

AGENDA ITEM # 18

October 12, 1999

VOL.107, pg.455

Consider approving grant application and resolution for grant enforcing violations of underage drinking.

Moved: Commissioner Hays

Seconded: Commissioner Limmer

Motion: To approve grant application and resolution for grant enforcing violations for under age drinking.

Vote: Motion carried 3 - 0

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RESOLUTION (Local Units of Government)

Whereas, The Williamson County Commissioners' Court finds it is in the best interest of the citizens of Williamson County, that there be a program to address the problem of underage drinking; and

Whereas, Williamson County Commissioners' Court has considered the proposed application for State and Federal Assistance for said project to be submitted to the Office of the Governor and

Whereas, Williamson County Commissioners' Court has agreed to provide matching funds if required;

Whereas, Williamson County Commissioners' Court has agreed that in the event of loss or misuse of the Criminal Justice Division funds, Williamson County Commissioners' Court assures that the funds will be returned to the Criminal Justice Division in full.

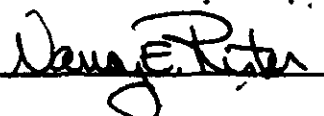
Therefore be it resolved that the Williamson County Commissioners' Court approves submission of the grant application for the Underage Drinking Project.

Signed by the County Judge



Passed and Approved this 12th day of October, 1999.


Attest: Signed by the County Clerk



CERTIFIED ASSURANCES

The applicant hereby assures and certifies that the project will comply with the regulation policies, guidelines and requirements including OMB Circulars No. A-122, A-110, A-102, A-87 and A-21 as they relate to the application, acceptance and use of funds for this project. Also the applicant assures and certifies to the grant that:

- 1 It possesses legal authority to apply for the grant; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body authorizing the filing of the application including all understandings and assurances contained therein and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
- 2 Federal funds made available under this formula grant will not be used to supplant state or local funds but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
- 3 Matching funds required to pay the non-federal portion of the cost of each program and project, for which grant funds are made available, shall be in addition to funds that would otherwise be made available for law enforcement by the recipients of grant funds.
- 4 It will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of federal and federally assisted programs.
- 5 It will comply with the minimum wage and maximum hours provisions of the federal Fair Labor Standards Act, as they apply to hospital and educational institution employees of state and local governments.
- 6 It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties.
- 7 Fund accounting, auditing, monitoring, and such evaluation procedures as may be necessary to keep such records as CJD or the Comptroller General shall prescribe, shall be provided to assure fiscal control, proper management, and efficient disbursement of funds received under the grant.
- 8 It shall maintain such data and information and submit such reports in such form at such times, and containing such information as CJD may require.
- 9 The programs contained in its application meet all requirements that all the information is correct, that there has been appropriate coordination with affected agencies, and that the applicant will comply with all provisions of the grant and all other applicable federal and state laws, regulations, and guidelines.
- 10 It will comply with all requirements imposed by the federal sponsoring agency concerning special requirements of law, program requirements, and other administrative requirements.
- 11 Pursuant to Sections 223(a)(18) and 296 of the JJDP Act, the Grantee assures that procedures have been established to ensure that programs funded under the JJDP Act shall not disclose program records containing the identity of individual juveniles. Exceptions to this requirement: (a) authorization by law; (b) consent of either the juvenile or his legally authorized representative; or (c) justification that otherwise the functions of this title cannot be performed. Under no circumstances may public project reports or findings contain names of actual juvenile service recipients.
- 12 It will insure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the federal grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.
- 13 It will comply with the flood insurance purchase requirements of § 102 (a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, approved December 31, 1976. Section 102 (a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards.
- 14 It will assist the grantor agency in its compliance with § 106 of the National Historic Preservation Act of 1966 as amended (16 U.S.C. 470) Executive Order 11593, and the Archeological and Historic Preservation Act of 1966 (16 U.S.C. 469a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and advising the grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the grantor agency to avoid or mitigate adverse effects upon such properties.
- 15 It will comply with the Uniform Grant Management Standards (UGMS) developed under the directive of the Uniform Grant Management Act, Chapter 183, Government Code.
- 16 It, if a county, has taken or will take all action necessary to provide the Texas Department of Criminal Justice and the Department of Public Safety any criminal history records maintained by the county in the manner specified for the purposes of those departments.
- 17 It will comply with Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d (prohibiting discrimination on the basis of race, color, or national origin); Section 504 of the Rehabilitation Act of 1964, 42 U.S.C. 794 (prohibiting discrimination on the basis of handicap); the Age Discrimination Act of 1975, 42 U.S.C. 6101 et seq. and the Department of Justice Nondiscrimination Regulations, 28 CFR Part 42, Subparts C, D, and G.
- 18 It will, in the event a federal or state court or federal or state administrative agency makes a finding of discrimination after a due process hearing, on the ground of race, color, religion, national origin, sex, age, or handicap against the project, forward a copy of the finding to the Criminal Justice Division (CJD).
- 19 It will comply with Subtitle A, Title II of the Americans With Disabilities Act (ADA), 42 U.S.C. 12131-12134, and Department of Justice implementing regulation, 28 CFR Part 35, whereas state and local governments may not refuse to allow a person with a disability to participate in a service, program, or activity simply because the person has a disability.
- 20 Cities and counties will comply with the following sections of the Juvenile Justice and Delinquency Prevention Act, U.S.C. 5671, as amended:
 - 21 (a) (12) (A) regarding removal of status offenders from secure facilities.
 - 22 (a) (13), regarding sight-and-sound separation of juveniles from adults when detained in the same secure facility.
 - 23 (a) (14) regarding removal of juveniles from adult jails and lockups.
- 24 It will comply with the provisions of the Hatch Act which limit the political activity of employees.
- 25 It will comply, and assure the compliance of all its contractors, with the applicable provisions of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act, as appropriate; the provisions of the current edition of the Office of Justice Programs Financial Guide and all other applicable federal laws, circulars, or regulations.
- 26 It will comply with the provisions of 28 CFR applicable to grants and cooperative agreements including Part 18, Administrative Review Procedure; Part 20, Criminal Justice Information Systems; Part 22, Confidentiality of Identifiable Research and Statistical Information; Part 23, Criminal Intelligence Systems Operating Policies; Part 30, Intergovernmental Review of Department of Justice Programs and Activities; Part 42, Nondiscrimination/Equal Opportunity Policies and Procedures; Part 61, Procedures for Implementing the National Environmental Policy Act; Part 63, Floodplain Management and Wetland Protection Procedures; and federal laws or regulations applicable to federal assistance programs.
- 27 It will comply and all its contractors will comply, with the nondiscrimination requirements of the Omnibus Crime and Safe Streets Act of 1968 as amended, 42 U.S.C. 3789(d), the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act (as appropriate), Title VI of the Civil Rights Act of 1964 as amended; Section 504 of the Rehabilitation Act of 1973 as amended, Subtitle A, Title II of the Americans with Disabilities Act of 1990; Title IX of the Education Amendments of 1972, the Age Discrimination Act of 1975, Department of Justice Non-Discrimination Regulations, 28 CFR Part 42 Subparts C, D, E, and G; and the Department of Justice regulations on disability discrimination, 28 CFR Part 35 and Part 39.
- 28 It will provide an Equal Opportunity Program if required to maintain one, where the application is for \$500,000 or more.
- 29 It will comply with the provisions of the Coastal Barrier Resources Act (P.L. 97-348) dated October 19, 1982 (16 U.S.C. 3501, et seq.), which prohibits the expenditure of most new federal funds within the units of the Coastal Barrier Resources System.

 Signature of the Authorized Official

COMPREHENSIVE CERTIFICATION

This certification is a material representation of fact upon which reliance was placed with the agency determined to award the grant. If it is later determined that the grantee knowingly rendered an erroneous certification, the agency, in addition to any other remedies available to the federal government, may take available action

If this application is for federal funds in excess of \$100,000, I certify to the best of my knowledge and belief:

- 1 no federal appropriated funds have been paid or will be paid to any person for influencing or attempting 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 the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement,
- 2 if any non-federal funds have been paid or will be paid to any person for influencing or attempting 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 this federal contract, grant, loan, or cooperative agreement, the undersigned shall check here _____ and contact CJD or your local council of governments for the "Disclosure Form to Report Lobbying," and
- 3 the undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers and that all sub-recipients shall certify accordingly

If this application is for federal funds, I certify that to the best of my knowledge and belief.

- I The grantee certifies that it will provide a drug-free workplace by
 - A Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition
 - B Establishing a drug-free awareness program to inform employees about
 - 1 the dangers of drug abuse in the workplace,
 - 2 the grantee's policy of maintaining a drug-free workplace,
 - 3 any available drug counseling, rehabilitation, and employee assistance programs, and
 - 4 the penalties that may be imposed upon employees for drug abuse violations
 - C Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (A)
 - D Notifying the employee in the statement required by paragraph (A) that, as a condition of employment under the grant, the employee will
 - 1 abide by the terms of the statement, and
 - 2 notify the employer of any criminal drug statute conviction for a violation occurring in the workplace not later than five days after such conviction
 - E Notifying the agency within ten days after receiving notice under subparagraph (D)(2) from an employee or otherwise receiving actual notice of such conviction
 - F Taking one of the following actions with respect to any employee who is so convicted.
 - 1 taking appropriate personnel action against such an employee, up to and including termination, or
 - 2 requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency
 - G Making a good faith effort to continue to maintain a drug-free workplace through the implementation of paragraphs (A), (B), (C), (D), (E), and (F)
- II The grantee shall insert in the space provided below the site(s) for the performance of work done in connection with the specific grant.

If this application is for federal funds in excess of \$25,000, I certify (initial the appropriate choice):

- ☐ This agency employs fewer than 50 people; therefore, the applicant agency is not required to file an equal employment opportunity program in accordance with 28 CFR 42.301 et seq., Subpart E.
- ☐ This agency employs 50 or more people and has formulated an equal employment opportunity program in accordance with 28 CFR 42.301 et seq., Subpart E and that it is on file in the office of

If this application is for federal funds, I certify (initial the appropriate choices):

- ☐ The applicant agency currently has combined federal funding of \$300,000 or more and, therefore, is required to submit an annual single audit by an independent auditor made in accordance with the Single Audit Act Amendments of 1996 and OMB Circular A-133.
- ☐ The applicant agency currently has combined state funding of \$300,000 or more and, therefore is required to submit an annual single audit by an independent auditor made in accordance with the Uniform Grant Management Standards (UGMS).
- ☐ The applicant agency currently has no federal funding or combined federal funding of less than \$300,000 and therefore is exempt from the Single Audit Act and cannot charge audit costs to a CJD grant. I understand, however, that CJD may require a limited scope audit as defined in OMB Circular A-133.

If this application is for State Criminal Justice Planning funds, Juvenile Justice and Delinquency Prevention Act funds, or Safe and Drug-Free Schools and Communities Act funds, I certify that:

If funded, the grant project will maintain a level of service that is, at a minimum, what was provided in the first year of funding.

If this application is for federal funds in excess of \$25,000, I certify that (initial the appropriate choice):

☐ By submission of this proposal, that neither the applicant agency nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency. If I am unable to certify

☐ I am unable to certify the above statement and have attached an explanation to this application


Signature of Authorized Official

Date

Applicant Organization

GRANT APPLICATION COVER SHEET

1 Legal name of organization applying		10 Title of Project	
2 Division or unit within the applicant organization to administer the project		11 Application for Enforcing Underage Drinking Laws (federal) CFDA-16.727	
3 Official applicant organization mailing address		12 County where headquarters are based	
4 Type of Applicant (check one box only) <input type="checkbox"/> City <input type="checkbox"/> County		13 Population of the county where the headquarters are based	
5 Person who completed this application or can answer specific questions about it Name _____ Title _____ Address _____ Telephone number _____ Fax number _____ e-mail address _____		14 All cities and counties in the service area of the project and the population of each	
6 Agency's State Payee Identification Number		15 Grant Start Date	
7 Agency's last audit date		17 Is this an application for first-year funding? <input type="checkbox"/> Yes <input type="checkbox"/> No If "No", complete the following Year of Funding for this application (check one) <input type="checkbox"/> Year 2 <input type="checkbox"/> Year 3 <input type="checkbox"/> Year 4 <input type="checkbox"/> Year 5 <input type="checkbox"/> Year ____ Current Grant # _____	
8 Is the applicant organization delinquent on any state or federal debt? <input type="checkbox"/> Yes (If "Yes", attach an explanation) <input type="checkbox"/> No			
9 Requested Funds	Amount Requested		
FY 2001 request			
FY 2002 request			
FY 2003 request		18 On what date was a copy of the application submitted for TRACS Review?	
TOTAL		<div style="border: 1px solid black; padding: 2px;">FOR COG USE ONLY</div> Is this application shared with another COG?	
To the best of my knowledge, all information in this application is true and correct. The application had been duly authorized by the governing body of the applicant and agrees to comply with all CJD rules including the attached assurances, if awarded			
Typed name of Authorized Official		CPTN #	Region #
Signature of Authorized Official		Priority #:	RBE: <input type="checkbox"/> In <input type="checkbox"/> Out <input type="checkbox"/> NA
Date Signed		COG Application Identifier:	DFR Waiver? <input type="checkbox"/> Yes <input type="checkbox"/> No

AGENDA ITEM # 19October 12, 1999

Consider approving proposal for MHMR to provide psychiatrist services to jail inmates.

No action was taken on this agenda item.

AGENDA ITEM # 20October 12, 1999*

Consider making any nominations to the Board of Directors of the Williamson County Appraisal District.

Moved: Commissioner Boatright

Seconded: Commissioner Hays

Motion: To nominate and split our votes equally among Bob Tagge, Jerry Dusterhoff, David Acosta, Ercel Brashear and Deborah Hunt to the Board of Directors of the Williamson County Appraisal District.

Vote: Motion carried 3 - 0

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