

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE appropriating \$500,000.00 from the fund balance of the 2013 Grant Fund in acceptance of funds for the Emergency Operations Center grant received from the Office of Homeland Security and authorizing the County Executive to execute an agreement with the Office of Homeland Security.

ORDINANCE NO. 4538, June 24, 2013

INTRODUCED BY James D. Tindall, County Legislator

WHEREAS, the Sheriff's Office has received a grant from the Office of Homeland Security in the amount of \$500,000.00 for the Emergency Operations Center grant; and,

WHEREAS, fully capable emergency operations facilities at the state and local levels are an essential element of a comprehensive national emergency management system; and,

WHEREAS, the purpose of this grant is to improve emergency management and preparedness capabilities by supporting flexible, sustainable, secure, and interoperable emergency operations centers with a focus on addressing identified deficiencies and needs; and,

WHEREAS, this grant requires local cost sharing funds in the amount of \$166,666.67, which was previously appropriated in the budget for the Sheriff's Office's radio system upgrade; and,

WHEREAS, an appropriation is necessary to place the grant funds in the proper

pending accounts; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation be made from the fund balance of the 2013 Grant Fund:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Grant Fund Emergency Operations Center			
010-4245	45446 – Increase Revenues	\$500,000	
010-2810	Undesignated Fund Balance		\$500,000
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010-4245	56080 - Other Professional Svcs.		\$ 49,000
010-4245	57230 – Other Operating Supplies		\$ 5,500
010-4245	57360 – Electrical Supplies		\$ 3,500
010-4245	58060 – Other Improvements		\$ 12,000
010-4245	58150 – Office Furniture & Fixtures		\$ 20,000
010-4245	58160 – Radio/Communications Equip		\$ 75,000
010-4245	58170 – Other Equipment		\$256,500
010-4245	58171 – Personal Computer/Accessories		\$ 68,500
010-4245	58173 – Computer Equipment Terminals		\$ 10,000

and,

BE IT FURTHER ORDAINED that all County officials be and hereby are authorized to execute any and all documents necessary to give effect to said grant.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

[Signature]
Chief Deputy County Counselor

[Signature]
County Counselor

I hereby certify that the attached Ordinance, Ordinance No. 4538 introduced on June 24, 2013, was duly passed on June 24, 2013 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

Nays 0

Abstaining 0

Absent 1

This Ordinance is hereby transmitted to the County Executive for his signature.

6/24/13
Date

[Signature]
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 4538.

6/25/2013
Date

[Signature]
Michael D. Sanders, County Executive

Funds sufficient for this appropriation are available from the source indicated below.

ACCOUNT NUMBER: 010 2810
ACCOUNT TITLE: Grant Fund
Undesignated Fund Balance
NOT TO EXCEED: \$500,000.00

June 19, 2013
Date

[Signature]
Director of Finance and Purchasing

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

~~Res~~ Ord No.: 4538

Sponsor(s): James D. Tindall

Date: June 24, 2013

<p>SUBJECT</p>	<p>Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance</p> <p>Project/Title: OHS "Office of Homeland Security" An ordinance to appropriate \$500,000.00 from the undesignated fund balance of the 2013 Grant Fund to cover a grant received from the Office of Homeland Security for use by the Jackson County Sheriff's Office and Authorizing the County Executive to execute an agreement with the Office of Homeland Security to renovate the dispatch area to incorporate an EOC.</p>																														
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1" data-bbox="326 621 1203 1392"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$500,000.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$0</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$500,000.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$0</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM: Grant Fund 010-2810 undesignated Fund</td> <td>\$500,000.00</td> </tr> <tr> <td>TO: Grant Fund 010-4245</td> <td></td> </tr> <tr> <td>56080 Professional Services</td> <td>\$49,000.00</td> </tr> <tr> <td>57230 Other Operating Supplies</td> <td>\$5,500.00</td> </tr> <tr> <td>57360 Electrical Supplies</td> <td>\$3,500.00</td> </tr> <tr> <td>58060 Other Improvements</td> <td>\$12,000.00</td> </tr> <tr> <td>58150 Office Furniture & Fixtures</td> <td>\$20,000.00</td> </tr> <tr> <td>58160 Radio/Communications Equipment</td> <td>\$75,000.00</td> </tr> <tr> <td>58170 Other Equipment</td> <td>\$256,500.00</td> </tr> <tr> <td>58171 Personal Computer/Accessories</td> <td>\$68,500.00</td> </tr> <tr> <td>58173 Computer Equipment/Terminals</td> <td>\$10,000.00</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required)</p> <p>Prior Year Budget (if applicable): Prior Year Actual Amount Spent (if applicable):</p>	Amount authorized by this legislation this fiscal year:	\$500,000.00	Amount previously authorized this fiscal year:	\$0	Total amount authorized after this legislative action:	\$500,000.00	Amount budgeted for this item * (including transfers):	\$0	Source of funding (name of fund) and account code number; FROM: Grant Fund 010-2810 undesignated Fund	\$500,000.00	TO: Grant Fund 010-4245		56080 Professional Services	\$49,000.00	57230 Other Operating Supplies	\$5,500.00	57360 Electrical Supplies	\$3,500.00	58060 Other Improvements	\$12,000.00	58150 Office Furniture & Fixtures	\$20,000.00	58160 Radio/Communications Equipment	\$75,000.00	58170 Other Equipment	\$256,500.00	58171 Personal Computer/Accessories	\$68,500.00	58173 Computer Equipment/Terminals	\$10,000.00
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<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date):</p> <p>Prior resolutions and (date): None</p>																														
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Capt. R. Richberg, Commander, 524-4302</p>																														
<p>REQUEST</p>																															

<p>SUMMARY</p> <p>REQUEST SUMMARY</p> <p>Continue</p>	<p>The Sheriff's Office has received a grant from the Office of Homeland Security for funding under the FY10 Emergency Operations Center (EOC) in the amount of \$500,000.00. The Sheriff's Office was required to provide the commitment of local cost share in the amount of \$166,666.67 which was matched with \$118,890.00 Tusa consulting fees. The remainder of the consulting fees (\$17,777.00) will be paid from 004-5104-56080 and the amount for the radios (\$30,000.00) will be paid from 004-5104-58160. The funding will be used in the moving of and the remodeling of the dispatch unit to house the Sheriff's EOC unit. The funding will be used to purchase equipment to operate dispatch and the EOC and harding the unit. An ordinance to appropriate \$500,000.00 from the undesignated fund balance of the 2013 Grant Fund to cover a grant received from the Office of Homeland Security for use by the Jackson County Sheriff's Office and Authorizing the County Executive to execute an agreement with the Office of Homeland Security.</p>	
<p>CLEARANCE</p>	<p><input type="checkbox"/> Tax Clearance Completed (Purchasing & Department)</p> <p><input type="checkbox"/> Business License Verified (Purchasing & Department)</p> <p><input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>	
<p>ATTACHMENTS</p>		
<p>REVIEW</p>	<p>Department Director: <i>M. C. [Signature]</i></p>	<p>Date: 5/23/13</p>
	<p>Finance (Budget Approval) <i>[Signature]</i></p> <p><i>If applicable</i></p>	<p>Date: 5/28/13</p>
	<p>Division Manager: <i>[Signature]</i></p>	<p>Date: 6/14/13</p>
	<p>County Counselor's Office:</p>	<p>Date:</p>

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the _____ Fund in _____.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:
010-2810	Grant Fund Undesignated Fund balance	\$500,000.00

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.



1. GRANTEE NAME AND ADDRESS (Including zip code) Jackson County Sheriff's Office 3310 NE Rennau Drive Lee's Summit, MO 64064	3. GRANT NUMBER 2010-EO-MX-0008
1A. GRANTEE IRS / VENDOR NUMBER 44-6000524	4. ADJUSTMENT NUMBER 1
2. PROJECT TITLE Jackson County Sheriff's Office Emergency Operations Center (EOC)	5. DATE June 13, 2013 6. GRANT MANAGER Brett Hendrix

SECTION I. DEOBLIGATIONS AND REOBLIGATIONS

7. ACCOUNTING CLASSIFICATION CODE N/A	9. PREVIOUS GRANT AWARD AMOUNT N/A
8. DOCUMENT CONTROL NUMBER 5081	10. DEOBLIGATION AMOUNT N/A 11. ADJUSTED AWARD AMOUNT N/A

SECTION II. CHANGES

12. CHANGE GRANT MANAGER	
FROM N/A	TO N/A
13. CHANGE GRANT PERIOD	
FROM N/A	TO N/A

SECTION III. OTHER ADJUSTMENTS AND INFORMATION

14. PLEASE DIRECT ALL MAIL, FAX, ELECTRONIC CORRESPONDENCE AND TELEPHONE CONTACTS TO:

This Grant Adjustment Notice serves to affirm that only costs associated with the enhancement of the Jackson County Sheriff's Office EOC are eligible under this grant program and to revise the FY 2010 Jackson County Sheriff's Office EOC "Summary Description of Project" to:

"The Emergency Operation Center (EOC) grant program is intended to improve emergency management and preparedness capabilities by supporting flexible, sustainable, secure, and interoperable Emergency Operations Centers (EOCs) with a focus on addressing identified deficiencies and needs. This program provides funding for construction or renovation of a state, local or tribal governments' EOC. Fully capable emergency operations facilities at the state and local levels are an essential element of a comprehensive national emergency management system and are necessary to ensure continuity of operations and continuity of government in major disasters caused by any hazard.

Total award includes \$500,000.00 of federal funds and \$166,666.67 of local cost share funds."

15. TYPED NAME AND TITLE OF AUTHORIZED OFFICIAL
 Bruce Clemonds, Administrator

16. SIGNATURE OF AUTHORIZED OFFICIAL




Office of Homeland Security and Grants and Training
 Local and State Assistance Division
 301 W. High Street, Jefferson City, MO 65102
 Telephone: 573-526-9011
 FAX: 573-526-9012

GRANT AWARD OF CONTRACT

DATE	March 11, 2013
AWARD NUMBER	2010-EO-MX-0008

SUB-RECIPIENT NAME Jackson County Sheriff's Office		
ADDRESS 3310 NE Rennau Drive		
CITY Lee's Summit	STATE MO	ZIP CODE 64064
TOTAL AWARD AMOUNT \$500,000.00 federal, \$166,666.67 local match	SUB-RECIPIENT IRS / VENDOR NUMBER 446000524	
PROJECT PERIOD FROM 06/01/2010	PROJECT PERIOD TO 12/31/2013	
PROJECT TITLE Jackson County Sheriff's Office Emergency Operations Center (EOC)		
CATALOG OF FEDERAL DOMESTIC ASSISTANCE (CFDA) NUMBER 97.052 Emergency Operations Center (EOC)	METHOD OF PAYMENT (Reimbursement -- Advanced) Reimbursement	

CONTACT INFORMATION

OHS GRANT SPECIALIST		SUB-RECIPIENT PROJECT DIRECTOR	
NAME Brett Hendrix	E-MAIL ADDRESS brett.hendrix@dps.mo.gov	NAME Colonel Hugh Mills	E-MAIL ADDRESS hmills@jacksongov.org
TELEPHONE 573-526-9019	OTHER	ADDRESS (If different from above) 3310 N.E. Rennau Drive	TELEPHONE 816-524-4302
		CITY, STATE AND ZIP CODE Lee's Summit, Missouri 64064	E-MAIL ADDRESS hmills@jacksongov.org

SUMMARY DESCRIPTION OF PROJECT

The Emergency Operation Center (EOC) grant program is intended to improve emergency management and preparedness capabilities by supporting flexible, sustainable, secure, and interoperable Emergency Operations Centers (EOCs) with a focus on addressing identified deficiencies and needs. This program provides funding for construction or renovation of a state, local or tribal governments' principal EOC. Fully capable emergency operations facilities at the state and local levels are an essential element of a comprehensive national emergency management system and are necessary to ensure continuity of operations and continuity of government in major disasters caused by any hazard.

Total award includes \$500,000.00 of federal funds and \$166,666.67 of local cost share funds.

OFFICE OF HOMELAND SECURITY APPROVAL		SUB-RECIPIENT AUTHORIZED OFFICIAL APPROVAL	
TYPED NAME AND TITLE OF OHS OFFICIAL Christian L. Pickering, Director		TYPED NAME AND TITLE OF SUB-RECIPIENT AUTHORIZED OFFICIAL Sheriff Mike Sharp	
SIGNATURE OF APPROVING OHS OFFICIAL 	DATE 03/11/2013	SIGNATURE OF SUB-RECIPIENT AUTHORIZED OFFICIAL 	DATE

THIS GRANT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS SET FORTH ON THE ATTACHED SPECIAL CONDITION(S). BY SIGNING THIS GRANT AGREEMENT THE SUB-RECIPIENT IS AGREEING TO READ AND COMPLY WITH ALL SPECIAL CONDITIONS.

AWARD NUMBER
2010-EO-MX-0008

DATE
March 11, 2013

GRANT AWARD OF CONTRACT

ARTICLES OF AGREEMENT

1. The subgrantee and any other subgrantee shall comply with the most recent version of the Administrative Requirements, Cost Principles, and Audit Requirements. A non-exclusive list of regulations commonly applicable to DHS grants are listed below:
 - A. Administrative Requirements
 1. 44 CFR Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments
 2. 2 CFR Part 215, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations (OMB Circular A-110)
 - B. Cost Principles
 1. 2 CFR Part 225, Cost Principles for State, Local and Indian Tribal Governments (OMB Circular A-87)
 2. 2 CFR Part 220, Cost Principles for Educational Institutions (OMB Circular A-21)
 3. 2 CFR Part 230, Cost Principles for Non-Profit Organizations (OMB Circular A-122)
 4. Federal Acquisition Regulations (FAR), Part 31.2 Contract Cost Principles and Procedures, Contracts with Commercial Organizations
 - C. Audit Requirements
 1. OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations
2. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OHS (Missouri Office of Homeland Security).
3. The recipient agrees that all allocations and use of funds under this grant will be in accordance with the Fiscal Year (FY) 2010 Emergency Operations Center (EOC) Grant Program guidance and application kit.
4. In the event OHS determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. Please contact your local OHS Grant Specialist.
5. Provisions
 - A. Provisions applicable to a recipient that is a private entity.
 1. You as the recipient, your employees, subrecipients under this award, and subrecipients' employees may not:
 - a. Engage in severe forms of trafficking in persons during the period of time that the award is in effect;
 - b. Procure a commercial sex act during the period of time that the award is in effect; or
 - c. Use forced labor in the performance of the award or subawards under the award.
 2. We as the State awarding agency may unilaterally terminate this award, without penalty, if you or a subrecipient that is a private entity:
 - a. Is determined to have violated a prohibition in paragraph A.1 of this award term; or
 - b. Has an employee who is determined by the agency official authorized to terminate the award to have violated a prohibition in paragraph A.1 of this award term through conduct that is either:
 - i. Associated with performance under this award; or
 - ii. Imputed to you or the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR Part 180, "OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Non-procurement)," as implemented by our agency at 2 CFR Part 3000.
 - B. Provisions applicable to a subrecipient other than a private entity. We as the State awarding agency may unilaterally terminate this award, without penalty, if a subrecipient that is a private entity:
 1. Is determined to have violated an applicable prohibition in paragraph A.1 of this award term; or
 2. Has an employee who is determined by the agency official authorized to terminate the award to have

AWARD NUMBER
2010-EO-MX-0008

DATE
March 11, 2013

GRANT AWARD OF CONTRACT

ARTICLES OF AGREEMENT

violated an applicable prohibition in paragraph A.1 of this award term through conduct that is either:

- a. Associated with performance under this award; or
- b. Imputed to the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR part 180, "OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Non-procurement)," as implemented by our agency at 2 CFR part 3000.

C. Provisions applicable to any subrecipient.

1. You must inform us immediately of any information you receive from any source alleging a violation of a prohibition in paragraph A.1 of this award term.
2. Our right to terminate unilaterally that is described in paragraph A.2 or B of this section:
 - a. Implements section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)), and
 - b. Is in addition to all other remedies for noncompliance that are available to us under this award.
3. You must include the requirements of paragraph A.1 of this award term in any subaward you make to a private entity.

7. Definitions. For purposes of this award term:

A. "Employee" means either:

1. An individual employed by you or a subrecipient who is engaged in the performance of the project or program under this award; or
2. Another person engaged in the performance of the project or program under this award and not compensated by you including, but not limited to, a volunteer or individual whose services are contributed by a third party as an in-kind contribution toward cost sharing or matching requirements.

B. "Forced labor" means labor obtained by any of the following methods: the recruitment, harboring, transportation, provision, or obtaining of a person for labor or services, through the use of force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

C. "Private entity" means:

1. Any entity other than a State, local government, Indian Tribe, or foreign public entity, as those terms are, defined in 2 CFR 175.25.
2. Includes:
 - a. A nonprofit organization, including any nonprofit institution of higher education, hospital, or tribal organization other than one included in the definition of Indian Tribe at 2 CFR 175.25(b).
 - b. A for-profit organization.

D. "Severe forms of trafficking in persons", "commercial sex act", and "coercion" have the meanings given at section 103 of the TVPA, as amended (22 U.S.C. 7102).

8. Other Important Special Conditions

A. "Classified national security information," as defined in Executive Order (EO) 12958, as amended, means information that has been determined pursuant to EO 12958 or any predecessor order to require protection against unauthorized disclosure and is marked to indicate its classified status when in documentary form.

B. No funding under this award shall be used to support a contract, subaward, or other agreement for goods or services that will include access to classified national security information if the award recipient has not been approved for and has access to such information.

C. Where an award recipient has been approved for and has access to classified national security information, no funding under this award shall be used to support a contract, subaward, or other agreement for goods or services that will include access to classified national security information by the contractor, subawardee, or other entity without prior written approval from the DHS Office of Security, Industrial Security Program Branch (ISPB), or an appropriate official within the Federal department or agency with whom the classified effort will be performed.

- D. Such contracts, subawards, or other agreements shall be processed and administered in accordance with the DHS "Standard Operating Procedures, Classified Contracting by States and Local Entities," dated July 7, 2008; EOs 12829, 12958, 12968, as amended; the National Industrial Security Program Operating Manual (NISPO); and/or other applicable implementing directives or instructions. All security requirement documents are located at: <http://www.dhs.gov/xopnbiz/grants/index.shtm>
- E. Immediately upon determination by the award recipient that funding under this award will be used to support such a contract, subaward, or other agreement, and prior to execution of any actions to facilitate the acquisition of such a contract, subaward, or other agreement, the award recipient shall contact ISPB, or the applicable Federal department or agency, for approval and processing instructions.

REPORTING REQUIREMENTS

Each subrecipient is required to submit a Progress Report to OHS by June 10th and December 10th each year until all funds are expended or until the grant is closed. The Final Report is due 45 days after the contract end date.

The Progress Report can be found at: <http://dps.mo.gov/dir/programs/ohs/grantstraining/?h=1>

CONTACT INFORMATION:

Missouri Department of Public Safety
Office of Homeland Security
301 West High Street, Room 870
PO Box 749
Jefferson City, Missouri 65102
573-526-9011 (phone) 573-526-9012 (fax)
www.dps.mo.gov homeland.security@dps.mo.gov