

PENDING APPROVAL

REQUISITION SHEET MUST BE ATTACHED

(Applies when agenda item requires a specific payment)

OKLAHOMA COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM REQUEST SHEET

For the Wednesday, June 9, 2010 Agenda
(Day of Meeting) *(Date and Year of Meeting)*

DEPT.: Sheriff BY: Major. John Waldenville EXT. 1010
(Department Requesting this item) *(Contact person for this Item)* *(Contact's extension)*

NAME OF FUND: _____

AGENDA ITEM DESCRIPTION: Discussion and approval of agreement by and between the City of Oklahoma City and the County of Oklahoma County whereas the United States Department of Justice was required to reconstruct the Local Law Enforcement Block Grant Program and therefore a new program Justice Assistance Grants (JAG) Program was designed. This agreement states the City of Oklahoma City will waive their 10% of the funds for administrating the grant. Oklahoma City will receive \$513,963.00, Del City will receive \$14,066.00, Edmond will receive \$9,761.00, Midwest City will receive \$28,764.00 and the County of Oklahoma County \$123,839.00. The Sheriff's Office will utilize the funds in the same manner as the previous JAG funds to support Law Enforcement Technology. The funds are required to be spent by September 30th, 2012. There are no matching funds required.

(ALL NECESSARY DOCUMENTATION MUST BE ATTACHED FOR APPROVAL)

APPROVED BY ENGINEER
(If Applicable)

APPROVED BY D.A.
(If Applicable)

APPROVED BY PURCHASING
(If Applicable)

County Engineer

Assistant District Attorney

Purchasing Agent

NOTE: A COMMISSIONER MUST APPROVE ALL EMERGENCY REQUESTS
FOR ANY ITEM SUBMITTED AFTER THE DEADLINE
(THE DEADLINE IS 9:00AM ONE WEEK PRIOR TO THE DATE THAT THE AGENDA IS TO BE POSTED)

DATE OF REQUEST:

BY:

(Person Submitting or Requesting Emergency Request)

DATE OF APPROVAL:

APPROVED BY:

COUNTY COMMISSIONER

Number of ORIGINAL DOCUMENTS you have attached 3. **NOTE:** The County Clerk will keep one original and will return the remaining originals to you. If you provide only one original, the Board Secretaries will return one photocopy to you. However, if you have special circumstances that require the County Clerk to *(check one)*: _____ keep more than one original; or _____ return all originals to you, please describe them for the County Clerk's consideration: _____

Special Instructions: _____

PENDING APPROVAL

REQUEST FOR DISTRICT ATTORNEY LEGAL SERVICES

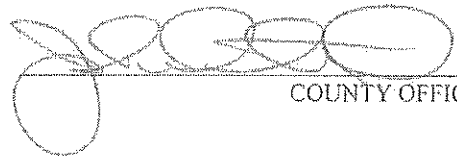
THIS FORM IS TO BE USED TO REQUEST ADVICE AND/OR REPRESENTATION FOR THE COUNTY OF OKLAHOMA, COUNTY OFFICIALS AND EMPLOYEES FROM THE DISTRICT ATTORNEY AS REQUIRED BY SECITONS 215.4, 215.5, 215.25 AND 215.26 OF TITLE 19 OF THE OKLAHOMA STATUTES. IF ADVICE IS SOUGHT, THE REQUEST MUST BE SIGNED BY AN ELECTED COUNTY OFFICER. THIS FORM MUST BE FILLED OUT AND SUBMITTED TO THE CIVIL DIVISION OF THE OKLAHOMA COUNTY DISTRICT ATTORNEY'S OFFICE IN A TIMELY MANNER. ALL REQUESTS FOR ADVICE WILL BE RESPONDED TO IN WRITING. IF THE REQUEST IS FOR LEGAL REPRESENTATION UNDER 19 O.S. SECTION 215.25, THE REQUEST MUST BE SUBMITTED IN WRITING EARLY ENOUGH TO PERMIT THE DISTRICT ATTORNEY'S OFFICE ADEQUATE TIME TO COMPLETE A THOROUGH "GOOD FAITH AND COURSE OF EMPLOYMENT" INVESTIGATION AS CONTEMPLATED BY 19 O.S. SECTION 215.26.

DATE OF REQUEST: 06-04-2010

COUNTY DEPARTMENT MAKING REQUEST: Sheriff's Office

STATE, WITH SPECIFICITY, WHAT THE REQUEST IS AND WHY THE ASSISTANCE OF THE DISTRICT ATTORNEY'S OFFICE IS NEEDED: Review of an agreement by and between the City of Oklahoma City and the County of Oklahoma County whereas the United States Department of Justice was required to reconstruct the Local Law Enforcement Block Grant Program and therefore a new program Justice Assistance Grants (JAG) Program was designed. This agreement states the City of Oklahoma City will waive their 10% of the funds for administrating the grant. Oklahoma City will receive \$513,963.00, Del City will receive \$14,066.00, Edmond will receive \$9,761.00, Midwest City will receive \$28,764.00 and the County of Oklahoma County \$123,839.00. The Sheriff's Office will utilize the funds in the same manner as the previous JAG funds to support Law Enforcement Technology. The funds are required to be spent by September 30th, 2012. There are no matching funds required.

ATTACH ADDITIONAL DOCUMENTS AS APPROPRIATE.


COUNTY OFFICER

DATE RECEIVED BY DISTRICT ATTORNEY: _____

REPLY BY DISTRICT ATTORNEY: _____

David Prater

PENDING APPROVAL

GMS APPLICATION NUMBER 2010-H2044-OK-RE

MEMORANDUM OF UNDERSTANDING
BJA FY 10
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT
(JAG) PROGRAM LOCAL SOLICITATION AWARD

WHEREAS, This memorandum of understanding is made and entered into this ____ day of June 2010, by and between The City of Oklahoma City (also referred to herein as "Fiscal Agent") and the cities of, Del City, Edmond, Midwest City, (collectively "Cities"), and Oklahoma County (hereinafter "County"); and

WHEREAS, the Department of Justice has determined that successful applicants for awards under the Office of Justice Programs must comply with several application requirements, including the execution of a memorandum of understanding among the authorized officials of each jurisdiction to select a fiscal agent and to submit a joint application for sharing of specified grant amounts; and

WHEREAS, authorized by its governing body, each of the undersigned chief law enforcement officials agrees that this memorandum of understanding is in the best interests of all parties, that the undertaking will benefit the public, and that the division of grant funds fairly allocates the available resources; and

WHEREAS, the Cities and the County believe it to be in their best interests to reallocate the JAG funds as required by the granting entity, the United States Department of Justice.

NOW THEREFORE, the County and Cities agree as follows:

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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GMS APPLICATION NUMBER 2010-H2044-OK-RE

Section 1.

The parties agree that the Fiscal Agent for the grant will be The City of Oklahoma City. No funds will be remitted to a party hereto unless and until the Fiscal Agent is satisfied that all required documentation has been properly completed by that party, that all necessary governing-body approvals have been docketed and adopted, that all public notices have been given, that acceptable documentation has been preserved and necessary documentation has been submitted, and that all local, state and federal accounting and program requirements have been satisfied. Reimbursement of expenditures by the Fiscal Agent shall not negate each party's obligation under federal law to repay the federal government for amounts that are disallowed by the federal government. Each party hereto agrees to submit to its governing body for approval a separate Subaward and Fiscal Agent Agreement to be approved by the governing body and signed by the mayor or city manager of a City or by the chair of the Board of County Commissioners.

Section 2.

The City of Oklahoma City has agreed to not charge the Cities or the County the ten percent (10%) of the grant amount allowed for administration. The BJA FY 10 JAG funds will be allocated as in the original BJA FY 10 JAG allocation less the 17.5% disparate share to Oklahoma County. In addition, the allocations for Oklahoma County, Del City, Edmond, and Midwest City, will be increased by two and one half percent (2.5%) in lieu of a monthly interest distribution. Based on this formula the reallocation of the BJA FY 10 JAG award is as follows:

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- Oklahoma County will receive \$123,839 of JAG funds;
- Del City will receive \$14,066 of JAG funds;
- Edmond receive will \$9,761 of JAG funds;
- Midwest City will receive \$ 28,764 of JAG funds; and
- The City of Oklahoma City will receive \$ 513,963 of the federal grant award and all interest earned by the BJA FY 10 JAG award.

Under the JAG Program, the cities of Del City, Edmond, Midwest City, and Oklahoma County will operate on a reimbursement basis. Interest will be earned and retained by The City of Oklahoma City. Interest proceeds will only be expended by The City of Oklahoma City for the purposes as allowed by the federal award. Interest income is considered federal funding in the JAG Program.

Section 3.

Oklahoma County agrees to spend their allocation of JAG funds for Equipment for Law Enforcement Purposes on or before September 30, 2012. The cities of Del City, Edmond, and Midwest City agree to spend their allocations of JAG funds for Equipment for Law Enforcement Purposes on or before September 30, 2011. The City of Oklahoma City will expend their allocation of JAG funds for administration, equipment, overtime, salaries and benefits for Law Enforcement Purposes.

Section 4.

The parties further agree that The City of Oklahoma City, Del City, Edmond, Midwest City, and Oklahoma County will be responsible for their own compliance in every federal, state and local requirement of the grant award and shall be liable for their own failure to

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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comply including any repayment of disallowed costs. This compliance will include, but not be limited to, the timely submission of properly executed grant applications, acceptance and certification documents, audits, reports, claims and supporting documentation that may be requested by the fiscal agent or the granting entity. No funds will be remitted to a subgrantee unless and until all required documentation has been completed and timely received to the satisfaction of the Fiscal Agent and in compliance with all applicable laws and grant requirements. All parties acknowledge and understand that these grant funds are subject to strict reporting and record-keeping requirements and failure to timely provide such reporting as required by the Fiscal Agent pursuant to federal law may result in a loss of reimbursement eligibility.

Section 5.

Each party to this memorandum of understanding will be responsible for its own acts under this memorandum of understanding and shall not be liable for any civil liability that may arise from the acts of any other party.

Section 6.

The parties to this memorandum of understanding do not intend for any third party to obtain a right or benefit by virtue of this memorandum of understanding.

Section 7.

By entering into this memorandum of understanding, the parties do not intend to create any obligations expressed or implied other than those set out herein; further, this memorandum of understanding shall not create any rights in any party not a signatory hereto.

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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Signature Page

IN WITNESS WHEREOF, the parties have executed this memorandum of understanding by the signatures of the duly authorized representative of each participating agency.



John Whetsel, Oklahoma County Sheriff

06/08/10
Date

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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GMS APPLICATION NUMBER 2010-H2044-OK-RE

Signature Page

IN WITNESS WHEREOF, the parties have executed this memorandum of understanding by the signatures of the duly authorized representative of each participating agency.

William Citty, Oklahoma City Police Chief

Date

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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IN WITNESS WHEREOF, the parties have executed this memorandum of understanding by the signatures of the duly authorized representative of each participating agency.

Phil Taylor, Del City Police Chief

Date

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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GMS APPLICATION NUMBER 2010-H2044-OK-RE

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IN WITNESS WHEREOF, the parties have executed this memorandum of understanding by the signatures of the duly authorized representative of each participating agency.

Bob Ricks, Edmond Police Chief

Date

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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IN WITNESS WHEREOF, the parties have executed this memorandum of understanding by the signatures of the duly authorized representative of each participating agency.

Brandon Clabes, Midwest City Police Chief

Date

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF OKLAHOMA CITY, DEL CITY, EDMOND,
MIDWEST CITY, AND OKLAHOMA COUNTY.

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		17.5% disparate	sub total	2.5% in lieu of interest	TOTAL
Oklahoma County		120,819.00	120,819.00	3,020.00	123,839.00
Del City	16,634.00	(2,911.00)	13,723.00	343.00	14,066.00
Edmond City	11,543.00	(2,020.00)	9,523.00	238.00	9,761.00
Midwest City	34,015.00	(5,953.00)	28,062.00	702.00	28,764.00
Oklahoma City	628,201.00	(109,935.00)	518,266.00	(4,303.00)	513,963.00
TOTAL	690,393.00	0.00	690,393.00	0.00	690,393.00