

**IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI**

**AN ORDINANCE** appropriating \$53,209.00 from the unappropriated surplus of the 2010 Anti-Drug Grant to cover a grant received from the United States Executive Office of the President's Midwest High Intensity Drug Trafficking Area Investigative Support Center through the Kansas Bureau of Investigation for use by the Jackson County Sheriff's Office and authorizing the County Executive to execute the Addendum to Memorandum of Understanding 2008 with the Kansas Bureau of Investigation.

**ORDINANCE #4212**, June 7, 2010

**INTRODUCED BY** Henry C. Rizzo and James D. Tindall, County Legislators

WHEREAS, the United States Executive Office of the President's Midwest High Intensity Drug Trafficking Area (HIDTA) Investigative Support Center has allocated \$53,209.00 for a drug enforcement detective to be employed by the Jackson County Sheriff's Office; and,

WHEREAS, the attached Addendum to Memorandum of Understanding 2008 with the Kansas Bureau of Investigation provides a suitable mechanism by which to implement this arrangement; and,

WHEREAS, an appropriation is necessary to place these grant funds in the appropriate spending accounts; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation be and hereby is made from the unappropriated surplus of the 2010 Anti-Drug Grant Fund:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
038-4278	45381 - Increase Revenue	\$53,209.00	
038-2810	Undesignated Fund Balance		\$53,209.00
038-2810	Undesignated Fund Balance	\$53,209.00	
HIDTA "High Intensity Drug Trafficking Area"			
038-4278	55010 - Regular Salaries		\$16,625.00
038-4278	55030 - Overtime Salaries		\$ 9,894.00
038-4278	55040 - FICA		\$14,850.00
038-4278	56430 - Cell Phone		\$ 2,520.00
038-4278	56630 - Vehicle Lease		\$ 7,320.00
038-4278	57110 - Fuel		\$ 2,000.00

and,

BE IT FURTHER ORDAINED that the County Executive be and hereby is authorized to execute the attached Addendum to Memorandum of Understanding with the Kansas Bureau of Investigation to be approved by the County Counselor.

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

APPROVED AS TO FORM:

Pamela Fellini  
Assistant/Deputy County Counselor

[Signature]  
Acting County Counselor

I hereby certify that the attached Ordinance, Ordinance #4212 introduced on June 7, 2010, was duly passed on June 7, 2010 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 7

Nays 0

Abstaining 0

Absent 2

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

6.7.10  
Date

Mary Jo Spino  
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance #4212.

6/7/2010  
Date

Michael D. Sanders  
Michael D. Sanders, County Executive

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

ACCOUNT NUMBER: 038 2810  
ACCOUNT TITLE: Anti-Drug Grant Fund  
Undesignated Fund Balance  
NOT TO EXCEED: \$53,209.00

June 3, 2010  
Date

[Signature]  
Director of Finance and Purchasing

MJS  
6/29/10

Ord. 4212

N  
MIDWEST HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA)  
ADDENDUM TO MEMORANDUM OF UNDERSTANDING 2008  
INVESTIGATIVE SUPPORT CENTER

The parties agree that the terms the 2008 MOU between the KBI and Jackson County Sheriff's Office, for the Midwest HIDTA Kansas City/Overland Park DEA Initiative, is amended for the following purpose.

Attached hereto is the reimbursement form to increase the total allocation for 2009 HIDTA funds. These funds shall be used for an additional law enforcement officer being assigned to the Kansas City/Overland Park DEA task force.

Acceptance of the Addendum to your MOU 2008 is acceptance of all standards and conditions of the, as well as Appendix's A, C, D, E, F, G of the 2008 MOU.

Participating Agency:  
Jackson County Sheriff's Office  
Date: January 1, 2009 through December 31, 2011  
Grant Award 2009 increased by \$53,209.00  
Total allocation 2009 HIDTA funds \$124,653.00

Date: 6-14-10 Signature: [Signature]  
Tony Weingartner, Assistant Director KBI

Date: 6-10-10 Signature: [Signature]  
Michael C. Sharp, Sheriff

Grant No.: G09MW003A D.  
JACKSON COUNTY, MISSOURI  
By: [Signature]  
Michael D. Sanders, County Executive

APPROVED AS TO FORM  
By: [Signature]  
William G. Snyder, Acting County Counselor

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

JUN 25 2010  
MARY JO SPINO  
COUNTY CLERK

07-05-09P04:47 RCVD  
07-05-09P04:47 RCVD**MIDWEST HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA)****MEMORANDUM OF UNDERSTANDING****KANSAS CITY/OVERLAND PARK DEA TASK FORCE****I8PMWP566****01-01-2008 / 12-31-2009**

The Office of National Drug Control Policy (ONDCP) has awarded 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 and importation of methamphetamine and the disruption of poly-drug trafficking organizations. The Kansas Bureau of Investigation (KBI) has been designated as the fiscal agent for award proceeds to be distributed to state and local agencies participating in the Midwest HIDTA program within Kansas and in selected regional initiatives. These funds shall be used for purposes designated in the KANSAS CITY/OVERLAND PARK DEA TASK FORCE (Appendix A) and associated budget (APPENDIX B), as approved by ONDCP.

**Scope of Service**

The services carried out under this Memorandum of Understanding 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 State Coordinator for Kansas, the Midwest HIDTA Executive Director and the Midwest HIDTA Executive Committee.

The signatories agree to provide written notice to the KBI and to the Midwest HIDTA Kansas State Coordinator, at least (30) days in advance of any planned withdrawal from this agreement. In the event of withdrawal from this initiative by any party, all property and equipment acquired with HIDTA funds by the withdrawing party, shall be re-distributed as per Midwest HIDTA policy and procedure. Upon the date specified in the written notice of withdrawal, this agreement shall become void with respect to the agency giving notice but shall remain in effect for all other participants. The KBI shall process all allowable reimbursement requests for the withdrawing agency through the date of the withdrawal.

**Reprogramming of Funds**

Reprogramming of funds within a HIDTA award requires different levels of approval based upon the amount to be reprogrammed and whether the reprogramming is inter-agency or inter-initiative. In all cases the recipient agency is responsible for forwarding a request for authorization for reprogramming to the KBI to be forwarded to the Midwest HIDTA State Coordinator for Kansas, the Midwest HIDTA Executive Director and Midwest HIDTA Executive Committee. The recipient agency is also responsible for maintaining detailed records of any reprogramming activities.

FILED

JAN 21 2009

MARY JO SPINO  
COUNTY CLERK

### **Reporting Requirement**

All participants may be required to prepare a final report of initiative expenditures, which shall be submitted to the KBI within 30 days of the close of the program fiscal year. The financial report will be of a form approved by the KBI and shall contain a listing of expenditures/costs by cost category from the approved initiative budget (Appendix B). The report shall also contain a comparison of actual costs/expenditures against budget estimates. Failure to submit reports on a timely basis may result in the interruption or termination of the initiative funding for your agency. Detailed information on the financial reporting requirements is found in the HIDTA Program Policy and Budget Guidance publication and the Midwest HIDTA Policies and Standard Operating procedures document.

### **Program Standards**

Each agency agrees to abide by the standards and rules defined in the HIDTA Program Policy and Budget Guidance publication and the Midwest HIDTA Policies and Standard Operating procedures document as well as all formal written program guidance regarding financial management standards, reporting, records retention, equipment, vehicles, procurement and supplanting. Updated program guidance will be furnished to each participant as it is received from HIDTA or ONDCP.

### **Assurances**

Each agency agrees to abide by the terms and conditions set out in OMB Form 424B, Assurances - Non-Construction Programs (Appendix D) 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 E). Each agency will also submit a signed OMB form, Disclosure of Lobbying Activities (Appendix F) and will abide by all applicable special conditions included as a part of the award agreement (Appendix H).

### **Invoicing**

Each agency receiving reimbursements shall invoice once per month, on or about the fifteenth of the month, for expenditures incurred during the prior month. Invoices shall be of a form approved by the KBI (Appendix G) and shall contain a listing of expenditures by category. Each agency shall retain the original supporting documentation and provide a copy to the KBI with the monthly report.

### **Inventory**

Equipment purchased with HIDTA funds shall be identified by cost, type and serial number and reported to the Kansas State Coordinator on the Midwest HIDTA Inventory Form (Appendix C). The Kansas State Coordinator shall maintain an inventory of all equipment purchased and provide the same to HIDTA. A copy of all inventory transactions shall be provided to the KBI. Any change to the inventory of HIDTA purchased equipment shall be reported promptly and in writing to the KBI.

### **Operations**

1. The KBI will serve as the purchasing agent for all services, equipment and supplies for the general use of the task force and will make direct payments from HIDTA funds. Individual agencies shall be responsible for the initial payment of costs for phones, pagers, travel and overtime associated with their agent/officer. Each agency agrees to compile those costs on a monthly basis and submit the same to the KBI for reimbursement as per the section of this

document titled Invoicing. In the event all available travel funds for non-federal participants are expended, the DEA will assume responsibility for all necessary travel costs associated with this initiative. Reimbursement to each agency is limited to the amount specified in the respective funding category, for that agency, as set out in the approved initiative budget and this agreement.

2. Signatories agree to provide all required statistical, financial and programmatic documentation to the Midwest HIDTA, including but not limited to non-supplanting agreements, monthly performance reports and yearly threat assessment information.
3. Signatories agree to participate in and support all Midwest HIDTA information and intelligence programs, including but not limited to, HIDTA SAFETYNET, EPIC NCLSS,
4. The signatories agree that in event that any additional funds are received from HIDTA for the benefit of the initiative, those funds shall be distributed pursuant to the written award authorizing those additional funds.
5. The KBI, Jackson County Sheriff's Office shall agree to designate one commissioned officer to the Kansas City/Overland Park DEA HIDTA Task Force pursuant to the terms and conditions of the DEA document titled State and Local HIDTA Task Force Agreement.

#### **Acceptance**

Acceptance of this MOU by participating agencies is acceptance of all standards and conditions of the HIDTA Award, included as Appendix A, B, C, D, E, F, G, H, I, and J.

Appendix A: Task Force Initiative

Appendix B: Task Force Budget

Appendix C: Midwest HIDTA Inventory Form

Appendix D: OMB Form 424B, Assurances - Non-Construction Programs

Appendix E: 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 F: OMB form, Disclosure of Lobbying Activities

Appendix G: HIDTA Reimbursement Form

Appendix H: HIDTA Award Agreement

**Fiscal Contact KBI:** Neet O'Connor  
Kansas Bureau of Investigation  
1620 SW Tyler  
Topeka, Kansas 66612  
785-296-6782  
785-296-0915 (FAX)

**Project Manager KBI:** Tony Weingartner, Assistant Director  
Kansas Bureau of Investigation  
1620 SW Tyler  
Topeka, Kansas 66612  
785-296-8218  
785-296-0915 (FAX)

Fiscal Contact JCSCO: Sherry Rosson  
Jackson County Sheriff's Office  
3310 NE Rennau Dr.  
Lee Summit, MO 64064  
816-524-4302 ext 216  
816-881-3877 (FAX)  
E-mail: [SRosson@jacksongov.org](mailto:SRosson@jacksongov.org)

State Coordinator: Allan King  
Midwest HIDTA 7700 W. 63<sup>rd</sup> Street  
Overland Park, Kansas 66212  
913-671-2051  
913-671-2042 (FAX)

JACKSON COUNTY, MO

Participating Agency:  
Jackson County Sheriff's Office

Michael C. Sharp      6-18-09  
Michael C. Sharp, Sheriff      Date

By Michael D. Sander  
Michael D. Sander, County Executive

APPROVED AS TO FORM:

Fiscal Agent:  
Kansas Bureau of Investigation

Tony Weingartner      6-25-09  
Tony Weingartner, Assistant Director      Date

By Mark S. Jones  
Mark S. Jones, County Counselor

ATTEST:

By Mary Jo Spino  
Mary Jo Spino, Clerk of the Legislature

Reviewed & approved as to form and legality  
by J. Mahan, AAG  
Date: 25 June 2009