

Public Assistance Articles of Agreement

Date of Disaster Declaration:

CFDA#: 97.036

Jurisdiction: Santaquin, City of

In order to receive funding for the Public Assistance Grant Program this document titled, "Articles of Agreement", must be signed by an authorized representative from your agency. By signing the document, the agency is providing certification to the following:

1. The named jurisdiction has been deemed an eligible applicant based on the criteria outlined in the Robert T. Stafford Disaster Relief and Emergency Assistance Act, and will comply with all applicable regulations contained in 2 CFR (Grants and Agreements) and 44 CFR (Emergency Management and Assistance).

Applicant means a State agency, local government, or eligible private nonprofit organization, as identified in Subpart H of this regulation, submitting an application to the recipient for assistance under the State's grant (44 CFR 206.201(a)).

FEMA publishes PA Program rules in the following parts of 44 CFR: Part 206 Subpart G, Public Assistance Project Administration; Part 206 Subpart H, Public Assistance Eligibility; Part 206 Subpart I, Public Assistance Insurance Requirements.

2. The named jurisdiction agrees to adhere to all federal, State, and local laws, policies, procedures, and regulations with respect to the PA Program, Stafford Act, grant Assurances and Certification, the Clean Water Act, Endangered Species Act, National Historic Preservation Act, and any other applicable environmental and federal laws.

It is the applicant's responsibility to ensure their compliance with all Federal Award and State requirements as outlined in 2 CFR §200.300(b), as well as local policies and procedures. Local policies and procedures may be more restrictive than some of the Federal or State Requirements but they cannot be less restrictive in any area.

3. The named jurisdiction will comply with all Federal requirements as identified in 2 CFR §200. Including but not limited to the single audit requirements in 2 CFR §200.501 (b) (Single audit).

A non-federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single or program-specific audit conducted for that year in accordance with the provisions of this part (2 CFR §200.501(a)).

A non-Federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single audit conducted in accordance with § 200.514 except when it elects to have a program-specific audit conducted in accordance with paragraph (c) of this section (2 CFR §200.501(b)).

4. The named jurisdiction will comply with all deadlines, reporting requirements, and documentation requests identified by the Utah Division of Emergency Management (DEM), the State Administrative Agency (SAA). The named jurisdiction will keep all records for a period of three years from the time of final grant of the disaster closeout.

Quarterly reports are done for large projects (over \$1 million) by the grant manager. Depending

on the perceived risk of an applicant resulting from the pre-award risk assessment, the grant/program manager may implement additional reporting requirements or corrective action plans at the time of subaward. (Utah Public Assistance Administrative Plan, Sections X & XI)

The auditor must retain audit documentation and reports for a minimum of three years after the date of issuance of the auditor's report(s) to the auditee, unless the auditor is notified in writing by the cognizant agency for audit, oversight agency for audit, cognizant agency for indirect costs, or pass-through entity to extend the retention period (2 CFR §200.517(a)).

5. The named jurisdiction agrees to perform only eligible work that has been identified in the scope of work for every Project Worksheet (PW). Any changes to the original scope of work must be requested by the named jurisdiction, in writing, and must be approved by FEMA in conjunction with DEM prior to any procurement and/or work.

For non-construction Federal awards, recipients must request prior approvals from Federal awarding agencies for a change in the scope of the objective of the project or program. For construction Federal awards, the recipient must request prior written approval promptly from the Federal awarding agency for budget revisions. (2 CFR §200.308)

6. The named jurisdiction must meet the identified non-federal share for each approved PW and must also document and track the non-federal share for each approved PW.

shared

For all Federal awards, any ~~shared~~ costs or matching funds and all contributions, including cash and third-party in-kind contributions, must be accepted as part of the non-Federal entity's cost sharing or matching when such contributions meet all of the following criteria:

- (1) Are verifiable from the non-Federal entity's records;
- (2) Are included as contributions for any other Federal award;
- (3) Are necessary and reasonable for accomplishment of project or program objectives;
- (4) Are allowable under subpart E of this part;
- (5) Are not paid by the Federal Government under another Federal award, except where the Federal statute authorizing a program specifically provides that Federal funds made available for such program can be applied to matching or cost sharing requirements of other Federal programs;
- (6) Are provided for in the approved budget when required by the Federal awarding agency; and
- (7) Conform to other provisions of this part, as applicable. (2 CFR §200.206(b))

I, _____, certify that my agency will comply with the
(Authorized Agency Representative)
articles of agreement presented on this document and agree to accept and abide by the laws, rules, regulations, and conditions that are outlined in the FEMA Public Assistance Grant Program.

Signature of Authorized Agency Representative

Date