

MIDWEST HIGH INTENSITY DRUG TRAFFICKING AREA

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) is made on January 1, 2011, by and between the Jackson County Drug Task Force, hereafter referred to as "participating agency" and the Missouri State Highway Patrol, also referred to as "Fiscal Agent".

Purpose:

The Office of National Drug Control Policy (ONDCP) has awarded High Intensity Drug Trafficking Area (HIDTA) funding to federal, state and local law enforcement agencies in the region comprised of the states of Kansas, Missouri, Nebraska, Iowa, South Dakota and North Dakota for the purpose of combating the manufacture, importation and distribution of methamphetamine and other illegal drugs. The Missouri State Highway Patrol (MSHP) has been designated as the fiscal agent for award proceeds to be distributed to state and local agencies and selected regional initiatives, participating in the Midwest HIDTA program within Missouri. These funds shall be used for purposes designated in the initiative description and associated budget, as approved by ONDCP for award G11MW0001A - MM.

Scope:

The services carried out under this MOU shall be consistent with those contained in the initiative proposal and budget as approved for funding by ONDCP. Changes shall not be made in the subject or the proposed objectives of the initiative without prior written approval from the Midwest HIDTA Executive Committee and the Midwest HIDTA Executive Director. Any requests for reprogramming authorization should be sent to the Missouri Statewide Coordinator, and detailed records of the reprogramming activities maintained by the agency. Expenses should not be incurred prior to receiving authorization.

Invoices:

Each agency receiving reimbursements should invoice the MSHP once a month for expenditures incurred during the prior month. A detailed expenditure worksheet shall be prepared showing the claimed amount and cumulative expenditures for each budget category.

Assurances:

Each agency agrees to abide by the terms and conditions set out in OMB Form 424B, Assurances - Non-Construction Programs (Appendix B) and ONDCP Certifications regarding Lobbying, Debarment, Suspension and Other Responsibility Matters; Drug Free Work Place Requirements; Federal Debt Status and Nondiscrimination Statutes and Implementing Regulations (Appendix C). Each agency will also submit a signed OMB form, Disclosure of Lobbying Activities (Appendix D). The special conditions (Appendix E) and other certifications are signed by the Patrol as fiscal agent for the award. Signature on the MOU indicates the agency has read these attachments and agrees to abide by those conditions as applicable or as modified here in this MOU.

FILED

MAY 24 2012

MARY JO SPINO
COUNTY CLERK

Inventory:

Equipment purchased with HIDTA funds shall be identified by cost, type and serial number and reported to the Statewide Coordinator on the Midwest HIDTA Inventory Form. The Statewide Coordinator will maintain an inventory of all equipment purchased and provide the same to HIDTA. Any change to the inventory of HIDTA purchased equipment shall be reported promptly and in writing to the Statewide Coordinator.

Audits:

If an agency is required to obtain an audit in accordance with OMB Circular A-133, "Audits of State and Local Governments", the audit report and management letter must be submitted to the fiscal agent.

Acceptance:

Acceptance of this MOU by participating agencies is acceptance of all standards and conditions of the HIDTA award, included as Appendix B, C, D, E and F.

Contact Information:

David Glenn
Missouri Statewide Coordinator
MSHP - DDCC
P.O. Box 568
Jefferson City, Missouri 65102

Participating Agency:

JACKSON COUNTY DRUG TASK FORCE

[Signature]
Name

4-12-11
Date

Fiscal Agent:

Missouri State Highway Patrol

[Signature]
Name

3-21-11
Date

APPROVED AS TO FORM:

By: *[Signature]*
W. Stephen Nixon, County Counselor

JACKSON COUNTY, MISSOURI

By: *[Signature]*
Michael D. Sanders, County Executive

ATTEST:

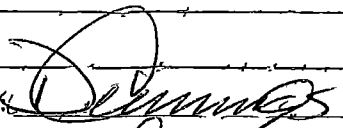
By: *[Signature]*
Mary Jo Spino, Clerk County Legislature

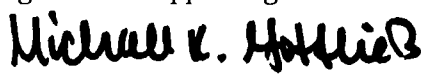
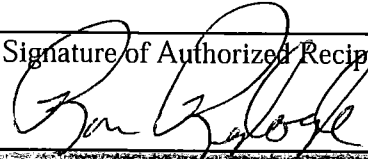
DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose activities pursuant to 31 U.S.C. 135:
(See reverse for public burden disclosure)

<p>1. Type of Federal Action:</p> <p><input checked="" type="checkbox"/> b. grant</p> <p>a. contract c. cooperative agreement d. loan e. loan guarantee f. loan insurance</p>	<p>2. Status of Federal Action</p> <p><input checked="" type="checkbox"/> b. initial award</p> <p>a. bid/offer/application c. post-award</p>	<p>3. Report Type</p> <p><input checked="" type="checkbox"/> a. initial filing</p> <p>b. material change</p> <p>For Material Change only Year: _____ Quarter: _____ Date of last report: _____</p>
<p>4. Name and Address of reporting Entity</p> <p><input type="checkbox"/> Prime <input checked="" type="checkbox"/> Subawardee Tier _____ if unknown:</p> <p>JACKSON COUNTY DRUG TASK FORCE P O BOX 392 BLUE SPRINGS, MD 64015 Congressional District, if known</p>		<p>5. If reporting entity in No. 4 is Subawardee, Enter name and address of Prime:</p> <p>Congressional District, if known</p>
<p>6. Federal Department/Agency:</p> <p>ONDCP</p>	<p>7. Federal Program Name/Description:</p> <p>HIDTA</p>	
<p>8. Federal Action Number, if known</p> <p>G11MW0001A</p>	<p>9. Award Amount, if known</p> <p>\$75,000</p>	
<p>10. a. Name and Address of Lobbying Entity (if individual, last name, first name, MI)</p> <p>None</p>	<p>b. Individuals Performing Services (including address if (if individual, last name, first name, MI) different from No. 10a) last name, first name, MI)</p> <p>None</p>	

(attach Continuation Sheet (s) SF-LLL-A, if necessary)

<p>11. Amount of Payment (check all that apply):</p> <p>\$ <u>N/A</u> ___ actual ___ planned</p>	<p>13. Type of Payment (check all that apply):</p> <p>___ a. retainer ___ b. one-time fee ___ c. commission ___ d. contingent fee ___ e. deferred ___ f. other; specify:</p>
<p>12. Form of Payment (check all that apply):</p> <p>___ a. cash ___ b. in-kind; specify: nature _____ value _____</p>	
<p>14. Brief Description of Services Performed or to be Performed and Date(s) of Service, including officer(s), employee(s), or Member(s) contacted, for Payment indicated in Item 11:</p> <p style="text-align: center;">HIDTA Related Initiatives</p> <p style="text-align: center;">(attach Continuation Sheet (s) SF-LLL-A, if necessary)</p>	
<p>15. Continuation Sheet(s) SF-LLL-A attached: ___ Yes <input checked="" type="checkbox"/> No</p>	
<p>16. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is requested pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</p>	<p>Signature: </p> <p>Print Name: DAN CUMMINGS</p> <p>Title: OFFICER IN CHARGE</p> <p>Telephone No.: 816-655-3773</p> <p>Date: 4-12-11</p>
<p>Federal Use Only: _____</p> <p style="text-align: right;">Authorized for local reproduction Standard Form - LLL</p>	

Executive Office of the President Office of National Drug Control Policy		Page 1 of 5	
		Grant Agreement	
1. Recipient Name and Address Colonel Ron Replogle Missouri State Highway Patrol 1510 E Elm Jefferson City, MO 65101		4. Award Number: G11MW0001A	
		5. Grant Period: From 01/01/2011 to 12/31/2012	
1A. Recipient IRS/Vendor No.: 1431736878A1	6. Date: 3/11/2011	7. Action <input checked="" type="checkbox"/> Initial Supplemental	
Subrecipient Name and Address	8. Supplement Number		
2A. Subrecipient IRS/Vendor No.:	9. Previous Award Amount:		
3. Project Title Multiple	10. Amount of This Award:		\$1,172,604
	11. Total Award:		\$1,172,604
12. Consistent with Public Law 111-322, the Continuing Appropriations Act, 2011, this document provides a total budget and spending ceiling as reflected in Block 10 of the Grant Award document, which represents funding at the rate of 42% of the fiscal year 2010 funding level. Accordingly, the sum of all budgets cannot exceed the award amount reflected in Block 10 of the Grant Award document. The Office of National Drug Control Policy acknowledges that the aforementioned funding level is below the stated budget requirements; however, additional funding cannot be made available until enacted through public law.			
13. Statutory Authority for Grant: Public Law 111-322			
AGENCY APPROVAL		RECIPIENT ACCEPTANCE	
14. Typed Name and Title of Approving Official Michael K. Gottlieb Acting National HIDTA Director		15. Typed Name and Title of Authorized Official Ron Replogle Missouri State Highway Patrol	
16. Signature of Approving ONDCP Official 		17. Signature of Authorized Recipient/Date  3-16-11	
AGENCY USE ONLY			
18. Accounting Classification Code DUNS: 098638075 EIN: 1431736878A1		19. HIDTA AWARD OND10B3SE1112 OND2000000 OC4101	

GRANT CONDITIONS

A. General Provisions

1. This grant is subject to:

- OMB Circular A-87, Cost Principles for State, Local, and Indian Tribal Government; or, if applicable, OMB Circular A-21, Cost Principles for Educational Institutions;
- OMB Circular A-102, Grants and Cooperative Agreements with State and Local Governments; or, if applicable, OMB Circular A-110, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals and Other Non-Profit Organizations;
- OMB Circular A-133, Audits of States, Local Governments and Non-Profit Institutions;
- Government-wide Debarment and Suspension (Non procurement), codified at 21 CFR § 1401 et. seq.;
- Government-wide Requirements for Drug-Free Workplace (Grants), codified at 21 CFR § 1401 et. seq.;
- New Restrictions on Lobbying, codified at 18 USC § 1903 and 31 USC § 1352;
- Nondiscrimination in Federally Assisted Programs and Equal Opportunity Plans requirements are codified at USC, Title VI (42 USC § 2000d et seq.); and
- Immigration and Naturalization Service Employment Eligibility Verification Form (I-9).

2. Audits conducted pursuant to OMB Circular A-133, "Audits of State and Local Governments", must be submitted no later than nine (9) months after the close of the grantee's audited fiscal year. A copy of the audit report and management letter must be sent to:

EOP/ONDCP

Attention: Michael Reles

GSD/RDF (202) 395-6608

Anacostia Naval Annex

Bldg 410/Door 123

250 Murray Lane, SW

Washington, DC 20509

or:

mreles@ondcp.eop.gov

3. Grantees are required to submit Federal Financial Reports (FFR) to the Department of Health and Human Services, Division of Payment Management (HHS/DPM). Other reporting requirements are specified in the HIDTA Program Policy and Budget Guidance.
4. The recipient gives the awarding agency or the Government Accountability Office, through any authorized representative, access to, and the right to examine, all paper or electronic records related to the grant.
5. Recipients of HIDTA funds are not agents of ONDCP. Accordingly, the HIDTA, its fiscal agent(s), HIDTA employees, HIDTA contractors, as well as state, local, and federal HIDTA participants, either on a collective basis or on a personal level, shall not hold themselves out as being part of, or representing, the Executive Office of the President or ONDCP.

B. Special Conditions HIDTA Grants

The following special conditions are incorporated into each award document.

1. This grant is awarded for the initiative(s) named above. Variation from the description of activities approved by ONDCP and/or from the budget attached to this letter must comply with the reprogramming requirements as set forth in ONDCP's HIDTA Program Policy and Budget Guidance.
2. This award is subject to the requirements in ONDCP's HIDTA Program Policy and Budget Guidance.
3. No HIDTA funds shall be used to supplant state or local funds that would otherwise be made available for the same purposes.
4. The requirements of 28 CFR Part 23, which pertain to information collection and management of criminal intelligence systems, shall apply to any such systems supported by this award.
5. Special accounting and control procedures must govern the use and handling of HIDTA Program funds for confidential expenditures; i.e. the purchase of information, evidence, and services for undercover operations. Those procedures are described in Section 6-12 of the HIDTA Program Policy and Budget Guidance.
6. The grant recipient agrees to account for and use program income in accordance with the "Common Rule" and the HIDTA Program Policy and Budget Guidance. Asset forfeiture proceeds generated by the HIDTA-funded initiatives shall not be considered as program income earned by HIDTA grantees.

7. Property acquired with these HIDTA grant funds is to be used for activities of the Midwest HIDTA. If your agency acquires property with these funds and then ceases to participate in the HIDTA, this equipment must be made available to the HIDTA's Executive Board for use by other HIDTA participants.
8. All law enforcement entities that receive funds from this grant must report all methamphetamine laboratory seizure data to the National Clandestine Laboratory Database/National Seizure System at the El Paso Intelligence Center.

C. Payment Basis

1. A request for Advance or Reimbursement shall be made using the HHS/DPM system (www.dpm.psc.gov). Copies of invoices or payroll registers must accompany the payment confirmation number to provide documentation for the reimbursement request. Requests for advances must be accompanied by details specifying the need for the advance. Documentation of how the advance was spent must be submitted within 21 days before another advance or reimbursement will be approved.
2. The HIDTAs, or their respective grantees, must utilize the HIDTA program Financial Management System's (FMS) Disbursement module each time they submit a disbursement request to the NHAC. Requests for payment in the DPM system will not be approved unless the required disbursements have been entered into the FMS. Payments will be made via Electronic Fund Transfer to the award recipient's bank account. The bank must be FDIC insured. The account must be interest bearing.
3. Except for interest earned on advances of funds exempt under the Intergovernmental Cooperation Act (31 U.S.C. 6501 et seq.) and the Indian Self-Determination Act (23 U.S.C. 450), grantees and subgrantees shall promptly, but at least quarterly, remit interest earned on advances to HHS/DPM at the address provided below. When submitting your checks, please provide a detailed explanation which should include: reason for check (remittance of interest earned on HIDTA advance payments), check number, grantee name, grant number, interest period covered, and contact name and number.

Ms. Janet Fowler
Division of Payment Management
Department of Health and Human Services

Via U.S. Postal Mail:
P.O. Box 6021
Rockville, MD 20852

Via FedEx:
7700 Wisconsin Avenue
10th Floor
Bethesda, MD 20814

4. The grantee or subgrantee may keep interest amounts up to \$100 per year for administrative purposes.

RECIPIENT ACCEPTANCE OF GRANT CONDITIONS

Signature: 

Date: 3-16-11

Name: Ron Replogle

Organization: Missouri State Highway Patrol