorism Prevention Grant Award and amend Annual Salary Ordinance (ASO)**

The Department of Emergency Management is pleased to present the following Grant Report in summary of the above-referenced item submitted by the Department of Emergency Management.

Legislation For Approval:

The proposed ordinance seeks the Board of Supervisors' approval for the acceptance (retroactive) and expenditure of \$1,060,924 in Targeted Violence and Terrorism Prevention grant funds from the United States Department of Homeland Security (DHS), to develop a program to implement local prevention frameworks and explore innovative approaches to preventing targeted violence and terrorism. It further seeks to amend the Annual Salary Ordinance for Fiscal Years 2021-2022 and 2022-2023 to add one (1) FTE- in Class 0932.

Departments:

Department of Emergency Management (DEM). Expenditures will benefit DEM and the 12 counties of the Bay Area UASI. DEM serves as the fiscal agent for the Bay Area UASI, which is administering the grant for the Bay Area region. DEM would be authorized to accept and expend these grant funds on behalf of the partner jurisdictions to receive grant reimbursements for expenses incurred on behalf of the.

As the Fiscal Agent, DEM is responsible for administering the grant and ensuring that grant funds are spent according to the programmatic and financial guidelines.

Amount:

\$1,060,924

Grant Period:

October 1, 2021 through September 30, 2023

Retroactivity: The Accept and Expend Legislation requests retroactive approval because the Federal Grant period commenced before the legislation was introduced. No grant funds will be encumbered or expended until the Board of Supervisors approves the Accept and Expend legislation.

Source of funds: U.S. Department of Homeland Security (DHS)

Required Match: Match not required

Indirect Costs: The legislation includes indirect costs in the amount of \$57,271 to defray the costs of human resources, IT-related activities, and administrative and facilities management.

Description: The proposed ordinance authorizes the Department of Emergency Management (DEM) to accept and expend \$1,060,924 in federal grant funding from the FY 2021 Targeted Violence and Terrorism Prevention Program (Agreement # EMW- 2021-GR-00083)), issued by DHS.

Budget: The summary budget by activity for the subject grant is as follows:

(1) **Contracts/Consultants:** \$ 683,800

Contractors will be engaged in the following four tasks: 1: **Cross-Sector Threat Assessment Training and Best Practices Template** to enhance capabilities to recognize and prevent terrorism and targeted violence through customized, sector, and/or target specific training and toolkits; 2: **Mitigation of Terrorist Use of the Internet and On-line Platforms Training** to increase awareness of how terrorists use the internet and online platforms and provide mitigation strategies for the technology, law enforcement, academic and whole community partners; 3: **Media Literacy Training** to increase media literacy and on-line critical thinking skills in the Bay Area to provide in person and online awareness level training on media literacy and online critical thinking; and 4: **Mental Health Awareness Student Film Creation and Contest** to build youth resilience and mental health promotion skills by empowering high school students to create short films to focus on mental health awareness and compete in a contest.

(2) **Personnel:** \$ 269,853

The budgeted amount has been allocated for the purpose of hiring one (1) program manager within the Department of Emergency Management to oversee the TVTP program.

The proposed amendment to the Annual Salary Ordinance (ASO) will fund this position until June 30, 2022, and subsequently this position will be included in the FY 2022 - FY 2023 ASO.

(3) **Indirect Costs** \$ 57,271

The budgeted amount will help defray costs associated with administering this program such as human resources, IT-related activities, and administrative and facilities management within the organization.

(4) **Other:** \$ 50,000

Management and Administration expenses include UASI line-item office expenses. The amount budgeted reflects 5% of the grant, which is the maximum allowable under the guidelines.

TOTAL Budget: **\$1,060,924**

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Mary Landers
DATE: January 18, 2022
SUBJECT: Accept and Expend Ordinance for Subject Grant
GRANT TITLE: FY 21 Targeted Violence and Terrorism Prevention Grant

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

Proposed grant ordinance; original* signed by Department, Mayor, Controller

Grant information form, including disability checklist

Grant budget

Grant application

Letter of Intent or grant award letter from funding agency

Ethics Form 126 (if applicable)

Contracts, Leases/Agreements (if applicable)

Other (Explain):

Special Timeline Requirements:

Departmental representative to receive a copy of the adopted ordinance:

Name: Mary Landers

Phone: 415-353-5225

Interoffice Mail Address:

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).