



STATE OF MAINE
DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY

MAINE FOREST SERVICE
22 STATE HOUSE STATION
AUGUSTA, MAINE 04333

JANET T. MILLS
GOVERNOR

AMANDA E. BEAL
COMMISSIONER

May 11, 2020

Town of Freeport
Caroline Pelletier
30 Main St.
Freeport, ME 04032

Dear Caroline Pelletier:

We are pleased to announce that you have been approved for a 2020 Project Canopy Assistance grant of \$8000 under the Project Canopy Assistance Program. Congratulations! This award is 100% of the requested amount. Project Canopy grants are made available through the U.S.D.A. Forest Service Urban and Community Forestry Program CFDA 10:675.

The grant award is contingent on the Town of Freeport's ability to meet the following conditions:

- Ensure that Project Canopy, the USFS, and community forestry are promoted through signage, literature, and any media.

An award packet containing two copies of the project agreement and the MFS general assurances is in the mail. **Please return one copy of the signed agreement and general assurances to the Maine Forest Service.** Please note the signature page on the contract is the last page, and the General Assurances signature is on the back of this two-sided document. Please also fill in the field with your organization's DUNS number. **No work may begin on the project until both the agreement and the general assurances have been signed by both parties.** Please retain copies of all documents for your records. Any questions regarding grant terms and conditions may be addressed by contacting Jan Ames Santerre at 207-287-4987.

We look forward to working closely with you. Please let us know if we can be of further assistance.

Sincerely,

Patty Cormier
Director, Maine Forest Service

PATTY CORMIER, DIRECTOR
MAINE FOREST SERVICE
18 ELKINS LANE, HARLOW BUILDING



PHONE: (207) 287-2791

WWW.MAINEFORESTSERVICE.GOV



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AMANDA E. BEAL
COMMISSIONER

May 12, 2020

Caroline Pelletier
Town Planner
Town of Freeport
30 Main St.
Freeport, ME 04032

Award No.: 19-dg-209

DUNS Number:

Program: Urban and Community Forestry CFDA 10.675; Project Canopy Community Forestry Assistance Grants

Project: Freeport Village - Tree Planting, Removal & Immediate Maintenance

Expiration Date: 30 June 2021

Dear Caroline Pelletier,

Enclosed is an approved copy of your 2020 Project Canopy Assistance Agreement for the **Freeport Village - Tree Planting, Removal & Immediate Maintenance** project funded through the Urban and Community Forestry Program. This grant shall commence when both parties have signed this agreement, but not prior to **13 May 2020**. This grant shall terminate on **30 June 2021** or when all of its terms and conditions have been satisfied, which ever comes first. A recipient cannot be allowed to incur costs prior to both parties signing this agreement. This ending date should provide adequate time to complete the project. Please sign and return your concurrence letter. The approved amount for this award is **\$8000**, matched 50/50 by the Applicant. Funding is provided through the USDA Forest Service, State & Private Forestry, under the authority of the Cooperative Forestry Assistance Act of 1978, as amended, 16 U.S.C. 2101-2114.

This is an award of federal financial assistance, and as such may be subject to the Office of Management and Budget (OMB) Circular A-87, Cost Principles for State and Local Governments; Circular A-133, Audits of States, Local Governments, and Non-profit Organizations; Circular A-110, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Non-profit Organizations, as implemented by United States Department of Agriculture (USDA) Uniform Federal Assistance Regulations, 7 CFR 3019; Audits of Institutions of Higher Education, Hospitals, and Non-profit Organizations, 7 CFR 3051; Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Regulations for Drug-Free Workplace, 7 CFR 3017; New Restrictions on Lobbying, 7 CFR 3018; and

OMB Circular A-122, Cost Principles for Non-profit Organizations. In addition, the following administrative provisions apply:

PATTY CORMIER, DIRECTOR
MAINE FOREST SERVICE
18 ELKINS LANE, HARLOW BUILDING



PHONE: (207) 287-2791

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- 1 - This grant program is conducted on a **reimbursement** basis.
- 2 - The Grantee will perform the work outlined in the approved 2020 Project Canopy Grant Application.
- 3 - All deliverables as outlined in 2020 Project Canopy Grant Application and required under this agreement must be delivered to the Project Canopy Director. All oral reports required under this agreement must be presented at the location requested by the Maine Forest Service (MFS).
- 4 - **Rights and Obligations:** This General Agreement is for federally funded grants governing the activities to be performed under this agreement, the nature of the working relationship between the MFS and the Grantee, and specific obligations of both parties. All rights and obligations of the parties to this agreement shall also be subject to and governed by the application form and original budget worksheet, each incorporated by reference herein.
- 5 - The Grantee shall complete all specified activities including submission of reports and/or other required documentation within the time periods set forth in the agreement. Failure by the Grantee to make satisfactory progress toward completion of the activities or project within the timelines specified in this agreement shall be considered a material breach and shall be grounds for immediate termination of this agreement by the MFS. The MFS has sole discretion to determine whether the Grantee is making satisfactory progress on the activities or project.
- 6 - Allowable costs are all charges necessary and reasonable to accomplish the objectives of the agreement during the grant period subject to MFS approval. The Grantee will meet with the MFS at the beginning of and throughout the grant period to discuss proposed projects and to determine which activities are reimbursable. Costs not eligible for reimbursement include, but are not limited to:
 - Salaries and wages;
 - Overhead;
 - Stipends or any kind of director's fees for urban forestry board members;
 - Out-of-state travel;
 - Construction activities or capital outlays including purchase of land, equipment (including computer hardware or anything else not previously approved as allowable costs by MFS).
- 7 - A performance of progress report shall be submitted semi-annually and within 30 days of the expiration of the grant.
 - a. The Cooperator shall constantly monitor the performance under Federal Assistance activities to assure that time schedules are being met, projected work units by time periods are being accomplished, and other performance goals are being achieved. When monitoring reveals problems, delays or adverse conditions which materially affect the Cooperator's ability to attain program objectives, prevent the meeting of time schedules and goals or preclude the attainment of project work units by established time periods, the Cooperator shall furnish to the Maine Forest Service a report outlining the circumstances and showing action taken or contemplated and any assistance needed to resolve the situation.
 - b. The Cooperator shall, by 30 days prior to the expiration of the grant, notify the Maine Forest Service if funds provided under this Agreement will not be expended.
 - c. The Cooperator shall, semi-annually and, within 30 days of the expiration of the grant, submit to the MFS performance reports for this award which:

- i. Compares actual accomplishments to the goals or targets established in the application narrative. Where outputs are quantifiable, such data should be related to cost data for computation of unit costs.
 - ii. If applicable, give reasons why established goals or targets were not achieved.
 - iii. Other pertinent information including, where appropriate, analysis and explanation of cost overruns or high unit costs, photographs, and media coverage.
- 24 - All final reports (accomplishments, request for reimbursement, financial status report) shall be due 30 calendar days after the expiration date of the grant or at the end of grant support.
- 25 - **Method of Disbursement:** Requests for disbursement under this agreement shall be submitted by the Grantee in one final reimbursement. A final report including invoices, copies of canceled checks, vouchers, town warrants, and proof of all match shall be included with the reimbursement forms. Invoices/warrants will include information as is necessary for the MFS to determine the exact nature of all expenditures. Each invoice will clearly indicate that it is for activities under this agreement. Requests for disbursement shall be submitted to the MFS Project Canopy Director.
- 26 - No additional requests for costs or expenses are allowable.
- 27 - **Recapture Provision:** In the event the Grantee fails to expend funds in accordance with any federal or state law or regulation or the provisions of this agreement, the MFS reserves the right to recapture funds in the amount equivalent to the amount of noncompliance. Repayment by the Grantee of funds under this section shall occur within 30 days of demand.
- 28 - Audit requirements for Federal award recipients are defined in OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations (revised June 27, 2003 and June 26, 2007). OMB Circular A-133 now requires those being audited to submit a completed data collection form (SF-SAC) with the audit reporting package to the Federal clearinghouse designated by OMB -currently the Federal Audit Clearinghouse, Bureau of the Census, 1201 E. 10th Street, Jeffersonville, TN 47132. For questions concerning the submission process or to obtain a copy of the form, you may call the Federal Audit Clearinghouse (888-222-9907). Information can also be found on the Internet at <https://harvester.census.gov/facweb/>. If a grant is closed out without an audit, the Forest Service reserves the right to disallow and recover an appropriate amount after fully considering any recommended disallowances resulting from an audit which may be conducted later.
 - a. If the audit reveals findings and questioned costs relating to Federal awards passed through from MFS, forward a copy of the audit, along with the subrecipient response and the final corrective action plan as approved by the Auditor to the MFS within nine months after the end of the audit period.
 - b. The subrecipient shall provide to MFS by August 31 of each calendar year the following:
 - i. Type of audit to be performed (Federal Single Audit Act or a local audit). If the subrecipient is exempt from federal audit requirements, MFS shall be so notified and they are still required to perform b (iii) and b (iv).
 - ii. **Auditor (s) name, address, and phone number.**
 - iii. A list of all state agencies providing federal assistance to the subrecipient.
 - iv. A listing of all financial assistance sources and the amounts provided and identified under the following categories: Federal Assistance Obtained Directly From A Federal Agency, Federal Assistance Obtained Through A State Or Local Government, and Other Financial Assistance Obtained From A State Or Local Government.

- 29 - Prior approval is required for any changes to the scope of objectives of the approved key personnel, or transfer of substantive programmatic work to another party. Until written approval is granted for a modification, the terms and conditions of the original award remain in effect. All requests that require prior approval must be made, in writing, to the Maine Forest Service no later than 30 days before the proposed change.
- 30 - Program Income: Gross income directly generated by a grant-supported activity or earned as a result of the grant during the grant period, is not allowed without prior approval from MFS.
- 31 - All Records and Receipts relating to the expenditures and match for this project must be maintained and available in a grant file for at least 3 years after the close of the grant period.
- 32 - Acknowledgements—Maine Forest Service support shall be acknowledged in any publication or audiovisuals developed as a result of this instrument - ex. *The work upon which this publication is based was funded in whole or in part through a grant awarded by the Maine Forest Service and the USDA Forest Service.*
- 33 - The Cooperator shall, upon receipt of the award, notify the media via press release or letter to the editor. All press coverage of grant projects shall be forwarded to the MFS Project Canopy Director with final grant documentation.
- 34 - Pruning Specifications:
- a. All pruning projects will adhere to the guidelines put forth in “How To Prune Trees” USDA Forest Service publication number NA-FR-01-95; available here:
<https://www.fs.usda.gov/naspf/resources/tree-care-how-prune-trees-english>
- 35 - Planting Specifications:
- i. All planting projects will adhere to the guidelines put forth in “Tree Owner’s Manual for the Northeastern and Midwestern United States.” Available here:
www.treeownersmanual.info
 - ii. All wire baskets will be removed.
 - iii. All trees will be planted at the trunk flare. This may mean soil excavation to locate trunk flare from the root ball.
 - iv. Planting of materials classified as invasive species by the Maine Department of Agriculture, Conservation, and Forestry are not allowed.
 - v. Planting of ash (*Fraxinus* sp.) is not allowed.
 - vi. Species planted under, near or above utility lines shall be of compatible size and form so as not to interfere with utility lines.
 - vii. Guying is not recommended.
- 36 - Planting project survival rate: Any tree planting project under the terms and conditions of this grant is required to have a 90% survival rate for three years following the planting. The MFS will make the determination through follow-up inspections. It will be the responsibility of the Grantee to supply documentation verifying the failure was not due to neglect. Failure to comply will cause the Grantee to be ineligible for Project Canopy grants for three years.
- 37 - Forest Management Plan Specifications:

- a. All forest management plans will adhere to the guidelines put forth in "Maine Forest Service Stewardship Program: Guidelines for Forest Management Plans" or
- b. Alternatively plans can adhere to the "Woodland Resource Action Plan" standards set forth under the Stewardship guidelines. Standards must be established prior to award.

38 - **Debarment and Suspension (Rider D):** The Cooperator/Provider shall immediately inform the Department if they or any of their principals are presently excluded, debarred, or suspended from entering into covered transactions with the federal government according to the terms of 2 CFR Part 180. Additionally, should the Cooperator/Provider or any of their principals receive a transmittal letter or other official federal notice of debarment or suspension, then they shall notify the Department without undue delay. This applies whether the exclusion, debarment, or suspension is voluntary or involuntary.

39 - **Legal Authority**

The cooperator/Provider shall have the legal authority to enter into this agreement, and the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project, which includes funds sufficient to pay the nonfederal share of project costs, when applicable.

24 - **Non-Liability**

The Department does not assume liability for any third party claims for damages arising out of this instrument.

25- **Members of Congress**

Pursuant to 41 U.S.C. 22, no United States member of, or United States delegate to, Congress shall be admitted to any share or part of this instrument, or benefits that may arise there from, either directly or indirectly.

26- **Drug-Free Workplace**

a. The Recipient agrees that it will publish a drug-free workplace statement and provide a copy to each employee who will be engaged in the performance of any project/program that receives federal funding. The statement must:

(1) Tell the employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in its workplace;

(2) Specify the actions the recipient will take against employees for violating that prohibition; and

(3) Let each employee know that, as a condition of employment under any award he or she

(I) Must abide by the terms of the statement, and

(II) Must notify you in writing if he or she is convicted for a violation of a criminal drug statute occurring in the workplace, and must do so no more than five calendar days after the conviction.

b. The Recipient agrees that it will establish an ongoing drug-free awareness program to inform employees about:

(I) The dangers of drug abuse in the workplace;

(II) Your policy of maintaining a drug-free workplace;

(III) Any available drug counseling, rehabilitation and employee assistance programs; and

(IV) The penalties that you may impose upon them for drug abuse violations occurring in the workplace.

c. Without the Program Manager's expressed written approval, the policy statement and program must be in place as soon as possible, no later than the 30 days after the effective date of this instrument, or the completion date of this instrument, whichever occurs first.

d. The Recipient agrees to immediately notify the Program Manager if an employee is convicted of a drug violation in the workplace. The notification must be in writing, identify the employee's position title, the award/agreement number of each instrument on which the employee worked. The notification must be sent to the Program Manager within ten calendar days after the Cooperator/Provider learns of the conviction.

e. Within 30 calendar days of learning about an employee's conviction, the Recipient must either:

(1) Take appropriate personnel action against the employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973 (29 USC 794), as amended, or

(2) Require the employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for these purposes by a Federal, State or local health, law enforcement, or other appropriate agency.

27- Eligible Workers

The Cooperator/Provider shall ensure that all employees complete the I-9 form to certify that they are eligible for lawful employment under the Immigration and Nationality Act (8 USC 1324a). The Cooperator /Provider shall comply with regulations regarding certification and retention of the completed forms. These requirements also apply to any contract or supplemental agreement awarded under this instrument.

28- Title VI Compliance

The recipient shall comply with all Federal statutes relating to non- discrimination and all applicable requirements of all other Federal laws, Executive orders, regulations, and policies. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d, 2000e-16), which prohibits discrimination on the basis of race, color, disability, or national origin; (b) Title IX of the Education amendments of 1972, as amended (20 U.S.C. 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; and Section 504 of the Rehabilitation Act of 1973 as amended (29 U.S.C.794) which prohibits discrimination on the basis of disabilities.

29- Freedom of Information Act

It is the Department's policy to inform the public as fully as possible of its programs and activities. The Cooperator/Provider is encouraged to give public notice of the receipt of this instrument and, from time to time, to announce progress and accomplishments.

30- Public Information

The Cooperator/Provider shall include the following statement, in full, in any printed, audiovisual material, or electronic media for public distribution developed or printed with any federal funding.

"In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age, or disability. (Not all prohibited bases apply to all programs.)

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call (202)720-5964 (voice and TDD). USDA is an equal opportunity provider and employer. "

Signatures by both parties on this award letter indicate agreement to the terms and conditions of this grant document. Two copies signed by the Forest Service are provided. After your review and approval, please sign both copies and return one for our records. Funds for this award of financial assistance will not be available for reimbursement until the counter signature page is received.

If you have any questions about this grant, please call Jan Santerre 207-287-4987.

Sincerely,



Patty Cormier

Director, Maine Forest Service

Program: Urban and Community Forestry CFDA 10.675; Project Canopy Community Forestry Assistance Grants
CFDA: 10.675

Title of Project: Freeport Village - Tree Planting, Removal & Immediate Maintenance

Award No.: 19-dg-209

DUNS:

Name: Town of Freeport

Address: 30 Main St., Freeport, ME 04032

Award Amount: \$8000

Principal Place of Performance: Freeport

Project Description: Freeport is seeking a 2020 Project Canopy Planting Grant to support some of the recommendations of the

Expiration Date: 30 June 2021

The financial assistance award and obligation is approved.



Patty Cormier

Director, Maine Forest Service

May 12, 2020

Date

Name of Authorized Representative

Date

Title

Remarks:

In all its programs and activities, the U.S. Department of Agriculture (USDA) prohibits discrimination on the basis of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation, or marital or family status. (Not all prohibited bases apply to all programs.) Those with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202)720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, DC 20250-9410 or call (202)720-5964 (voice or TDD). USDA is an equal opportunity provider and employer.

MAINE FOREST SERVICE

GENERAL ASSURANCES FOR FEDERALLY FUNDED GRANTS

Note: Some of these assurances may not be applicable to your project or program.
If you have questions, please contact the Maine Forest Service.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination;. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse, (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following:
 - (a) institution of environmental quality and control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738, (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in flood plains in accordance with EO 11988, (e) assurances of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of

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1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).

12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).

14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.

15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award for assistance.

16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.

17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984 or OMB Circular No. A-133, audits of Institutions of Higher Learning and other Non-Profit Institutions.

18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

19. Will comply with the regulations implementing Sections 5151-5160 of the Drug-Free Workplace Act of 1988 (Pub. L. 100-690, Title V, Subtitle D; 41 U.S.C. 701 et seq.), 7 FR Part 3017, Subpart F, Section 3017.600, Purpose.

20. Will comply with the regulations Implementing Executive Order 12549, Debarment and Suspension, 7 FR Part 3017, Section 3017.510, Participants' responsibilities (regulations published as Part IV of the January 30, 1989 Federal Register pages 4722-4733.) (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department of agency. (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

21. Will not claim any expenditure under this project which is paid for, provided by, or used as match under any other Federal program including but not limited to FEMA/EMMA disaster recovery assistance programs and Americorps.

22. Will comply with the requirements to maintain record and documentation associated with this award for three years after the close of the grant period as per 7CFR section 3016.42

The Maine Forest Service Has combined the Standard Federal Grant Assurances included in SF 424, AD 1048, AD 1049, AD 1050, and FS III into one document. Approved OMB Forms and instructions are available upon request

Signature of Authorized Certifying Official	Name and Title of Authorized Certifying Official (printed)	
Applicant Organization		Date Submitted

MAINE FOREST SERVICE

GENERAL ASSURANCES FOR FEDERALLY FUNDED GRANTS

Note: Some of these assurances may not be applicable to your project or program.
If you have questions, please contact the Maine Forest Service.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. 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.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination;. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse, (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following:
(a) institution of environmental quality and control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738, (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in flood plains in accordance with EO 11988, (e) assurances of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of

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1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).

12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).

14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.

15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award for assistance.

16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.

17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984 or OMB Circular No. A-133, audits of Institutions of Higher Learning and other Non-Profit Institutions.

18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

19. Will comply with the regulations implementing Sections 5151-5160 of the Drug-Free Workplace Act of 1988 (Pub. L. 100-690, Title V, Subtitle D; 41 U.S.C. 701 et seq.), 7 FR Part 3017, Subpart F, Section 3017.600, Purpose.

20. Will comply with the regulations Implementing Executive Order 12549, Debarment and Suspension, 7 FR Part 3017, Section 3017.510, Participants' responsibilities (regulations published as Part IV of the January 30, 1989 Federal Register pages 4722-4733.) (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department of agency. (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

21. Will not claim any expenditure under this project which is paid for, provided by, or used as match under any other Federal program including but not limited to FEMA/MEMA disaster recovery assistance programs and Americorps.

22. Will comply with the requirements to maintain record and documentation associated with this award for three years after the close of the grant period as per 7CFR section 3016.42

The Maine Forest Service Has combined the Standard Federal Grant Assurances included in SF 424, AD 1048, AD 1049, AD 1050, and FS III into one document. Approved OMB Forms and instructions are available upon request

Signature of Authorized Certifying Official	Name and Title of Authorized Certifying Official (printed)	
Applicant Organization	Date Submitted	