

**CITY OF FERNLEY .**  
**NOTICE OF SUBGRANT AWARD – AMERICAN RESUCE PLAN ACT: SLFRF FUNDS**

<b>Grantor:</b> City of Fernley	<b>Subgrantee Name:</b> Lyon County		
<b>Address:</b> 595 Silver Lace Blvd Fernley, NV 89408	<b>Address:</b> 27 South Main Street Yerington, NV 89447		
<b>Subgrant Period:</b> March 1, 2021 – December 30, 2022	<b>Subgrantee EIN#:</b> 88-60000097		
<b>Award #</b> LCHA A1	<b>Subgrantee DUNS#:</b> 07-154-0355		
<b>Subgrantee SAM CAGE CODE #:</b>			
<b>Reason for Award:</b> To fund activities and direct service for City of Fernley residents directly impacted by the COVID-19 pandemic.			
<b>County(ies) to be served:</b> <input type="checkbox"/> Statewide <input checked="" type="checkbox"/> Specific local jurisdiction: City of Fernley			
<b>Approved Budget Categories:</b>			
1. Personnel	\$		
2. Supplies	\$		
3. Travel	\$		
4. Training	\$		
5. Operating	\$	62,280.00	
6. Other	\$		
<b>Total Cost</b>	<b>\$</b>	<b>62,280.00</b>	
<b>Disbursement of funds will be as follows:</b>			
Payment will be made upon receipt and acceptance of an invoice and supporting documentation specifically requesting reimbursement for actual expenditures <i>specific to this subgrant</i> . Total reimbursement will not exceed <b>\$112,829.00</b> during the subgrant period.			
<b>Source of Funds:</b>	<b>Amount:</b>	<b>% of Funds:</b>	<b>CFDA#:</b>
1. Coronavirus State and Local Fiscal Recovery Funds	\$20,972,921.50	0.2970%	21.027
<b>Terms and Conditions</b>			
In accepting these grant funds, it is understood that:			
1. Expenditures must comply with appropriate state and/or federal regulations.			
2. This award is subject to the availability of appropriate funds.			
3. Recipient of these funds agrees to stipulations listed in Sections A-B of this subgrant award.			
Authorized Subgrantee Official Title: Chairman, Board of County Commissioners	Signature		Date
NAME	Vida Keller		
Authorized Granting Official	Signature		Date
NAME Title: MAYOR	ROY EDGINGTON		

**City of Fernley**  
**NOTICE OF SUBGRANT AWARD**  
**SECTION A**  
Assurances

As a condition of receiving subgranted funds from the City of Fernley, the Subgrantee agrees to the following conditions:

1. Subgrantee agrees grant funds may not be used for other than the awarded purpose. In the event Subgrantee expenditures do not comply with this condition, that portion not in compliance will not be reimbursed to the subgrantee or must be refunded to the City of Fernley.
2. Subgrantee acknowledges the continuation of this subgrant is subject to and contingent upon sufficient federal funds being appropriated, budgeted, and otherwise made available by City of Fernley.
3. Subgrantee agrees to submit reimbursement requests for only expenditures approved in the proposal.
4. Approval of subgrant budget by the City of Fernley constitutes prior approval for the expenditure of funds for specified purposes included in this proposal. Requests to revise the approved subgrant must be made *in writing* and provide sufficient narrative detail to determine justification. Expenses that are incurred without prior City of Fernley approval may not be reimbursed. The City of Fernley has the authority to require an amendment for any change, but will generally follow these parameters in the process of determining whether an amendment is needed. The City would require a request and explanation for any changes to this proposal.
5. Any changes to the approved subgrant that will result in an amendment must be received 90 days prior to the end of the subgrant period (no later than September 30<sup>th</sup>) and completed 60 days prior to the end of the subgrant period (no later than October 30<sup>th</sup>). Amendment requests received after the 90 day deadline will be denied.
6. Recipients of subgrants are required to maintain subgrant accounting records. Such records shall be maintained in accordance with the following:
  - a. Records may be destroyed by the subgrantee five (5) calendar years after the final financial and narrative reports have been submitted to the City of Fernley.
  - b. In all cases an overriding requirement exists to retain records until notified in writing of resolution of any audit questions relating to individual subgrants.

Subgrant accounting records are considered to be all records relating to the expenditure and reimbursement of funds awarded under this Subgrant Award. Records required for retention include all accounting records and related original and supporting documents that substantiate costs charged to the subgrant activity.

7. Subgrantee agrees to disclose any existing or potential conflicts of interest, as outlined in the City of Fernley Conflict of Interest Policy Statement, relative to the performance of services resulting from this subgrant award. The City of Fernley reserves the right to disqualify any grantee on the grounds of actual or apparent conflict of interest. Any attempt to intentionally or unintentionally conceal or obfuscate a conflict of interest will automatically result in the disqualification of funding.
8. Subgrantee agrees to comply with the requirements of the Civil Rights Act of 1964, as amended, and the Rehabilitation Act of 1973, P.L. 93-112, as amended, and any relevant program-specific regulations, and shall not discriminate against any employee or offeror for employment because of race, national origin, creed, color, gender, religion, age, sexual preference, disability or handicap condition (including AIDS and AIDS-related conditions).
9. Subgrantee agrees to comply with the Americans with Disabilities Act of 1990 (P.L. 101-136), 42 U.S.C. 12101, as amended, and regulations adopted thereunder contained in 28 CFR 26.101-36.999 inclusive, and any relevant program-specific regulations.
10. Subgrantee agrees to comply with the requirements of the Health Insurance Portability and Accountability Act of 1996, 45 C.F.R. 160, 162 and 164, as amended. If the subgrant award includes functions or activities that involve the

use or disclosure of Protected Health Information, the Subgrantee agrees to enter into a Business Associate Agreement with the City of Fernley ., as required by 45 C.F.R 164.504 (e).

11. Subgrantee certifies, by signing this subgrant, that neither it 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. This certification is made pursuant to regulations implementing Executive Order 12549, Debarment and Suspension, 28 C.F.R. pt. 67 § 67.510, as published as pt. VII of May 26, 1988, Federal Register (pp.19150-19211). This provision shall be required of every subgrantee receiving any payment in whole or in part from federal funds.
12. Subgrantee agrees, whether expressly prohibited by federal, state, or local law, or otherwise, that no funding associated with this subgrant will be used for any purpose associated with or related to lobbying or influencing or attempting to lobby or influence for any purpose the following:
  - a. any federal, state, county or local agency, legislature, commission, counsel, or board;
  - b. any federal, state, county or local legislator, commission member, council member, board member, or other elected official; or
  - c. any officer or employee of any federal, state, county or local agency, legislature, commission, counsel, or board.
  - d. failure to comply will result in disqualification of future funding and/or termination of current funding.
13. City of Fernley subgrants are subject to inspection and audit by representatives of the US Federal Treasury, as added by section 9901 of the American Rescue Plan Act (“ARP Act”).
  - a. verify financial transactions and determine whether funds were used in accordance with applicable laws, regulations and procedures;
  - b. ascertain whether policies, plans and procedures are being followed;
  - c. provide management with objective and systematic appraisals of financial and administrative controls, including information as to whether operations are carried out effectively, efficiently and economically;
  - d. determine reliability of financial aspects of the conduct of the project; and
14. Any audit of Subgrantee's expenditures will be performed in accordance with Generally Accepted Government Auditing Standards to determine there is proper accounting for and use of subgrant funds. It is the policy of the City of Fernley (as well as a federal requirement as specified in CFR 200.501) that each grantee annually expending \$750,000 or more in federal funds have a single audit prepared by an independent auditor in accordance with the terms and requirements of the appropriate circular. A copy of the final signed audit report must be sent to the City of Fernley, within six (6) months of the close of the Subgrantee’s fiscal year. Failure to comply may result in consequences such as the withholding of reimbursement requests, disqualification of future funding and/or termination of current funding.

The City of Fernley’s Policy requires that for subgrantees not required to have a single audit under CFR 200.501, at the least, a Limited Scope Audit on Agreed Upon Procedures must be conducted for that year by an independent, licensed Certified Public Accountant, using American Institute of Certified Public Accountants (AICPA) generally accepted auditing standards (GAAS) or attestation standards. A copy of the limited scope report must be sent to the City of Fernley, within six (6) months of the close of the Subgrantee’s fiscal year. Failure to comply may result in consequences such as the withholding of reimbursement requests, disqualification of future funding, and/or termination of current funding.
15. Subgrantees shall adhere to the requirements of the American Rescue Plan Act and are required to have a Dun and Bradstreet Universal Number System (DUNS) if the subaward is \$50,000 or more.
16. Subgrantee agrees to comply with the following:
  - 1) Provide a copy of audit reports within 30 days of acceptance by the organization’s governing authority. This includes a copy of any corrective action resulting from discrepancies identified by the audit;
  - 2) Be a “smoke, alcohol, and other drug free” environment in which the use of tobacco products, alcohol, and illegal drugs will not be allowed;
  - 3) Have documentation on file verifying Nevada Repository and FBI background checks were conducted on all staff, volunteers, and consultants, if subgrantee serves minors with funds awarded through this subgrant;

- 4) Adopt and maintain a system of internal controls which results in the fiscal integrity and stability of the organization, including the use of Generally Accepted Accounting (GAAP) principles;
- 5) Comply with all applicable rules, regulations, requirements, guidelines, and policies and procedures contained within:
  - a. 2 CFR 200 sections – All Uniform Guidance Related to Subawards
  - b. Funding source requirements stated in the ARPA Interim Final Rule,
  - c. Compliance with Sections 602 and 603 of the Social Security Act,
  - d. All applicable state regulations and policies, and
  - e. All terms listed within this award.
- 6) Approvals for financial assistance shall only be made based on evidence that there has been a direct impact by COVID-19 or a negative economic impact.

17. LCHS will screen residents of the City of Fernley seeking assistance for COVID-19 ARPA eligibility.

18. LCHS will track all direct assistance for residents of the City of Fernley that have screened positive as impacted by the COVID1-9 pandemic.

19. Any condition listed within the subgrant award that is not met may result in consequences such as the City of Fernley withholding payment of any request for reimbursement, disqualification of future funding, and/or termination of current funding.

20. Lyon County shall be liable to the City of Fernley and will pay back any amounts required and found to not be allowable by the City, auditors or others or found to have been reimbursed based on false information, a misrepresentation of facts or fraud.