

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 55-13

AN ORDINANCE

accepting the 2013 Enforcing Underage Drinking Laws Grant from the Missouri Department of Public Safety; appropriating funds; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City of Columbia accepts an Enforcing Underage Drinking Laws Grant from the Missouri Department of Public Safety in the amount of \$14,424.00 and authorizes the City Manager on behalf of the City to enter into a grant agreement with the Missouri Department of Public Safety.

SECTION 2. The sum of \$14,424.00 is hereby appropriated from the Federal Revenues Account No. 110-2120-461.10-22 G-EUDL to the following accounts:

\$ 8,848.00	Permanent Positions	Account No. 110-2120-511.01-01 G-EUDL
4,424.00	Overtime	Account No. 110-2120-511.01-41 G-EUDL
1,152.00	Temporary Positions	Account No. 110-2120-511.01-05 G-EUDL

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2013.

ATTEST:

City Clerk

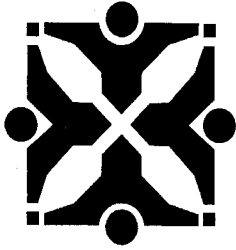
Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

CERTIFICATION: I certify there are sufficient funds available in the Federal Revenues Account No. 110-2120-461.10-22 G-EUDL to cover the above appropriation.

Director of Finance



Source: Police Department

To: City Council
From: City Manager and Staff

Council Meeting Date: Feb 18, 2013

Agenda Item No:

Re: 2013 Enforcing Underage Drinking Laws Grant

EXECUTIVE SUMMARY:

Staff has prepared for Council consideration an ordinance authorizing acceptance of the grant, and appropriating funds in the amount of \$14,424.00 from the Missouri Department of Public Safety for the 2013 Enforcing Underage Drinking Laws Grant

DISCUSSION:

This grant provides overtime funding for officers and payment for minors to conduct special enforcement activities, compliance checks at liquor establishments, neighborhood alcohol enforcement operations, and special events/task force operations.

The contract period is January 1, 2013 - December 31, 2013

The contract period is October 1, 2012 through September 30, 2013.

FISCAL IMPACT:

The Department of Public Safety Grant provides reimbursement for enforcement activities. No matching funds are required.

VISION IMPACT:

<http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php>

Vision impact is supported as the community members will be safe and secure by reducing crime and substance abuse as it relates to underage drinking.

SUGGESTED COUNCIL ACTIONS:

Staff recommends acceptance and passing of ordinance.

FISCAL and VISION NOTES:					
City Fiscal Impact Enter all that apply		Program Impact		Mandates	
City's current net FY cost	\$0.00	New Program/ Agency?	No	Federal or State mandated?	No
Amount of funds already appropriated	\$0.00	Duplicates/Expands an existing program?	No	Vision Implementation impact	
Amount of budget amendment needed	\$14,424.00	Fiscal Impact on any local political subdivision?	No	Enter all that apply: Refer to Web site	
Estimated 2 year net costs:		Resources Required		Vision Impact?	Yes
One Time	\$0.00	Requires add'l FTE Personnel?	No	Primary Vision, Strategy and/or Goal Item #	3.3.1
Operating/ Ongoing	\$0.00	Requires add'l facilities?	No	Secondary Vision, Strategy and/or Goal Item #	
		Requires add'l capital equipment?	No	Fiscal year implementation Task #	



**Missouri Department of Public Safety
Office of the Director**

AWARD OF CONTRACT

**PO Box 749
Jefferson City, MO 65102
573/751-4905
www.dps.mo.gov**

Contractor Name:

Columbia Police Department

Project Title:

Columbia 2013 EUDL Grant

Contract Period:

FROM: **1/1/2013**

TO: **12/31/2013**

State Funds Awarded:

\$14,424.00

Contract Number:

2010-11-EUDL-04

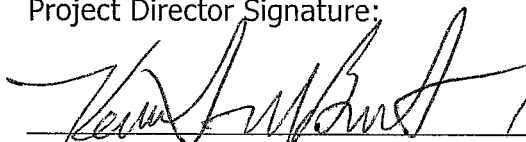
Award is hereby made in the amount and for the period shown above to the above mentioned Contractor. This award is subject to compliance with the general conditions governing grants and contracts, as well as any attached Special Conditions. This award is also subject to compliance with all current applicable federal and state laws, regulations and guidelines.

The undersigned hereby certify acceptance of the above described contract on the terms and conditions specified or incorporated by reference above and herein, including those stated in the contract application.

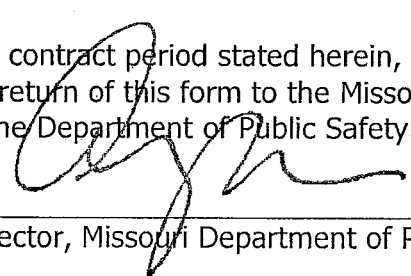
Authorized Official Signature:

 10-3-12
Mike Matthes Date

Project Director Signature:

 10-4-12
Kenneth Burton Date

This contract shall be in effect for the duration of the contract period stated herein, and funds shall become available on the award date with the signed return of this form to the Missouri Department of Public Safety and the signature of the director of the Department of Public Safety.


Director, Missouri Department of Public Safety

11/13/12
Award Date



The Missouri Department of Public Safety, Office of the Director
Juvenile Justice Program Certified Assurances
Enforcing Underage Drinking Laws (EUDL)

Contractor Name:	Columbia Police Department	Contract Number:	2010-11-EUDL-04
Project Title:	Columbia 2013 EUDL Grant		

In addition to the general terms contained in the *EUDL Application Packet, (Funding Opportunity Guidelines)* the Applicant is also conditioned upon and subject to compliance with the following assurances:

1. The Applicant assures that it shall comply, and all its subcontractors shall comply, with the applicable provisions of the **Enforcing Underage Drinking Laws Grant Program**, the **DPS Financial and Administrative Guide**; the current edition of the **Office of Justice Programs Financial Guide**; the current **EUDL Grant Application Packet (Funding Opportunity Guidelines)**; and all other applicable federal laws, orders, circulars, or regulations.
2. **Availability of Appropriated Funds:** The Applicant understands all awards are subject to the availability of appropriated funds and any modifications or additional requirements that may be imposed. It is understood and agreed upon that in the event funds from state and/or federal sources are not appropriated and continued at an aggregate level sufficient to cover the contract costs, or in the event of a change in federal or state laws relevant to these costs, the obligations of each party hereunder shall thereupon be terminated immediately upon receipt of written notice.
3. **Evaluation:** The Applicant agrees to maintain the programmatic and financial records necessary to evaluate the effectiveness of the program.
4. **Reporting:** The applicant agrees to submit, via the DPS WebGrants System, the **Monthly Operational Performance Report, Monthly Report of Expenditures, Monthly Detail of Expenditures, and supporting documentation** by no later than the **10th day of each month**. The Monthly Report of Expenditures is due each month whether or not your agency has expended any grant or local match funds. *Failure to submit these reports by the 10th of each month could result in the termination of your contract with the Department of Public Safety.*
 - a. Please include the following on the detail sheet: name of officer, pay period for payroll being requested, number of hours claimed, and hourly rate.
 - b. Also, on the detail sheet, include the name of the underage undercover operative, the dates worked, the number of hours claimed, and the hourly rate. *(If applicable.)*
5. The applicant assures that only actual costs for budget line items will be submitted on the Monthly Expenditure Reports.
6. Furthermore, the subgrantee assures that the following supporting documentation for each operational area will be provided to the Department of Public Safety when claiming reimbursement
 - a. Compliance Check Operations
 - Copies of municipal tickets and/or summonses issued as related to the enforcement of underage drinking laws
 - Name and address for each establishments checked and the outcome of the check (pass/fail)
 - Copy of each Officer's timesheets that denote the date, time, and type of EUDL hours worked
 - Copy of Underage Operative's timesheet that denotes the date, time, and type of EUDL hours worked.
 - b. Party Prevention & Controlled Party Dispersal Operations
 - Copies of all issued municipal tickets and/or summonses
 - Copies of Officers' timesheets that denote the date, time, and type of EUDL hours worked
 - c. Special Events Management Operations
 - Copies of all issued municipal summonses and/or tickets
 - Copies of Officers' timesheets that denote the date, time, and type of EUDL hours worked

d. EUDL Bar Patrol Operations

- Copies of all issued municipal tickets and/or summonses
- Name and address listing for all establishments checked and the outcomes (pass/fail)
- Copies of Officers' timesheets that denote the date, time, and type of EUDL hours worked

The subgrantee may modify copies of tickets and summonses to omit sensitive identifying information, as long as the documentation still clearly supports the EUDL activities and expenditures claimed.

The subgrantee also understands that reimbursement will not be made if this supporting documentation does not accompany a reimbursement claim.

7. **MIP:** The applicant agrees to comply with Section 223(a)(12) of the Juvenile Justice and Delinquency Prevention Act (JJDP). Juveniles charged with Minor in Possession of Alcohol should be held in a non-secure, unlocked, multipurpose area, such as a lobby, unlocked office, or an unlocked interrogation room which is **not** designed, set aside, or used as a secure detention area. In addition,
 - a. A juvenile may not be physically secured to a cuffing ring/rail or other stationary object during the period of custody in the area;
 - b. The use of the area is limited to providing non-secure custody only long enough and for the purpose of identification, investigation, release to parents, or arranging transfer to an appropriate juvenile facility or to court;
 - c. The area cannot be designed or intended to be used for residential purposes; and
 - d. The juvenile must be under continuous visual supervision by a law enforcement officer or facility staff while the juvenile is in non-secure custody (Federal Register, Volume 53, No. 512).
 - e. A juvenile placed in a law enforcement vehicle for transportation may be handcuffed.
8. **Undercover Minor – Requirements:** The applicant agrees to comply with Title 11 of the Missouri Code of State Regulations, Division 70-2.280, which requires that specific guidelines be followed when using minors in undercover alcohol compliance check investigations. Information on these rules and regulations, as well as the Division of Alcohol and Tobacco Control checklist for conducting alcohol compliance checks within your jurisdiction will be provided at the EUDL Compliance Seminar.
9. **ATC Reporting:** If violations occur on a licensed premise, the subgrantee agrees to forward a copy of this information to the Division of Alcohol and Tobacco Control.
10. **Administration:** The Applicant agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs Financial Guide and the current EUDL Funding Opportunity Guidelines. The Applicant shall fully coordinate all activities in the performance of the project with those of the Missouri Department of Public Safety, Office of the Director.
11. **Personnel:** The Applicant assures that time/attendance records shall support any personnel costs and that proper records shall be maintained to adequately substantiate time spent to carry out the specific objectives for which the contract was approved. These records must clearly show the hours worked and time spent specifically on this grant project. Job descriptions will also be maintained. Payroll records and time sheets shall be made available during monitoring visits.
12. **Interest:** The Applicant assures that federal funds will not be used to pay interest or any other financial costs. The Applicant shall refund any interest earned on federal funds to the Missouri Department of Public Safety, Office of the Director.
13. **Non-Supplanting:** The Applicant assures that federal funds awarded will be used to supplement (add to) existing funds and not substitute or replace local or state funds that have been appropriated or would otherwise be spent for the same purpose. The Missouri Department of Public Safety, Office of the Director, may take corrective action as it deems necessary. Suspension of federal and/or state funds, suspension or debarment from federal and/or state grants, recoupment of monies provided under this grant, and civil and/or other criminal penalties may be imposed. Potential supplanting will be the subject of monitoring and an audit.
14. **Auditing:** The Applicant agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues that may be identified by from OMB Circular A-



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133 audits (and any other audits of Office of Justice Programs grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the Office of Justice Programs Financial Guide, Chapter 19. The Applicant further agrees to provide an annual audit of their organization, if required, in accordance with the provision of the Office of Management and Budget Circulars applicable to their organization.

15. **Fiscal Procedures:** The Applicant assures that fund accounting, auditing, monitoring, and such evaluation procedures as may be necessary to keep such records as the Missouri Department of Public Safety, Office of the Director, shall prescribe will be provided to assure fiscal control, proper management, and efficient disbursement of funds received under this contract. These records will clearly delineate other sources of revenue that may be utilized for this project and/or by this agency.
16. **Documentation:** The Applicant assures that it shall maintain such data and information and submit such reports, in such form, at such times, and containing such information as the Missouri Department of Public Safety, Office of the Director, may require. This includes any additional information that may be necessary in follow-up to monitoring and/or audit issues and in response to requests from the U.S. Department of Justice.
17. **POST Certification:** If the Applicant is a law enforcement agency, the Applicant assures that the agency is in compliance with Sections 590.100 to 590.180, RSMo. Section 590.180, subsection 2, states "any law enforcement agency which employs a peace officer who is not certified as required by Sections 590.100 to 590.180 shall not be eligible to receive state or federal funds which would otherwise be paid to it for purposes of training and certifying peace officers or for other law enforcement, safety, or criminal justice purposes."
18. **UCR and Racial Profiling:** If the Applicant is a law enforcement agency, the applicant assures that the agency is in compliance with the provisions of Section 43.505, RSMo, relating to uniform crime reporting and Section 590.650, RSMo, relating to racial profiling.
19. **Media:** When discussing the EUDL Grant Program in print or electronic media, the subgrantee agrees to include an acknowledgement of the funding source similar to the following:

"This project was supported by funding made available through the EUDL Grant Program contained in the Juvenile Justice and Delinquency Prevention Act administered by the Office of Juvenile Justice and Delinquency Prevention; the Missouri Department of Public Safety, Office of the Director; and the Missouri Juvenile Justice Advisory Group."
20. **Anti-Lobbying:** The Applicant agrees to comply with the Anti-Lobbying Act (18 USC Section 1913) as amended to expand significantly the restriction on use of appropriated funding for lobbying. This expansion also makes the anti-lobbying restrictions enforceable via large civil penalties, with civil fines between \$10,000 and \$100,000 per each individual occurrence of lobbying activity. These restrictions are in addition to the anti-lobbying and lobbying disclosure restrictions imposed by 31 USC Section 1352. The Applicant further agrees to comply with any state anti-lobbying laws and guidelines.
21. **Debarment, Suspension, and Other Responsibility Matters (direct recipient):** The Applicant agrees to comply with all provisions as required by Executive Order 12549, Debarment and Suspensions, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510. Applicant further agrees to comply with any debarment, suspension, and other responsibility matters contained in states laws and guidelines.
22. **Non-Profit Organizations:** All nonprofit subrecipients of funds provided under the Juvenile Justice and Delinquency Prevention Act must have 501(c)(3) status recognized by the Internal Revenue Service. The nonprofit Applicant certifies its 501(c)(3) status is recognized by the Internal Revenue Service and the Missouri Secretary of State and is in good standing.
23. **For-Profit Organizations:** Commercial organizations agree not to make a profit as a result of an award and not to charge a management fee for the performance of an award. Furthermore, commercial organizations agree to comply with the contract cost principles of subpart 31.2 of the Federal Acquisition Regulations.
24. **Government Performance and Results Act (GPRA):** The Applicant agrees to collect data (on a quarterly, semi-annual, or annual basis, as requested) appropriate for facilitating reporting requirements established by Public Law 103-62 for the

Government Performance and Results Act. The Applicant ensures that valid and auditable source documentation is available to support all data collected for each performance measure specified in the program solicitation.

25. **Right in Intellectual Property:** The Applicant understands that the Department of Justice reserves certain rights with respect to data, patentable inventions, works subject to copyright, and other intellectual property associated with an award of federal funds. See 28 CFR Sections 66.34, 70.36, and 37 CFR Part 401.

26. **Department of Justice Information Technology Standards:** The Applicant agrees that, as appropriate, all equipment and software developed under this project will comply with Department of Justice information technology interface standards, including the National Criminal Intelligence Sharing Plan, the Global Justice XML Data Model, and the Law Enforcement Information Sharing Plan. A list of additional standards can be found at the Office of Justice Programs Standards Clearinghouse.

27. **Federal Funding Accountability and Transparency Act (FFATA) of 2006:** The Applicant agrees to comply with the requirements of the Federal Funding Accountability and Transparency Act (FFATA) of 2006.

28. **Drug-Free Workplace (Grantees other than Individuals):** The Applicant agrees to comply with provisions, as required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620.

29. **Drug-Free Workplace (Grantees who are Individuals):** As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620

- a. As a condition of the grant, I certify that I or any employee of this agency will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and
- b. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I or any employee of this agency will report the conviction, in writing, within 10 calendar days of the conviction, to:

Department of Justice
Office of Justice Programs
ATTN: Control Desk
810 Seventh Street, N.W.,
Washington, D.C. 20531

and

Missouri Department of Public Safety
Office of the Director
Juvenile Justice Unit
P.O. Box 749
Jefferson City, MO 65102-0749

30. **Federal Standard Assurances:** The Applicant hereby assures and certifies compliance with all federal statutes, regulations, policies, guidelines, and requirements, including OMB Circulars A-21, A-87, A-110, A-122, A-133 which may be found in 2 CFR, Parts 215-230 and OMB Circular A-102; E.O. 12372; and Uniform Administrative Requirements for Grants and Cooperative Agreements, 28 CFR, Part 66, Common Rule, that govern the application, acceptance, and use of federal funds for this federally-assisted project. The Applicant assures and certifies that:

- a. It has the legal authority to apply for federal assistance and the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project cost) to ensure proper planning, management, and completion of the project described in this application.
- b. It will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain.
- c. It will give the awarding agency or the General Accounting Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the financial assistance.
- d. It will comply with all lawful requirements imposed by the awarding agency, specifically including any applicable regulations, such as 28 CFR Parts 18, 22, 23, 30, 35, 38, 42, 61, and 63, and the award term in 2 CFR Section 175.15(b).



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- e. It will assist the awarding agency (if necessary) in assuring compliance with section 106 of the National Historic Preservation Act of 1966 (16 USC Section 470), Ex. Order 11593 (identification and protection of historic properties), the Archeological and Historical Preservation Act of 1974 (16 USC Section 469 a-1 et seq.), and the National Environmental Policy Act of 1969 (42 USC Section 4321).
- f. If a governmental entity,
 - 1) It will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 USC Section 4601 et seq.), which governs the treatment of persons displaced as a result of federal and federally-assisted programs; and
 - 2) It will comply with requirements of 5 USC Sections 1501-08 and Sections 7324-28, which limit certain political activities of state or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

- 31. **Association of Community Organizations for Reform Now (ACORN):** The Applicant understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or sub-award to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of Office of Justice Programs.
- 32. **Confidentiality and Human Subjects Protection:** Applicant agrees to comply with the requirements of 28 CFR Part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject to informed consent.
- 33. **Civil Rights Compliance:** Applicant will comply with applicable federal civil rights laws, including Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, Title IX of the Education Amendments of 1972, the Age Discrimination Act of 1975, and the Justice Department's regulation for the Equal Treatment of Faith-Based Organizations. Depending on the funding source, a recipient must also comply with the nondiscrimination provisions within the applicable program statutes, which may include the Omnibus Crime Control and Safe Streets Act of 1968, the Victims of Crime Act, or the Juvenile Justice and Delinquency Prevention Act. Collectively, these federal laws prohibit a recipient of Office of Justice Programs funding from discriminating either in *employment* (subject to the exemption for certain faith-based organizations discussed below; see "Funding to Faith-Based Organizations") or in the *delivery of services or benefits* on the basis of race, color, national origin, sex, religion, or disability. In addition, Office of Justice Program recipients may not discriminate on the basis of age in the delivery of services or benefits.

Compliance with Title VI of the Civil Rights Act of 1964, which prohibits recipients from discriminating on the basis of national origin in the delivery of services or benefits, entails taking reasonable steps to ensure that persons with limited English proficiency (LEP) have meaningful access to funded programs or activities. An LEP person is one whose first language is not English and who has a limited ability to read, write, speak, or understand English.

The Applicant will also comply, and will require any sub-grantees or contractors to comply, with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 USC Section 3789d); the Victims of Crime Act (42 USC Section 10604(e)); the Juvenile Justice and Delinquency Prevention Act of 2002 (42 USC Section 5672(b)); the Civil Rights Act of 1964 (42 USC Section 2000d); the Rehabilitation Act of 1973 (29 USC Section 794); the Americans with Disabilities Act of 1990 (42 USC Section 12131-34); the Education Amendments of 1972 (20 USC Sections 1681, 1683, 1685-86); and the Age Discrimination Act of 1975 (42 USC Sections 6101-07); see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).

- 34. **Faith-Based Organizations (FBO):** The Applicant agrees to comply with Executive Order 13279 which relates to the fair treatment of Faith Based Organizations (FBO's). The Executive Order and regulations also prohibit FBO's from using Justice Department funding to engage in inherently religious activities, such as proselytizing, scripture study, or worship. *Please see the DPS Financial and Administrative Guide for more information.*

35. **Safe Streets Act:** The Applicant is aware that an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 USC Section 3789d(c), or other federal grant program requirements, must meet two additional requirements: (1) complying with Federal regulations pertaining to the development of an Equal Opportunity Plan (EEO), 28 CFR Section 42.301-.308, and (2) submitting the OCR Findings and Discrimination (see 28 CFR Sections 42.205(5) or 31.202(5)).
36. **Suspension or Termination of Funding:** The Missouri Department of Public Safety, Office of the Director, reserves the right to suspend or terminate any contract entered into as a result of this application at its sole discretion and without penalty or recourse by giving written notice to the contractor. In the event of termination pursuant to this paragraph, all documents, data, and reports prepared by the contractor under the contract shall, at the option of the Missouri Department of Public Safety, Office of the Director, become property of the state of Missouri. The contractor shall be entitled to receive just and equitable compensation for work completed prior to the effective date of termination.
37. **Criminal Penalty for False Statements:** The Applicant understands false statements or claims made in connection with any Office of Justice Programs grant may result in fines, imprisonment, and debarment from participating in state and federal grants or contracts, and/or other remedy by law.

The Applicant must promptly refer to the Department of Justice, Office of Inspector General any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. Potential fraud, waste, abuse, or misconduct should be reported to the OIG and DPS by mail at:

Office of Inspector General
Office of Justice Programs and
Investigations Division
950 Pennsylvania Ave., N.W., Rm. 4706
Washington, D.C. 20530

Missouri Department of Public Safety
Office of the Director
Juvenile Justice Unit
P.O. Box 749
Jefferson City, MO 65102-0749

38. **Contract Renewal:** An award of contract, entered into as a result of this application, shall not bind or purport to bind the Department of Public Safety, Office of the Director, for any contractual commitment in excess of the original contract period contained in such an award of contract. However, the Department of Public Safety, Office of the Director, shall have the right, at its sole discretion, to renew any such award of contract on a year to year basis. Should the Department of Public Safety, Office of the Director, exercise its right to renew the contract, the renewal shall be subject to the terms set forth by the Department of Public Safety, Office of the Director, in the documents developed for such renewal. Failure to comply with such terms set forth by the Department of Public Safety, Office of the Director, will result in the forfeiture of such a renewal option:

Failure to comply with any of the foregoing certified assurances could result in

- a. Funds being withheld until such time as the contractor takes appropriate action to rectify the incident(s) of non-compliance*
or
b. The immediate termination of the award of contract.

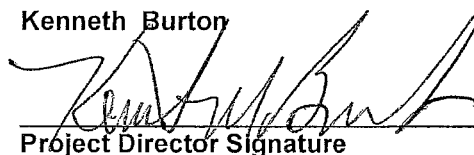
The applicant hereby certifies, by signature, acceptance of the terms and conditions specified or incorporated by reference herein, including those stated in the application packet, the DPS Financial and Administrative Guide, and the Office of Justice Programs Financial Guide.

Mike Matthes

 10-3-12

Authorized Official Signature Date

Kenneth Burton

 10-4-12

Project Director Signature Date