BPC #20-0125

RECEIVED

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POLICE COMMISSION

August 31, 2020 14.1

TO: The Honorable Board of Police Commissioners

Wemstefarl 9/16/20

FROM: Chief of Police

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR DEPARTMENT OF HOMELAND SECURITY'S FY 2020 PORT SECURITY GRANT PROGRAM

RECOMMENDED ACTIONS

- 1. That the Board of Police Commissioners (Board) REVIEW and APPROVE this report.
- That the Board TRANSMIT the attached grant application and award, pursuant to Administrative Code Section 14.6(a), to the Mayor, Office of the City Administrative Officer (CAO), Office of the Chief Legislative Analyst and to the City Clerk for Committee and City Council consideration.
- 3. That the Board REQUEST the Mayor and City Council to:
 - A. AUTHORIZE the Chief of Police or his designee to retroactively APPLY for and ACCEPT the grant award from the United States Department of Justice, Department of Homeland Security, Federal Emergency Management Agency, for FY 2020 Port Security Grant Program (PSGP) in the amount of \$750,000 for the period of September 1, 2020 through August 31, 2023;
 - B. AUTHORIZE the Chief of Police or his designee to negotiate and execute the grant award agreement, subject to City Attorney approval as to form and legality;
 - C. AUTHORIZE the Los Angeles Police Department (LAPD) to spend up to \$750,000 in accordance with the grant award agreement;
 - D. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339, Department No. 70;
 - E. AUTHORIZE the Controller to establish a grant receivable and appropriate \$750,000 to appropriation account number to be determined within Fund No. 339 Department 70, for disbursement of the DHS FY 2020 PSGP Grant funds;
 - F. AUTHORIZE the Controller to increase appropriations for FY 2020 PSGP from appropriations account number to be determined in Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092, Sworn Overtime: \$145,200

G. AUTHORIZE the City Council to INSTRUCT the City Clerk to place on Council Calendar for July 1, 2021, the following action relative to the FY 2020 PSGP:

AUTHORIZE the Controller to increase appropriations for FY 2020 PSGP from appropriations account number to be determined in Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092, Sworn Overtime: \$290,400

H. AUTHORIZE the City Council to INSTRUCT the City Clerk to place on Council Calendar for July 1, 2022, the following action relative to the FY 2020-2021 STEP Grant:

AUTHORIZE the Controller to increase appropriations for FY 2020 PSGP from appropriations account number to be determined in Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092, Sworn Overtime: \$290,400

I. AUTHORIZE the City Council to INSTRUCT the City Clerk to place on Council Calendar for July 1, 2023, the following action relative to the FY 2020-2021 STEP Grant:

AUTHORIZE the Controller to increase appropriations for FY 2020 PSGP from appropriations account number to be determined in Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092, Sworn Overtime: \$24,000

J. AUTHORIZE the LAPD to prepare Controller Instructions for any technical adjustments, subject to the approval of the CAO, and AUTHORIZE and INSTRUCT the Controller to implement the instructions.

DISCUSSION

The FY 2020 PSGP is one of four grant programs that constitute the DHS/ FEMA's focus on transportation infrastructure security activities. These grant programs are part of a comprehensive set of measures authorized by Congress and implemented by DHS to help strengthen the Nation's critical infrastructure against potential terrorist attacks. The PSGP provides funds to state, territorial, local, and private sector partners to support increased port-wide risk management and protect critical surface transportation infrastructure from acts of terrorism. The LAPD will use grant funds to conduct required training and exercises within the Port of Los Angeles, allowing more maritime officers to be deployed and visible in the Port Complex and enhance the Maritime Domain Awareness. The grant will fund \$750,000 of sworn overtime to deliver and evaluate port security measures in the Los Angeles/Long Beach Port Complex. An expert team of practitioners will coordinate a 36-month training calendar which focuses on the current threats identified in the Risk Mitigation Plan as well as the Trade Resumption Plan. The grant award requires a 25 The Honorable Board of Police Commissioners Page 3 14.1

percent match of \$250,000 which will be through personnel costs involved with administering the Port Security Grant Program.

If you have any questions, please contact Senior Management Analyst Stella Larracas, Grants Section, Risk Management Legal Affiars Group, at (213) 486-0380.

Respectfully,

MICHEL R. MOORE

DOAM OF Pollos com Socretary Marie Selia

MICHEL R. MOORE Chief of Police

Attachments

INTRADEPARTMENTAL CORRESPONDENCE

August 26, 2020 14.1

TO: Chief of Police

FROM: Commanding Officer, Risk Management Legal Affairs Group

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR DEPARTMENT OF HOMELAND SECURITY'S FY 2020 PORT SECURITY GRANT PROGRAM

Attached for your approval and signature is an Intradepartmental Correspondence to the Board of Police Commissioners requesting approval to transmit the attached grant application and award from the United States Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA) for FY 2020 Port Security Grant Program (PSGP). The Los Angeles Police Department (LAPD) is requesting retroactive approval for the application and authorization to accept the \$750,000 grant award for the grant period of September 1, 2020 through August 31, 2023.

The FY 2020 PSGP is one of four grant programs that constitute the DHS/ FEMA's focus on transportation infrastructure security activities. These grant programs are part of a comprehensive set of measures authorized by Congress and implemented by DHS to help strengthen the Nation's critical infrastructure against potential terrorist attacks. The PSGP provides funds to state, territorial, local, and private sector partners to support increased portwide risk management and protect critical surface transportation infrastructure from acts of terrorism. The LAPD will use grant funds to conduct required training and exercises within the Port of Los Angeles, allowing more maritime officers to be deployed and visible in the Port Complex and enhance the Maritime Domain Awareness. The grant will fund \$750,000 of sworn overtime to deliver and evaluate port security measures in the Los Angeles/Long Beach Port Complex. An expert team of practitioners will coordinate a 36-month training calendar which focuses on the current threats identified in the Risk Mitigation Plan as well as the Trade Resumption Plan. The grant award requires a 25 percent match of \$250,000 which will be through personnel costs involved with administering the Port Security Grant Program.

If you have any questions, please contact Senior Management Analyst Barbra Montesquieu, Grants Section, Risk Management Legal Affiars Group, at (213) 486-0380.

DANIEL RANDOLPH, Commander Commanding Officer Risk Management Legal Affairs Group

Attachments

Award Letter

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



Barbra Ann Montesquieu Los Angeles Police Department 100 West First Street, Suite 842 Los Angeles, CA 90012 -

Re: Grant No.EMW-2020-PU-00187

Dear Barbra Ann Montesquieu:

Congratulations, on behalf of the Department of Homeland Security, your application for financial assistance submitted under the Fiscal Year (FY) 2020 Port Security Grant Program has been approved in the amount of \$750,000.00. As a condition of this award, you are required to contribute a cost match in the amount of \$250,000.00 of non-Federal funds, or 25 percent of the total approved project costs of \$1,000,000.00.

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

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

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

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

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

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

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

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

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



CHRISTOPHER PATRICK LOGAN GPD Assistant Administrator

Agreement Articles Tue Sep 01 00:00:00 GMT 2020

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



AGREEMENT ARTICLES Port Security Grant Program

GRANTEE:Los Angeles Police DepartmentPROGRAM:Port Security Grant ProgramAGREEMENT NUMBER:EMW-2020-PU-00187-S01

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Article I - Summary Description of Award

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

Investment 2: LAPD Maritime Training and Exercise is fully funded for \$750000.

Article II - 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 III - 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 IV - 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 V - 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 VI - 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 VII - 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 VIII - 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 IX - 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 X - 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 XI - Civil Rights Act of 1968

Recipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. No. 90-284, as amended through Pub. L. 113-4, which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (see 42 U.S.C. section 3601 et seq.), as implemented by the U.S. Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units-i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)-be designed and constructed with certain accessible features. (See 24 C.F.R. Part 100, Subpart D.)

Article XII - Best Practices for Collection and Use of Personally Identifiable Information (PII)

Recipients who collect PII are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. DHS defines personally identifiable information (PII) as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Recipients may also find the DHS Privacy Impact Assessments: Privacy Guidance and Privacy Template as useful resources respectively.

Article XIII - 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: <u>https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited</u> and additional resources on <u>http://www.lep.gov</u>.

Article XIV - 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 XV - Disposition of Equipment Acquired Under the Federal Award

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

Article XVI - 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 XVII - DHS Specific Acknowledgements and Assurances

All recipients, subrecipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff.

1. Recipients must cooperate with any compliance reviews or compliance investigations conducted by DHS.

2. Recipients must give DHS access to, and the right to examine and copy, records, accounts, and other documents and sources of information related to the federal financial assistance award and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.

3. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports.

4. Recipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

5. Recipients of federal financial assistance from DHS must complete the DHS Civil Rights Evaluation Tool within thirty (30) days of receipt of the Notice of Award or, for State Administering Agencies, thirty (30) days from receipt of the DHS Civil Rights Evaluation Tool from DHS or its awarding component agency. After the initial submission for the first award under which this term applies, recipients are required to provide this information once every two (2) years as long as they have an active award, not every time an award is made. Recipients should submit the completed tool, including supporting materials, to <u>CivilRightsEvaluation@hq.dhs.gov</u>. This tool clarifies the civil rights obligations and related reporting requirements contained in the DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool.

6. The DHS Office for Civil Rights and Civil Liberties will consider, in its discretion, granting an extension if the recipient identifies steps and a timeline for completing the tool. Recipients should request extensions by emailing the request to <u>CivilRightsEvaluation@hq.dhs.gov</u> prior to expiration of the 30-day deadline.

Article XVIII - Procurement of Recovered Materials

States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. No. 89-272 (1965), (codified as amended by the Resource Conservation and Recovery Act, 42 U.S.C. section 6962.)

The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

Article XIX - 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 XX - 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 XXI - Prior Approval for Modification of Approved Budget

Before making any change to the DHS/FEMA approved budget for this award, you must request prior written approval from DHS/FEMA where required by 2 C.F.R. Section 200.308. DHS/FEMA is also utilizing its discretion to impose an additional restriction under 2 C.F.R. Section 200.308(e) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the Federal share is greater than the simplified acquisition threshold (currently \$250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from DHS/FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget DHS/FEMA last approved. You must report any deviations from your DHS/FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article XXII - 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 XXIII - Acceptance of Post Award Changes

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. Please call the FEMA/GMD Call Center at (866) 927-5646 or via e-mail to <u>ASK-GMD@fema.dhs.gov</u> if you have any questions.

Article XXIV - Rehabilitation Act of 1973

Recipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. No. 93-112 (1973), (codified as amended at 29 U.S.C. section 794,) which provides that no otherwise qualified handicapped individuals in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.

Article XXV - False Claims Act and Program Fraud Civil Remedies

Recipients must comply with the requirements of the False Claims Act, 31 U.S.C. sections 3729-3733, which prohibits the submission of false or fraudulent claims for payment to the federal government. (See 31 U.S.C. sections 3801-3812, which details the administrative remedies for false claims and statements made.)

Article XXVI - 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 beneficiarles. Recipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statues, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

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

Recipients must comply with the requirements of Title IX of the Education Amendments of 1972, Pub. L. No. 92-318 (1972) (codified as amended at 20 U.S.C. section 1681 et seq.), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational

program or activity receiving federal financial assistance. DHS implementing regulations are codified at 6 C.F.R. Part 17 and 44 C.F.R. Part 19.

Article XXIX - 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 XXX - National Environmental Policy Act

Recipients must comply with the requirements of the National Environmental Policy Act of 1969 (NEPA), Pub. L. No. 91-190 (1970) (codified as amended at 42 U.S.C. section 4321 et seq.) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which require recipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

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

DHS financial assistance recipients must complete either the Office of Management and Budget (OMB) Standard Form 424B Assurances - Non-Construction Programs, or OMB Standard Form 424D Assurances - Construction Programs, as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office (DHS FAO) may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the DHS FAO if you have any questions.

DHS financial assistance recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at Title 2, Code of Federal Regulations (C.F.R.) Part 200, and adopted by DHS at 2 C.F.R. Part 3002.

Article XXXII - 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 XXXIII - 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 XXXIV - 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 XXXV - 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 XXXVI - 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 XXXVII - Energy Policy and Conservation Act

Recipients must comply with the requirements of the Energy Policy and Conservation Act, Pub. L. No. 94- 163 (1975) (codified as amended at 42 U.S.C. section 6201 et seq.), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

Article XXXVIII - 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 XXXIX - 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 XL - 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 XLI - 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 XLII - 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 XLIII - Funding Hold: Environmental Planning and Historic Preservation (EHP) Compliance Hold

This award includes work, such as ground disturbance, that triggers an Environmental Planning and Historic Preservation (EHP) compliance review. A funding hold is placed on the following Investment/projects, and the recipient is prohibited from obligating, expending, or drawing down FY 2020 PSGP funds in the amount of \$750000 in support of the following Investment/ projects, with a limited exception for any approved costs associated with the preparation, conduct, and completion of required EHP reviews. Refer to the FY 2020 PSGP Notice of Funding Opportunity (NOFO) and Preparedness Grants Manual (PGM) for further information on EHP requirements and other applicable program guidance, including FEMA Information Bulletin No. 404.

Investment #2: LAPD Maritime Training and Exercise : \$750000

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

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

BUDGET COST CATEGORIES

Personnel	\$1,000,000.00
Fringe Benefits	\$0.00
Travel	\$0.00

Supplies \$0.00 Contractual \$0.00 Construction \$0.00 Indirect Charges \$0.00
\$0.00 Construction \$0.00
\$0.00
Indirect Charges \$0.00
Other \$0.00

Obligating Document for Av	ward/Amendm	ent					
1a. AGREEMENT NO. EMW-2020-PU-00187-S01	2. AMENDM ***	ENT NO.	3. RECIPIENT NO. V00051640	4. TYPE OF AWARD	ACTION	5. CONTROL NO. WX03529N2020T	
6. RECIPIENT NAME AND ADDRESS Los Angeles Police Department 100 West First Street, Suite 842 Los Angeles, CA, 90012 -	ADDRESS FEMA-GPD 400 C Street,	SW, 3rd floor DC 20472-3645	AND	8. PAYMEN FEMA Finan 430 Market S Winchester, V	treet	D ADDRESS	
9. NAME OF RECIPIENT PROJECT OFFICER Barbra Ann Montesquieu	PHONE NO. 2134860380	10. NAME OF Central Schedu Phone: 800-36 Email: Askesic	uling and Infor 8-6498	ECT COORDIN mation Desk	JATOR		
11. EFFECTIVE DATE OF	12.	13. ASSISTAN		EMENT	14. PERFORM	MANCE PERIOD	
THIS ACTION 09/01/2020	METHOD OF PAYMENT PARS	Cost Reimburs	ement		From 09/01/2020 Budget H 09/01/2020	08/31/2023 Period	
1 5. DESCRIPTION OF ACT a. (Indicate funding data for av		al changes)					
	ACCOUNTIN (ACCS CODE XXXX-XXX- XXXX-XXX) XXXXXX-	PRIOR TOTAL AWARD	AMOUNT AWARDED THIS ACTION + OR (-)	CURRENT TOTAL AWARD	CUMULATIVE NON- FEDERAL COMMITME	NT
Port Security 97.056 Grant Program	2020-FA-GC01-P4	4104101-D	\$0.00	\$750,000.00	\$750,000.00	See Te	otals
			\$6.90	\$750,000.00	\$750,000.00	\$250,06	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)

Port Security Grant Program recipients are not required to sign and return copies of this document. However, recipients should print and keep a copy of this document for their records.

16b. FOR DISASTER PROGRAMS: RECIPIENT IS NOT REQUIRED TO SIGN

This assistance is subject to terms and conditions attached to this award notice or by incorporated reference in program legislation cited above.

17. RECIPIENT SIGNATORY OFFICIAL (Name and Title)

18. FEMA SIGNATORY OFFICIAL (Name and Title)

Vhinaiz Woz

.

SHENAUZ SUBRINA WONG, Assistance Officer

DATE

DATE

Wed Aug 19 11:57:31 GMT 2020

Budget Detail Worksheet 2020 PSGP – LAPD Project #2 LAPD Maritime Training and Exercise

A. Personnel. The Los Angeles Police Department (LAPD) will provide a 25% in-kind match through personnel costs involved with administering the Port Security Grant Program. The match will be the time spent by supervisors and officers working on the project. Specifically, a Lieutenant will oversee the entire project and anticipates dedicating 50% or 0.50 FTE of his time, one Sergeants and two Police Officer III will dedicate 55% or 0.55 FTE. All will assist in delivering the training and exercises.

Name/Position	Computation	Cost
Lieutenant I	\$141,177 x .50 FTE	\$70,588
Sergeant II	\$120,727 x .55 FTE	\$66,400
Police Officer III	\$102,738 x .55 FTE	\$56,506
Police Officer III	\$102,738 x .55 FTE	\$56,506
	Total	Personnel \$250,000

Budget Narrative: The grant funds will be expended over a 36-month period on instructor and participant overtime. The LAPD Underwater Dive Unit (UDU) will expend and account for all funding during the operational period of the grant. No extensions will be required. The LAPD will utilize UDU department personnel to deliver and evaluate port security measures in the Los Angeles/Long Beach Port Complex. An expert team of practitioners will coordinate a 36-month training calendar which focuses on the current threats identified in the Risk Mitigation Plan as well as the Trade Resumption Plan. Participants that will benefit from the training and exercises include: The Los Angeles Police Department, The US Coast Guard, Los Angeles County Sheriff's Department, Los Angeles Police and Fire Departments, US Customs and Border Patrol, The Department of Homeland Security and Private Sector Terminal Operators. The Los Angeles Police Department is the only organization that has a California Police Officer Standards and Testing Instructors certified to teach many of these disciplines within the port complex.

Name/Position	Computation	Cost
Overtime (1) Lt. I, LAPD Dive Unit	\$101.11/hour x 225 hours x 1	\$22,750.00
Overtime (1) Sgt. II, LAPD Dive Unit	\$90/hour x 225 hours x 1	\$20,250.00
Overtime (3) Sgt. I, LAPD Maritime Training/UDU	\$85/hour x 250 hours x 3	\$63,750.00
Overtime (20) PO III, LAPD Dive Unit	\$83/hour x 250 hours x 31	\$643,250.00
	Total Personnel	\$750,000.00

B. Fringe Benefits.

Name/Position	Computation	Cost
		\$0
	Total Fring	e Benefits \$0

C. Travel. N/A

Purpose of Travel	Location	item	Computation	Cost
	1			\$0
			Total Travel	\$0

D. Equipment. N/A

Item	Computation	Cost
		50
	Total	Equipment \$0

E. Supplies. N/A

Supply Items	Computation	Cost
		បផ្
	То	tal Supplies S0

F. Consultants/Contracts.

Item		Cost
	Subtotal – Contracts	\$0
	Total Consultants/Contracts	\$0

G. Other Costs.

Description	Computation	Cost
alling and a set of the		\$0
	Total Other	\$0

H. Indirect Costs: N/A

Description	Computation	Cost
·····		\$0
	Total Indirect Costs	\$0

Budget Category	Federal Amount	Non-Federal Amount
A. Personnel	\$750,000	\$250,000
B. Fringe Benefits		
C. Travel		
D. Equipment		
E. Supplies		
F. Consultants/Contracts		
G. Other		
H. Indirect Costs		

Total Requested Federal Amount	Total Non-Federal Amount \$250,000		
\$750,000			
Combined To	tal Project Costs		
	000,000		

DEPARTMENT OF HOMELAND SECURITY Federal Emergency Management Agency

SENSITIVE SECURITY INFORMATION OMB Control Number: 1660-0114 Expiration: 05/31/2020

PORT SECURITY GRANT PROGRAM INVESTMENT JUSTIFICATION

Warning: Please	e follow t			-	e while completing this form.	
		PART I - INVE	STMENT	and an and a second second second		CT MALL DI
ORGANIZATION NAME (Legal Name Listed On The SF-424):			IMPLEMEN	TERRITORY IN WHICH THE PROJE TED: California	ECT WILL BE	
City of Los Angeles						
TYPE OF ORGANIZATION:		STATE OR LO	OCAL AG	ENCY:		
Local Agency		First Respond	er – Law I	Inforcement	OTHER:	
PROJECT'S CAPTAIN OF THE PORT 2	ZONE:	Los Angeles/Long B	leach	INVESTME	NT JUSTIFICATIONS (Ex. 1 of 1):	1 of 2
		PARTI - BASIC PI	COJECT I	NFORMATIC	ON)	
PROJECT TITLE: LAPD Maritime Train	ing and I	Exercise				
PROJECT SERVICE(S)/EQUIPMENT S	UMMAR	are requesting fur	nds to con more Ma	duct require	derwater Dive Unit and Tactical Wate d training and exercises within the Po s to be deployed and visible in the Po reness.	ort of Los
IS THIS PROJECT EXEMPT FROM THE REC	QUIRED	COST SHARE OUTLIN	IED IN 46	J.S.C. 70107	7? No	
IF YES, IDENTIFY THE COST SHARE E	EXEMPT	ION :	N/A			
FEDERAL SHARE: 750,000		COST SHARE: 250,0	00		TOTAL PROJECT COST: 1,000	,000
(Total Project Cost x 0.75)	(Total Project Cost x 0).25)		(Fed Share/0.75; or Cost Share/0).25)
PROJECT CATEGORY: Training	N	NEW CAPABILITY O	R MANAG	EMENT/SU	STAINMENT: Maintenance/Sustainm	ient
		PART III - ELIGIB	ILITY INF	ORMATION		
PLEASE RE	1			· · · · · · · · · · · · ·	AND 46 U.S.C. 70107	
WHICH PLAN(S) APPLIES TO YOUR	AREA	MARITIME SECURIT	TY PLAN:		FACILITY SECURITY PLAN:	
ORGANIZATION?:	PORT-	WIDE RISK MANAG	EMENT P	LAN: 🛛	VESSEL SECURITY PLAN:	
IF NONE OF THE ABOVE ARE APPLIC CIRCUMSTANCES THAT APPLY TO TH					CURITY PLANS OR	
ACTIVE PARTICIPANT OF AN AREA MA SECURITY COMMITTEE?	ARITIME	Yes	[ON ON BEHALF OF ANOTHER TTED AS A CONSORTIUM?	No
IS THE PROJECT SITE OWNED BY YOUR ORGANZITION?	s		LEASE EX		OR OPERATED BY YOUR UR ORGANIZATION'S RELATION TO	
S THE PROJECT SITE OPERATED Ye	s					
S THE PROJECT SITE A FACILITY OR SECURITY ACT (MTSA) OF 2002, AS AN			ED UNDE	R THE MAR		No
REGULATED FACILITIES?	- IS YOU	IR AGENCY REQUI	RED TO P	ROVIDE PO	RT SECURITY SERVICES TO MTS	A Yes
TATE AND LOCAL AGENCIES ONLY -	AREY	DU THE PRIMARY R	ESPOND	ING AGENC	Y TO MTSA REGULATED FACILITY	'?Yes
WARNING: This record contains Sensitive disclosed to persons without a "need to kn the Transportation Security Administration U.S. government agencies, public disclosur	or the S	defined in 49 CFR par ecretary of Transport	rts 15 and ation. Una	1520, except uthorized rek	with the written permission of the Adm ease may result in civil penalty or othe	ninistrator of

FEMA FORM 089-5 (01/17)

	PART IN - PO	INT(S) OF CO	NTACT FOR ORGAN	IZATION
SIGNATORY AUTHOR AGREEMENT	RITY FOR ENTERING INTO A G	RANT AWARD	AUTHORIZED REP THE PROJECT	RESENTATIVE FOR THE MANAGEMENT OF
NAME: Michel R. Moore			NAME:	Lieutenant Michael Steward
ORGANIZATION:	Los Angeles Police Departi	ment	ORGANIZATION:	Los Angeles Police Department
ADDRESS:	100 West First Street Los Angeles CA 90012	+	ADDRESS:	2710 West Temple St Los Angeles, CA 90021
PHONE:	213-486-0150		PHONE:	213-949-2496
E-MAIL:	grants@lapd.online		E-MAIL:	31386@lapd.online
	PARTY	PHYSICAL L	DCATION OF PROJE	ICT
applicant's primary area vessel equipment and r	a of responsibility for utilizing the egionally beneficial projects. See	project should condary areas	be identified. This in of responsibility are no	o address the PSGP and port area priorities. The cludes training, exercises, interoperable systems, ot considered the project location. Please identify ess), such as fire or police departments or MTSA
PHYSICAL ADDRESS	OF THE PROJECT LOCATION:	BRIEF DESC		ROJECT LOCATION:
Street Address:	2945 South Miner St			IDU) is requesting funding to coordinate and
City:	San Pedro			ses within the Los Angeles port complex. The ain Awareness (MDA) and reflect a regionalized
State: California	Zip Code: 90731			sector organizations.
LATITUDE & LONGITU	DE: 33.729360/118.27930	1		
STATE AND	LOCAL AGENCIES ONLY - RO	LE IN PROVID	ING LAVERED PROT	TECTION OF REGULATED ENTITIES
and emergency response	e partners. The LAPD UDU initia	ites law enforce	ement activities and in	vestigations and assists its partners in every facet
disclosed to persons with the Transportation Securi	out a "need to know", as defined	in 49 CFR parts of Transportati	15 and 1520, except w on. Unauthorized relea	parts 15 and 1520. No part of this record may be vith the written permission of the Administrator of ase may result in civil penalty or other action. For 1520.

PART VI - ALL AGENCIES/ORGANIZATION - IMPORTANT FEATURES

DESCRIBE ANY OPERATIONAL ISSUES YOU DEEM IMPORTANT TO THE CONSIDERATION OF YOUR APPLICATION (e.g., interrelationship of your operations with other eligible high-risk ports, Memorandum of Understanding (MOU) or Memorandum of Agreement (MOA), Etc.). PLEASE LIST ALL AGENCIES WITH WHOM YOU HAVE A MARITIME SECURITY MOU OR MOA.

The Los Angeles Police Department (LAPD), UDU supports the Los Angeles Harbor Department and federal law enforcement entities throughout the Los Angeles Port Complex by conducting investigations, recovering evidence, conducting and supporting tactical operations, initiating hazardous material sweeps and conducting dive operations. Additionally, the LAPD provides mutual aid when necessary to the Long Beach Port Complex.

The LAPD currently has Memorandums of Agreement and or Memorandums of Understanding with the following agencies operating within the port: The United States Coast Guard; Los Angeles Fire Department, Los Angeles Port Police, Los Angeles Sheriffs Department and Los Angeles Harbor Department.

WARNING: This record contains Sensitive Security Information that is controlled under 49 CFR parts 15 and 1520. No part of this record may be disclosed to persons without a "need to know", as defined in 49 CFR parts 15 and 1520, except with the written permission of the Administrator of the Transportation Security Administration or the Secretary of Transportation. Unauthorized release may result in civil penalty or other action. For U.S. government agencies, public disclosure is governed by 5 U.S.C. 552 and 49 CFR parts 15 and 1520.

PART VII - INVESTMENT JUSTIFICATION ABSTRACT
WHAT WILL THIS PROJECT INVESTMENT FUND (i.e. vessels, radios, cameras, construction, contracts, fencing, etc.)?
This project will fund training and exercises for the LAPD Maritime Division.
ARE ANY PROJECT ITEMS ON THE CONTROLLED IF YES, PLEASE PROVIDE THE AUTHORIZED EQUIPMENT LIST (AEL) NUMBER(S) FOR (AEL) NUMBER(S) FOR CONTROLLED EQUIPMENT: N/A
SUMMARIZE THE PROPOSED INVESTMENT JUSTIFICATION.
THE FOLLOWING MUST BE INCLUDED: • DESCRIBE HOW THIS INVESTMENT ADDRESSES THE CAPTAIN OF THE PORT'S PRIORITIES • EXPLAIN HOW THIS INVESTMENT WILL ACHIEVE A MORE SECURE AND RESILIENT PORT AREA • IDENTIFY ASSETS BEING REQUESTED • IDENTIFY SIMILAR ASSETS THAT ALREADY EXIST
This project supports the FY 2020 Port Security Grant Program priorities of enhancing Maritime Domain Awareness (MDA); port resilience and recovery capabilities; training and exercises; enhancing Improvised Explosive Device (IED) and Chemical, Biological, Radiological, Nuclear, Explosive (CBRNE) prevention, protection, mitigation, response, and recovery capabilities. The PSGP priorities clearly state regional partners should assess their training and qualification requirements and regularly test these capabilities through emergency exercises and drills.
The proposed maritime training and exercise will include port-centric command and control exercises, interoperable communications drills and ensure enhanced intelligence sharing and analysis. The training will continue to address Group A priority concerns to include: Risks 7, 9, 15, 16, and 20. The investment will also act as a force multiplier by addressing Group B, C and D Risks. These risk groups were identified and vetted in the Port Wide Strategic Risk Mitigation Plan, Facility Security Plan, COTP 2020 Precept and Trade Resumption and Resiliency Plan. All of which, were agreed upon by the COTP and Area Maritime Security Committee (AMSC) Executive Steering Committee. All training evolutions will be conducted in the Los Angeles Port Complex and focus on multiple agency response. One of the core missions of the LAPD is to support the Department of Homeland Security in its ability to "strengthen national preparedness and resilience." This funding will increase LAPD's ability to support the goals outlined in the Quadrennial Homeland Security Review (QHSR). A major goal in support of this mission is to "enhance national preparedness" and "enable rapid recovery". A main objective of this training will be to capture best practices in sustaining critical capabilities and restoring essential services in a timely manner.
The Area Maritime Security Committee (AMSC) reviewed and vetted this project during comprehensive meetings leading up to the PSGP 2020 submission deadline. The final rankings of the projects were not available at the time of submission. However, the AMSC ensured they would be available to FEMA representatives during the review process.
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he Transportation Security Administration or the Secretary of Transportation. Unauthorized release may result in civil penalty or other action. For J.S. government agencies, public disclosure is governed by 5 U.S.C. 552 and 49 CFR parts 15 and 1520.

PART VIII - NATIONAL PRIORITIES

IDENTIFY ONE NATIONAL PRIORITY THIS INVESTMENT MOST CLOSELY SUPPORTS:

Port Resilience and Recovery Capabilities

DESCRIBE HOW, AND THE EXTENT THIS INVESTMENT JUSTIFICATION MEETS ONE OR MORE OF THE NATIONAL PRIORITIES.

THE FOLLOWING MUST BE INCLUDED:

HOW THIS INVESTMENT ADDRESSES VULNERABILITIES IDENTIFIED WITHIN AN AREA MARITIME SECURITY PLAN, FACILITY
SECURITY PLAN, VESSEL SECURITY PLAN, OR OTHER IDENTIFIED PLAN(S).

The LAPD UDU relies solely on its four ocean-going vessels to support Tier 1 and Tier 2 response capabilities within the port complex. The LAPD SWAT works alongside its port partners and is primarily responsible for threat responses related to active shooters, hostage takers, barricaded suspects, and counter sniper operations. They are also specially trained and routinely provide Vehicle Intervention Teams (VIT) as prioritized in the United Coast Guard's 2019 Port Security Grant Precept. The vessels requiring maintenance support the LAPD units that regularly conduct operations within the port complex including Bomb Squad, HAZMAT, UDU, and TWB. The vessels are relied upon during multi-jurisdictional operations including Fleet Week, Chokepoint Operations, Port Dive Operations Group (PDOG) deployments and multi

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PART IX - NATIONAL PREPAREDNESS GOAL

IDENTIFY ONE CORE CAPABILITY THIS INVESTMENT MOST CLOSELY SUPPORTS:

Interdiction and Disruption

PART X - IMPLEMENTATION PLAN

PROVIDE A HIGH-LEVEL TIMELINE OF MILESTONES FOR THE IMPLEMENTATION OF THIS INVESTMENT, SUCH AS PLANNING, TRAINING, EXERCISES, AND MAJOR ACQUISITIONS OR PURCHASES. UP TO 10 MILESTONES MAY BE SUBMITTED.

THE FOLLOWING MUST BE INCLUDED:

 MAJOR MILESTONES OR RELEVANT INFORMATION THAT IS CRITICAL TO THE SUCCESS OF THE INVESTMENT
MAJOR TASKS THAT WILL NEED TO OCCUR (E.G. DESIGN AND DEVELOPMENT, CONTRACTUAL AGREEMENTS, PROCUREMENT, DELIVERY, INSTALLATION AND PROJECT COMPLETION)

The LAPD's UDU has received training/equipment funds in the past and successfully expended all allocated funds within the grant

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