

**District Department of the Environment
Natural Resources Administration**



**NOTICE OF FUNDING AVAILABILITY
AND
REQUEST FOR APPLICATIONS
TO
CONSTRUCT MUNICIPAL WASTEWATER FACILITIES AND IMPLEMENT NONPOINT
SOURCE POLLUTION CONTROL AND ESTUARY PROTECTION PROJECTS**

Posted July 13, 2012

Pre-Application Question and Answer Meeting - July 18, 2012

Proposals due August 13, 2012 by 4:30 pm

**Government of the District of Columbia
District Department of the Environment
1200 First Street, NE 5th Floor
Washington, DC 20002
(202) 535-2244**



TABLE OF CONTENTS

I.	FUNDING OPPORTUNITY.....	2
II.	FUNDING AWARD INFORMATION	2
III.	APPLICANT ELIGIBILITY.....	2
IV.	PRE-APPLICATION QUESTION AND ANSWER MEETING.....	3
V.	ELIGIBLE PROJECT DESCRIPTION.....	3
VI.	APPLICATION AND SUBMISSION INFORMATION	3
VII.	APPLICATION REVIEW INFORMATION.....	5
VIII.	AWARD ADMINISTRATION.....	6
IX.	FURTHER INFORMATION	7
X.	PROGRAMMATIC, ADMINISTRATIVE AND NATIONAL POLICY REQUIREMENTS FOR GRANTEES.....	7
XI.	APPENDICES	10
	NOTICE OF FUNDING AVAILABILITY	
	ASSURANCES	
	CERTIFICATONS	
	APPENDIX A (APPROVED PROJECT PRIORITY SYSTEM)	
	APPENDIX B (FEDERAL INSERT)	

I. FUNDING OPPORTUNITY

The District Department of the Environment (DDOE), Natural Resources Administration is soliciting applications to support the construction of municipal wastewater facilities and implementation of nonpoint source pollution control and estuary protection projects. The federal funding source is U.S. Environmental Protection Agency (USEPA) Construction Grants for Wastewater Treatment Works (CFDA 66.418-Award Number C-96310501-0). Applications that describe projects for implementation and have the potential to achieve the highest return in terms of attainment of water quality standards and protection of the public health for the residents and visitors to the District of Columbia are encouraged.

This *Request for Applications (RFA)* explains how to apply for these funds and describes the projects for which funds are available. **All applications must be received at the address below by 4:30pm on Thursday, August 13, 2012.** Applications will be dated and recorded upon receipt. Applications must be directed to:

District Department of the Environment
Water Quality Division
1200 First Street, NE
5th Floor
Washington, DC 20002
Attn: N. Shulterbrandt

II. FUNDING AWARD INFORMATION

The total amount of funds available for awards is approximately seven million (\$7,000,000) dollars. The final amount will be determined when USEPA provides the information the availability of fiscal year 2013 program funds. Consequently, DDOE has made no determination of the number of projects which will be funded. Grant award(s) will be made based on the determination of project eligibility, evaluation of the project application and the ranking of the projects based on their evaluation. The grant project period will vary depending on the project description.

III. APPLICANT ELIGIBILITY

- A. Applicants must be registered to do business in the District of Columbia. Nonprofit organizations with IRS 501(c) 3 or 501(c) 4 determinations, and educational institutions are also eligible to apply. A non-federal monetary or in-kind match is required. The applicant should refer to the project description for more details. A copy of the applicant's IRS form 990 must be included in the application.
- B. Only projects that meet the eligibility threshold of having a high likelihood of achieving a water quality standard or reducing or eliminating an existing water quality problem will be evaluated, scored, and proceed to being included on a draft Project Priority List (PPL). Based on the scores, the draft PPL will list projects in descending order of priority for funding. The public will be provided the opportunity to review and comment on the draft

PPL. A public hearing on the PPL will also be held. At the close of the public comment period, DDOE will address the comments received and adopt the PPL as final. The final PPL will be submitted to USEPA for review and acceptance. Only projects included on the PPL approved by U.S. EPA are eligible for funding with these USEPA grant funds.

- C. **Match-** All construction projects, that are ultimately deemed eligible and selected for construction grants funding, are funded at a 55% Federal grant share. The applicant must provide 45% of the selected project's cost.

IV. PRE-APPLICATION QUESTION & ANSWER MEETING

A grant application information session will be held on July 18, 2012 at 2:00 PM in room 590 at DDOE 1200 First St., NE.

V. ELIGIBLE PROJECT DESCRIPTION

- A. Eligible project activities:

1. Planning, design, and construction of publicly owned treatment works on a priority list developed pursuant to Clean Water Act (CWA) Section 216;
2. Implementation of nonpoint source capital improvements consistent with a US EPA approved DC Nonpoint Source Management Plan and watershed implementation plans, which are developed pursuant to Section 319 of CWA; and
3. Green infrastructure, water efficiency improvements, energy efficiency improvements, or other environmentally innovative activities as described by the Green Project Reserve (GPR) project eligibility guidance pursuant to P.L. 111-88.

- B. Nonpoint source and Green Project Reserve type project submissions will be evaluated using the Nonpoint Source project evaluation criteria. Treatment works projects will be evaluated using the Treatment Works project evaluation criteria. Projects will be evaluated on the basis of the quality of information provided. Note: Submissions must address all the areas identified below for Nonpoint Source or Treatment Works Projects, as applicable. See appendix B for description of information specific to the project types.

- C. Projects funded should protect or restore water quality. Where activities provide both water quality and other benefits, only the portion which benefits water quality may receive grant funding.

- D. See Appendix B and definitions related to GPR and examples of GPR projects can be found at the following link:
http://water.epa.gov/aboutow/eparecovery/upload/2009_03_31_eparecovery_STIMULUS_Guidance_Green_Reserve-2.pdf

VI. PROJECT APPLICATION AND SUBMISSION INFORMATION

Applications shall include:

- A. Minimum Requirements:
1. Projects must meet the eligibility threshold of having a high likelihood of achieving a water quality standard or reducing or eliminating an existing water quality problem;
 2. Project must be implemented within the District of Columbia; and
 3. Applications must follow this RFA.
- B. Proposal Formatting and Submission:
1. Use plain, white, 8 ½” x 11” recycled paper with a one inch margin on all sides;
 2. Applications should be double-sided if possible;
 3. Staple the application in the top left-hand corner. No plastic covers or other forms of binding are allowed;
 4. Submit five paper copies and one electronic copy (via E-mail) of the proposal; and
 5. Do not submit proposals via fax.
- C. Required Application Content:
1. A one-page cover sheet that lists:
 - Organization submitting proposal;
 - Organization address with zip plus four code;
 - Organization congressional district;
 - Project for which organization is applying;
 - Applicant’s title for the proposed project;
 - Local watershed that will benefit from project;
 - One paragraph project summary;
 - Funding amount requested;
 - Matching/In-kind amount;
 - Project period;
 - Federal Tax Identification Number;
 - DUNS number (obtain at <http://fedgov.dnb.com/webform>). DDOE may not make an award to a sub recipient who does not have a DUNS number; published in Federal Register Vol. 75, No. 177, page 55671 and codified in 2 CFR Subtitle A, Chapter 1, and Part 25, Office of Management and Budget.
 - Contact person for project and contact’s telephone, fax, and email; and
 - Signature of authorized representative and date of signature.
 2. Summary of Project: Provide a brief summary of the project.
 3. Project Outcomes and Outputs:
 - The Office of Management and Budget requires that organizations receiving federal grant funds document outcomes, outputs, and activities. Describe the activities that will be undertaken to achieve outputs and project outcomes;

- A project outcome is a medium- to long-term result that occurs and or continues after the project ends. For example, an outcome could be improved health and size of a riparian buffer or amount of pollutant reduced;
 - Outputs are short-term results achieved at the end of the project period such as installation of x square feet of green roof, or square feet of stream restored; and
 - Outputs should be quantified.
4. Budget:
- Provide both a budget narrative and a budget table. The narrative includes an explanation for each of the budget line items. Information should be thorough enough to allow an understanding of how requested budget amounts were derived; and
 - The budget table should include three columns, one for the federal funds, and one for the non-federal match, and one for the project total.

NOTE: APPLICATIONS THAT ARE MISSING ANY OF THE ABOVE MENTIONED INFORMATION WILL NOT BE CONSIDERED BY DDOE.

VII. APPLICATION REVIEW INFORMATION

A. RFA Conditions:

1. Funding for this award is contingent on the receipt of funds from the grantor. This RFA does not commit DDOE to make an award.
2. DDOE reserves the right to accept or deny any or all applications if DDOE determines it to be in the best interest of the Agency to do so. DDOE shall notify the applicant if it rejects that applicant's proposal. The Agency may suspend or terminate an outstanding RFA pursuant to its own grant making rule(s) or any applicable federal regulation or requirement.
3. The Agency reserves the right to issue addenda and/or amendments subsequent to the issuance of the RFA, or to rescind the RFA.
4. The Agency shall not be liable for any costs incurred in the preparation of applications in response to the RFA. Applicant agrees that all costs incurred in developing the application are the applicant's sole responsibility.
5. The Agency may conduct pre-award on-site visits to verify information submitted in the application, and to determine if the applicant's facilities are appropriate for the services intended.
6. The Agency may enter into negotiations with an applicant and adopt a firm funding amount or other revision of the applicant's proposal that may result from negotiations.

7. DDOE has grant making authority under the Water Pollution Control Act of 1984, D.C. Official Code § 8-103.12, and other applicable laws and regulations.
 8. Grants made using funding from a Federal agency may be subject to OMB Circulars A-102, A-133, 2 CFR 180, 2 CFR 225, 2 CFR 220, and 2 CFR 215.
 9. All grants will be reimbursable. DDOE can consider requests for startup costs based on the organization's need.
 10. If there are any conflicts between the terms and conditions of the DC Register notice, the RFA and any applicable federal or local law or regulation, or any ambiguity related thereto, then the provisions of the applicable law or regulation shall control and it shall be the responsibility of the applicant to ensure compliance.
- B. Review Panel:
The review panel will consist of five members, with at least two DDOE staff persons. The review panel will review, score and rank each applicant's proposal using the evaluation forms, Attachment 1 for CWA SRF Section 212 Treatment Works Projects or Attachment 2 CWA SRF Nonpoint Source Projects from the Project Priority Rating System. Upon completion of the panel review, the projects will be ranked and prioritized for funding according to their average scores.
- C. Scoring Criteria:
The review panel will evaluate applications using the criteria listed with each project description at Attachment A. *Any proposal that does not meet the minimum requirements or contain the required documentation as stated in this guidance will not be considered.*
- D. Matching Funds:
A non-federal match of 45% of the total project cost is required.
- E. Award Announcements:
 1. A copy of the list of projects that will be funded will be sent to all applicants within ten (10) weeks after the application due date.
 2. DDOE will notify the applicant in writing if the applicant's proposal is rejected.
- F. RFA Provisions:
The U.S. Environmental Protection Agency and/or DDOE may require changes in the proposal before it will award funds. In this circumstance, DDOE will enter into negotiations with the applicant to establish funding amount and proposal revisions.

VIII. AWARD ADMINISTRATION

- A. Award Date for Funded Projects: Awards cannot be made before the date federal and other major funding is received by DDOE.

- B. Grantees will not be reimbursed for any work that is undertaken before a grant agreement is signed by both parties.
- C. All grants will be reimbursable for work performed.
- D. Reporting Funded: Projects will require a final report quantifying all outputs and qualifying the extent to which project outcomes met or will meet the need established by the funded proposal. Include recommendations for improvements to ensure that subsequent projects designed to meet the same need have an increased impact.
- E. Reimbursement:
 - 1. Invoices/Requests for Reimbursement may be submitted as approved funds are spent. Supporting documentation for all expenditures must be submitted with the invoice.
 - 2. Reimbursement payment will be mailed to the address of file for the grantee organization. Invoices are generally paid six (6) weeks after DDOE receives them.

IX. FURTHER INFORMATION

Should you have questions concerning the preparation of your application, contact:

Nicoline Shulterbrandt
District Department of the Environment
Water Quality Division
1200 First Street NE, 5th Floor
Washington, DC 20002
Ph.: (202) 535-2194

Email: nicoline.shulterbrandt@dc.gov

X. PROGRAMMATIC, ADMINISTRATIVE, AND NATIONAL POLICY REQUIREMENTS FOR GRANTEES

- A. Indemnification:

The grantee agrees to indemnify and hold harmless the District of Columbia and all of its employees, officers, agents and servants against any and all claims of liability or lawsuits arising from or based on, or as a consequence of or result of, any act, omission or default of the grantee, its employees or its subcontractors, in the performance of the grant.
- B. Tax Liability:

The Grantee is solely responsible for taxes owed, if any, on the payments made payable to it under any award by any taxing authority, whether federal, state or local. The Grantee agrees to defend, indemnify and hold harmless the District with respect to any liability to any taxing authority, whether federal, state or local, arising from payments contemplated by this award. The Grantee shall ensure that each of its Sub contractors and Sub grantees agree to and/or understand that they are also subject to the requirements set forth in this paragraph.

C. Insurance:

1. The Grantee shall be required to submit a Certificate of Insurance giving evidence of the required coverage, either before or after the award but before work commences. All insurance shall be written with financially responsible companies authorized to do business in the District of Columbia, and have either an A.M. Best Company rating of A-VIII or higher, a Standard & Poor's rating of AA or higher, or a Moody's rating of Aa2 or higher.
2. The Grantee shall require all subcontractors to carry the insurance required herein, or the Grantee may, at its option, provide the coverage for any or all subcontractors, and if so, the evidence of insurance submitted shall so stipulate.
3. All policies (excluding Workers' Compensation and Professional Liability, if applicable) shall name the District as an **additional insured** with respect to work or services performed under the Grant or Sub-Grant. All policies shall provide that the insurance coverage provided hereunder will be primary and noncontributory with any other applicable insurance. All policies shall contain a waiver of subrogation in favor of the District of Columbia.
4. Under no circumstance shall work be performed until the required Certificates of Insurance signed by an authorized representative of the insurer(s) has been furnished. The Grant Administrator must be given notice via certified mail in the event coverage is substantially changed, canceled or not renewed.

D. Applicable District and Federal Statutes and Regulations Acknowledgement:

The Applicant shall certify that it will comply with all applicable District and Federal Statutes and regulations as may be amended from time to time including but not necessarily limited to:

- The Americans with Disabilities Act of 1990, Pub. L. 101-336, July 26, 1990, 104 Stat. 327 (42 U.S.C. 12101 et seq.);
- Rehabilitation Act of 1973, Pub. L. 93-112, Sept. 26, 1973, 87 Stat. 355 (29 U.S.C. 701 et seq.);
- The Hatch Act, Chap. 314, 24 Stat. 440 (7 U.S.C. 361a et seq.);

- The Fair Labor Standards Act, Chap. 676, 52 Stat. 1060 (29 U.S.C.201 et seq.);
- The Clean Air Act (Subgrants over \$100,000) Pub. L. 108–201, February 24, 2004, 42 USC cha. 85et.seq.);
- The Occupational Safety and Health Act of 1970, Pub. L. 91-596, Dec. 29, 1970, 84 Stat. 1590 (26 U.S.C. 651 et.seq.);
- The Hobbs Act (Anti-Corruption), Chap 537, 60 Stat. 420 (see 18 U.S.C. § 1951);
- Equal Pay Act of 1963, Pub. L. 88-38, June 10, 1963, 77 Stat.56 (29 U.S.C. 201);
- Age Discrimination Act of 1975, Pub. L. 94-135, Nov. 28, 1975, 89 Stat. 728 (42 U.S.C. 6101 et. seq.);
- Age Discrimination in Employment Act, Pub. L. 90-202, Dec. 15, 1967, 81 Stat. 602 (29 U.S.C. 621 et. seq.);
- Military Selective Service Act of 1973;
- Title IX of the Education Amendments of 1972, Pub. L. 92-318, June 23, 1972, 86 Stat. 235, (20 U.S.C. 1001);
- Immigration Reform and Control Act of 1986, Pub. L. 99-603, Nov 6, 1986, 100 Stat. 3359, (8 U.S.C. 1101);
- Executive Order 12459 (Debarment, Suspension and Exclusion);
- Medical Leave Act of 1993, Pub. L. 103-3, Feb. 5, 1993, 107 Stat. 6 (5 U.S.C. 6381 et seq.);
- Drug Free Workplace Act of 1988, Pub. L. 100-690, 102 Stat. 4304 (41 U.S.C. 701 et seq.);
- Assurance of Nondiscrimination and Equal Opportunity as found in 29 CFR 34.20;
- District of Columbia Human Rights Act of 1977, D.C. Official Code § 2-1401.01;
- Title VI of the Civil Rights Act of 1964;

- District of Columbia Language Access Act of 2004, DC Law 15 – 414, D.C. Official Code § 2-1931 et seq.);
- Lobbying Disclosure Act of 1995, Pub. L. 104-65, Dec 19, 1995, 109 Stat. 693, (31 U.S.C. 1352);
- Child and Youth, Safety and Health Omnibus Amendment Act of 2004 (Act), effective April 13, 2005 (D.C. Law 15-353; D.C. Official Code § 4-1501.01 et seq.);
- Labor reports shall include documented compliance with requirements related to the Davis-Bacon Wage Act or the Service Contract Wage Act (if applicable), with certified payroll records, Federal laws for Equal Employment Opportunities, Whistle Blower Protections, related job site notice postings, Copeland Act, and Contract Work Hours and Safety Standards Act (CWHSSA);
- Federal Insert –Appendix C; and
- Reporting of Sub-Recipient Executives Compensation

XI. APPENDICES

**NOTICE OF FUNDING AVAILABILITY
TO
CONSTRUCT MUNICIPAL WASTEWATER FACILITIES
AND IMPLEMENT
NONPOINT SOURCE POLLUTION CONTROL AND ESTUARY PROTECTION
PROJECTS**

The District Department of the Environment (DDOE), Natural Resources Administration is soliciting applications to support the construction of municipal wastewater facilities and implementation of nonpoint source pollution control and estuary protection projects. Applications that describe projects for implementation and have the potential to achieve the highest return in terms of attainment of water quality standards and protection of the public health for the residents and visitors to the District of Columbia are encouraged. The total amount of funds available for awards is approximately seven million (\$7,000,000) dollars. The final amount will be determined when the US Environmental Protection Agency (US EPA) provides information on the availability of fiscal year 2013 program funds.

Applications are requested for the following eligible project activities:

- (1) Planning, design, and construction of publicly owned treatment works on a priority list developed pursuant to Clean Water Act (CWA) Section 216;
- (2) Implementation of nonpoint source capital improvements consistent with a US EPA approved DC Nonpoint Source Management Plan and watershed implementation plans, which are developed pursuant to Section 319 of CWA; and
- (3) Green infrastructure, water efficiency improvements, energy efficiency improvements, or other environmentally innovative activities as described by the Green Project Reserve (GPR) project eligibility guidance pursuant to P.L. 111-88.

Beginning Friday July 13, 2012 the full text of the Request for Applications will be available online at www.dc.doe.gov. It will also be available to be picked up from:

District Department of the Environment
1200 First Street, N.E., Fifth Floor
Washington, D.C. 20002

DDOE will hold a pre-application question and answer meeting on Wednesday, July 18, 2012 at the address above. The meeting will start at 2:00 pm. **The deadline for application submission is August 13, 2012, at 4:30 p.m.** Five hard copies of the application must be submitted to the address above, and a complete electronic copy of the application must be emailed to nicoline.shulterbrandt@dc.gov. For additional information, you may call 202-671-3033.



ASSURANCES

The applicant hereby assures and certifies compliance with all federal statutes, regulations, policies, guidelines and requirements, including OMB Circulars No. A-21, A-110, A-122, A-128, A-87; E.O. 12372 and Uniform Administrative Requirements for Grants and Cooperative Agreements 28 CFR, Part 66, Common Rule, that governs the application, acceptance and use of Federal funds for this federally-assisted project.

Also, the Application assures and certifies 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. I will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970, PL 91-646, which provides for fair and equitable treatment of persons displaced as a result of Federal and federally-assisted programs.
3. It will comply with provisions of Federal law which limit certain political activities of employees of a State or local unit of government whose principal employment is in connection with an activity financed in whole or in part by Federal grants. (5 USC 1501, et. (Seq.).
4. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act if applicable.
5. It will establish safeguards to prohibit employees from using their positions for 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.

6. It will give the sponsoring agency of the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the grant.
7. It will comply with all requirements imposed by the Federal-sponsoring agency concerning special requirements of Law, program requirements, and other administrative requirements.
8. It will comply with the flood insurance purchase requirements of Section 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. The phrase "Federal Financial Assistance" includes any form of loan, grant guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.
9. It will assist the Federal grantor agency in compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 USC 470), Executive Order 11593, and the Archeological and Historical Preservation Act of 1966 (16 USC 569a-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 notifying the Federal grantor agency of the existence of any such properties and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.
10. It will comply with the provisions of 28 CFR applicable to grants and cooperative agreements, including Part 18. Administrative Review Procedure, Part 22; Confidentiality of Identifiable Research and Statistical Information; Part 42, Nondiscrimination/ Equal Employment Opportunity Policies and Procedures; Part 61, 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.
11. It will comply, and all its contractors will comply with Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973, as amended; Section 504 of the Rehabilitation Act of 1973, as amended; Subtitle A, Title III of the Americans with Disabilities Act (ADA) (1990); Title IIX of the Education Amendments of 1972 and the Age Discrimination Act of 1975.

12. 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 grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office for Civil Rights, U.S. Department of Justice
13. It will provide an Equal Employment Opportunity Program if required to maintain one, where the application is for \$500,000 or more.
14. It will comply with the provisions of the Coastal Barrier Resources Act (P.L 97-348) dated October 19, 1982, 16 USC 3501 et. seq., which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier System.

Signature

Date



CERTIFICATONS

Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, “New Restrictions on Lobbying” and 28 CFR Part 67, “Government-wide Debarment and Suspension (Non-procurement) and Government-wide requirements for Drug-free Workplace (Grants)”. The certifications shall be treated as a material representation of fact.

1. Lobbying

As required by Section 1352, title 31 of the U.S. Code. And implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

- A. No Federally appropriated funds have been paid or will be paid, by or on behalf of the undersigned, 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 connection with the making of any Federal grant, the entering into any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant 01 cooperative agreement;
- B. If any funds other than Federally 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 a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form –III, “Disclosure of Lobbying Activities,” in accordance with its instructions;

- C. The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers including subgrants, contracts under grants and cooperative agreements, and subcontracts, and that all sub-recipients shall certify and disclose accordingly.

2. Debarment, Suspension, And Other Responsibility Matters (Direct Recipient)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510-

A. The applicant certifies that it and its principals:

- 1) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily, excluded from covered transactions by any Federal department or agency;
- 2) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public Federal, State, or local) transaction or contract under a public transaction; violation Federal or State antitrust statutes or commission of embezzlement, theft, forgery, Bribery, falsification or destruction of records, making false statements, or receiving Stolen property;
- 3) Are not presently indicated for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- 4) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. Drug-Free Workplace (Grantees Other Than 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. The applicant certifies that it will or will continue to provide a drug-free work place by:
- 1) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the applicant's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
 - 2) Establishing an on-going drug-free awareness program to inform employee's about- any available drug counseling, rehabilitation, and employee assistance programs; and the penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
 - 3) 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);
 - 4) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will-
 - a) Abide by the terms of the statement; and
 - b) Notify the employer in writing of his or her conviction for a violation of criminal drug statute occurring in the workplace no later than five calendar days after such conviction; and
 - 5) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title to: Chief of Grants Management, 1200 First St., NE, 5th Floor, Washington, DC 20002. Notice shall include the identification number(s) of each effected grant;
 - 6) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted-
 - a) Taking appropriate personnel action against such an employee, up to and incising termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - b) 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;

c) Making a good faith effort to continue to maintain a drug-free work place through implementation of paragraphs (a), (l), (c), (d), (e), and (1).

B. The applicant may insert in the space provided below the sites for the performance of work done in connection with the specific grant:

1) Place of Performance (Street address, city, county, state, zip code)

2) Drug-Free Workplace (Grantees who are Individuals)

C. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

D. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to:

District Department of the Environment
1200 First Street, NE 5th Floor
Washington, DC 20002

As the duly appointed representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Grantee Name and Address

2. Project Name

3. Typed Name and Title of Authorized Representative

4. Signature

5. Date