

**DEPARTMENT OF HOMELAND SECURITY
FEDERAL EMERGENCY MANAGEMENT AGENCY
REQUEST FOR PUBLIC ASSISTANCE**

**O.M.B. NO. 1660-0017
Expires April 30, 2013**

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APPLICANT (Political subdivision or eligible applicant) Polk County, Texas	DATE SUBMITTED June 24, 2015
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COUNTY (Location of Damages. If located in multiple counties, please indicate) Polk County	DUNS NUMBER 061519781
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APPLICANT PHYSICAL LOCATION

STREET ADDRESS
602 E. Church Street, Ste. 108

CITY Livingston	COUNTY Polk	STATE TX	ZIP CODE 77351
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MAILING ADDRESS (If different from Physical Location)

STREET ADDRESS
602 E. Church Street, Ste. 108

POST OFFICE BOX	CITY Livingston	STATE TX	ZIP CODE 77351
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Primary Contact/Applicant's Authorized Agent

Alternate Contact

NAME Margie Ainsworth	NAME Stephanie Dale
TITLE County Auditor	TITLE Assistant Auditor
BUSINESS PHONE (936) 327-6811	BUSINESS PHONE (936) 327-6811
FAX NUMBER (936) 327-6898	FAX NUMBER (936) 327-6898
HOME PHONE (Optional)	HOME PHONE (Optional)
CELL PHONE (936) 827-7435	CELL PHONE (409) 651-3326
E-MAIL ADDRESS margie.ainsworth@co.polk.tx.us	E-MAIL ADDRESS stephanie.dale@co.polk.tx.us
PAGER & PIN NUMBER	PAGER & PIN NUMBER

Did you participate in the Federal/State Preliminary Damage Assessment (PDA)? YES NO

Private Non-Profit Organization? YES NO

If yes, which of the facilities identified below best describe your organization? N/A

Title 44 CFR, part 206.221(e) defines an eligible private non-profit facility as: "... any private non-profit educational, utility, emergency, medical or custodial care facility, including a facility for the aged or disabled, and other facility providing essential governmental type services to the general public, and such facilities on Indian reservations." "Other essential governmental service facility means museums, zoos, community centers, libraries, homeless shelters, senior citizen centers, rehabilitation facilities, shelter workshops and facilities which provide health and safety services of a governmental nature. All such facilities must be open to the general public."

Private Non-Profit Organizations must attach copies of their Tax Exemption Certificate and Organization Charter or By-Laws. If your organization is a school or educational facility, please attach information on accreditation or certification.

OFFICIAL USE ONLY: FEMA -	-DR-	-	FIPS#	DATE RECEIVED
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DESIGNATION OF APPLICANT'S AGENT - FEMA 4223 DR TX

PUBLIC ASSISTANCE

Texas Division of Emergency Management

Organization Name (hereafter named Organization)

POLK COUNTY, TEXAS

Primary Agent		Secondary Agent	
Agent's Name	LARRY PITTS	Agent's Name	COURTNEY COMSTOCK
Organization	POLK COUNTY, TEXAS	Organization	POLK COUNTY, TEXAS
Official Position	EMERG. MGMT. COORDINATOR	Official Position	ASST. EMERG. MGMT. COORDINATOR
Mailing Address	602 E. CHURCH, SUITE 165	Mailing Address	602 E. CHURCH, SUITE 165
City, State, Zip	LIVINGSTON, TX 77351	City, State, Zip	LIVINGSTON, TX 77351
Work Phone	936-327-6826	Work Phone	936-327-6826
Fax Number	936-327-6890	Fax Number	936-327-6890
E-Mail Address	<u>EMCPOLK@LIVINGSTON.NET</u>	E-Mail Address	<u>COURTNEY.COMSTOCK@CO.POLK.TX.US</u>
Cellular Phone	936-327-0329	Cellular Phone	936-328-7277
Pager		Pager	

The above Primary and Secondary Agents are hereby authorized to execute and file Application for Public Assistance on behalf of the Organization for the purpose of obtaining certain state and federal financial assistance under the Robert T. Stafford Disaster Relief & Emergency Assistance Act, (Public Law 93-288 as amended) or otherwise available. This agent is authorized to represent and act for the Organization in all dealings with the State of Texas for all matters pertaining to such disaster assistance required by the agreements and assurances printed on the reverse side hereof.

Chief Financial Officer		Certifying Official	
Name	MARGIE AINSWORTH	Official's Name	SYDNEY MURPHY
Organization	POLK COUNTY, TEXAS	Organization	POLK COUNTY, TEXAS
Official Position	COUNTY AUDITOR	Official Position	COUNTY JUDGE
Mailing Address	602 E. CHURCH, SUITE 108	Mailing Address	101 W. CHURCH, SUITE 300
City, State, Zip	LIVINGSTON, TX 77351	City, State, Zip	LIVINGSTON, TX 77351
Work Phone	936-327-6811	Work Phone	936-327-6813
Fax Number	936-327-6898	Fax Number	936-327-6891
E-Mail Address	<u>MARGIE.AINSWORTH@CO.POLK.TX.US</u>	E-Mail Address	<u>SYDNEY.MURPHY@CO.POLK.TX.US</u>
Cellular Phone	936-933-2304	Cellular Phone	936- 327-0904
Pager	N/A	Pager	N/A

Applicant's State Cognizant Agency for Single Audit purposes (If a Cognizant Agency is not assigned, please indicate):

Applicant's Fiscal Year (FY) Start

Month: **October** Day: **1**

Applicant's Federal Employer's Identification Number

74 - 6001621

Applicant's State Payee Identification Number

174 - 6001621 - 9

Certifying Official's Signature / Date

Sydney Murphy

/ 06-23-2015

APPLICANT ASSURANCES

The applicant hereby assures and certifies that he will comply with the FEMA regulations, policies, guidelines and requirements including OMB's Circulars No. A-95 and A-102, and FMC 74-4, as they relate to the application, acceptance and use of Federal funds for this Federally assisted project. Also, the Applicant gives assurance and certifies with respect to and as a condition for the grant that:

1. It possesses legal authority to apply for the grant, and to finance and construct the proposed facilities; 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. It will comply with the provisions of: Executive Order 11988, relating to Floodplain Management and Executive Order 11990, relating to Protection of Wetlands.
3. It will have sufficient funds available to meet the non-Federal share of the cost for construction projects. Sufficient funds will be available when construction is completed to assure effective operation and maintenance of the facility for the purpose constructed.
4. It will not enter into a construction contract(s) for the project or undertake other activities until the conditions of the grant program(s) have been met.
5. It will provide and maintain competent and adequate architectural engineering supervision and inspection at the construction site to insure that the completed work conforms with the approved plans and specifications; that it will furnish progress reports and such other information as the Federal grantor agency may need.
6. It will operate and maintain the facility in accordance with the minimum standards as may be required or prescribed by the applicable Federal, State and local agencies for the maintenance and operation of such facilities.
7. It will give the grantor agency and the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the grant.
8. It will require the facility to be designed to comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by the Physically Handicapped," Number A117.1-1961, as modified (41 CFR 101-17-7031). The applicant will be responsible for conducting inspections to insure compliance with these specifications by the contractor.
9. It will cause work on the project to be commenced within a reasonable time after receipt of notification from the approving Federal agency that funds have been approved and will see that work on the project will be prosecuted to completion with reasonable diligence.
10. It will not dispose of or encumber its title or other interests in the site and facilities during the period of Federal interest or while the Government holds bonds, whichever is the longer.
11. It agrees to comply with Section 311, P.L. 93-288 and with Title VI of the Civil Rights Act of 1964 (P.L. 83-352) and in accordance with Title VI of the Act, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the applicant receives Federal financial assistance and will immediately take any measures necessary to effectuate this agreement. If any real property or structure is provided or improved with the aid of Federal financial assistance extended to the Applicant, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits.
12. 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.
13. It will comply with the requirements of Title II and Title III of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) that provides for fair and equitable treatment of persons displaced as a result of Federal and Federally assisted programs.
14. It will comply with all requirements imposed by the Federal grantor agency concerning special requirements of law, program requirements, and other administrative requirements approved in accordance with OMB Circular A-102, P.L. 93-288 as amended, and applicable Federal Regulations.
15. It will comply with the provisions of the Hatch Act which limit the political activity of employees.
16. 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.
17. (To the best of his knowledge and belief) the disaster relief work described on each Federal Emergency Management Agency (FEMA) Project Application for which Federal Financial assistance is requested is eligible in accordance with the criteria contained in 44 Code of Federal Regulations, Part 205, and applicable FEMA Handbooks.
18. The emergency or disaster relief work therein described for which Federal Assistance is requested hereunder does not or will not duplicate benefits received for the same loss from another source.
19. It will (1) provide without cost to the United States all lands, easements and rights-of-way necessary for accomplishments of the approved work; (2) hold and save the United States free from damages due to the approved work or Federal funding.
20. This assurance is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, reimbursements, advances, contracts, property, discounts of other Federal financial assistance extended after the date hereof to the Applicant by FEMA, that such Federal Financial assistance will be extended in reliance on the representations and agreements made in this assurance and that the United States shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the applicant, its successors, transferees, and assignees, and the person or persons whose signatures appear on the reverse as authorized to sign this assurance on behalf of the applicant.
21. 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, 1973. 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 Director, Federal Emergency Management Agency 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.
22. It will comply with the insurance requirements of Section 314, PL 93-288, to obtain and maintain any other insurance as may be reasonable, adequate, and necessary to protect against further loss to any property which was replaced, restored, repaired, or constructed with this assistance.
23. It will defer funding of any projects involving flexible funding until FEMA makes a favorable environmental clearance, if this is required.
24. It will assist the Federal grantor agency in its compliance with Section 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 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.
25. It will, for any repairs or construction financed herewith, comply with applicable standards of safety, decency and sanitation and in conformity with applicable codes, specifications and standards; and, will evaluate the natural hazards in areas in which the proceeds of the grant or loan are to be used and take appropriate action to mitigate such hazards, including safe land use and construction practices.