February 9, 2015

City Manager Thomas J. Bonfield
City of Durham
101 City Hall Plaza
Durham, NC 27701

Dear Mr. Bonfield:

Grant number G15GA0004A has been increased and now totals $256,000.00.

The original of Modification 1 is enclosed. If you accept this Modification, sign the Modification and return a copy to the Assistance Center in Miami. Keep the original Modification for your file.

All terms and conditions of the original award apply to the Modification. If you have any questions pertaining to this grant award, please feel free to contact Lisa Newton at (202) 395-6639.

Sincerely,

Michael K. Gottlieb

Michael K. Gottlieb
National HIDTA Director

Enclosures

December 15, 2014

City Manager Thomas J. Bonfield
City of Durham
101 City Hall Plaza
Durham, NC 27701

Dear Mr. Bonfield:

We are pleased to inform you that your request for funding from the High Intensity Drug Trafficking Areas (HIDTA) Program has been approved, and a grant (Grant Number G15GA0004A) has been awarded in the amount of $50,432. This grant will support initiatives designed to implement the Strategy proposed by the Executive Board of the Atlanta-Carolinas HIDTA and approved by the Office of National Drug Control Policy (ONDCP).

The original Grant Agreement, including certain Special Conditions, is enclosed. By accepting this grant, you assume the administrative and financial responsibilities outlined in the enclosed Grant Conditions, including the timely submission of all financial and programmatic reports, the resolution of audit findings, and the maintenance of a minimum level of cash-on-hand. Should your organization not adhere to these terms and conditions, ONDCP may terminate the grant for cause or take other administrative action.

If you accept this award, please sign both the Grant Agreement and the Grant Conditions and return a copy to:

Finance Unit
National HIDTA Assistance Center
11200 NW 20th Street, Suite 100
Miami, FL 33172
(305) 715-7600
Or via email to your respective NHAC accountant.

Please keep the original copy of the Grant Agreement and Grant Conditions for your file. If you have any questions pertaining to this grant award, please contact Dan Grayson at (202) 395-6692.

Sincerely,

Michael K. Gottlieb

Michael K. Gottlieb
National HIDTA Director

Enclosures

| **Executive Office of the President**<br>**Office of National Drug Control Policy** | AWARD<br>Grant | Page 1 of 1 |
|---|---|---|
| 1. Recipient Name and Address<br>City Manager Thomas J. Bonfield<br>City of Durham<br>101 City Hall Plaza<br>Durham, NC 27701 | 4. Award Number: G15GA0004A<br>5. Grant Period: From 01/01/2015 to 12/31/2016 | |
| 1A. Subrecipient IRS/Vendor No.<br>Subrecipient Name and Address | 6. Date: 2/9/2015<br>8. Supplement Number 1 | 7. Action<br>Initial<br>[X] Supplemental |
| 2A. Subrecipient IRS/Vendor No.: | 9. Previous Award Amount: | $50,432.00 |
| 3. Project Title<br>Multiple | 10. Amount of This Award: | $205,568.00 |
| | 11. Total Award: | $256,000.00 |

12.
- The above grant is approved subject to such conditions or limitation as are set forth in the original Grant.
- Consistent with P.L. 113-235 / H.R. 83, Consolidated and Further Continuing Appropriations Act, 2015, this Grant Award document provides additional funding in the amount indicated in Block 10. This amount, together with the amount equivalent to 19.7% of the fiscal year 2014 funding level previously made available, as indicated in Block 9, represent the total FY 2015 budget and spending ceiling for this grant, as indicated in Block 11.

13. Statutory Authority for Grant: Public Law 113-235 / H.R. 83

| AGENCY APPROVAL | RECIPIENT ACCEPTANCE |
|---|---|
| 14. Typed Name and Title of Approving Official<br>Michael K. Gottlieb<br>National HIDTA Director | 15. Typed Name and Title of Authorized Official<br>Thomas J. Bonfield<br>City of Durham |
| 16. Signature of Approving ONDCP Official<br>Michael K. Gottlieb | 17. Signature of Authorized Recipient/Date |

| AGENCY USE ONLY | |
|---|---|
| 18. Accounting Classification Code<br>DUNS: 075566695<br>EIN: 1566000225A3 | 19. HIDTA AWARD<br>OND1070DB1516XX OND6113<br>OND2000000000 OC 410001 |

| **Executive Office of the President<br>Office of National Drug Control Policy** | **Grant Agreement** | |
|---|---|---|
| 1. Recipient Name and Address<br>City Manager Thomas J. Bonfield<br>City of Durham<br>101 City Hall Plaza<br>Durham, NC 27701 | 4. Award Number: G15GA0004A<br>5. Grant Period: From 01/01/2015 to 12/31/2016 | |
| 1A. Recipient IRS/Vendor No.: 1566000225A3 | 6. Date: 12/15/2014 | 7. Action |
| Subrecipient Name and Address | 8. Supplement Number | [X] Initial<br>Supplemental |
| 2A. Subrecipient IRS/Vendor No.: | 9. Previous Award Amount: | |
| 3. Project Title<br>Triangle | 10. Amount of This Award: | $50,432 |
| | 11. Total Award: | $50,432 |

12. The above Grant is approved subject to such conditions or limitations as are set forth on the five attached pages.

Consistent with P.L. 113-164, the Continuing Appropriations Resolution, 2015, this document provides a total budget and spending ceiling as reflected in Block 10 of the Grant Award document, which represents funding at a rate of 19.7% of the fiscal year 2014 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 notes that the aforementioned funding level is below requested budget requirements. Additional funding is expected per standard full funding requirements, will be subject to the terms and conditions of this award, and will be made available when enacted.

13. Statutory Authority for Grant: Public Law 113-164

| AGENCY APPROVAL | RECIPIENT ACCEPTANCE |
|---|---|
| 14. Typed Name and Title of Approving Official<br>Michael K. Gottlieb<br>National HIDTA Director | 15. Typed Name and Title of Authorized Official<br>Thomas J. Bonfield<br>City of Durham |
| 16. Signature of Approving ONDCP Official<br>Michael K. Gottlieb | 17. Signature of Authorized Recipient/Date |

| AGENCY USE ONLY | |
|---|---|
| 18. Accounting Classification Code<br>DUNS: 075566695<br>EIN: 1566000225A3 | 19. HIDTA AWARD<br>OND1070DB1516XX OND6113<br>OND2000000000 OC 410001 |

# GRANT CONDITIONS

## A. General Provisions

1. This grant is subject to Title 2 of the Code of Federal Regulations, as well as the following:
   - by reference, the provisions of the Office of Management and Budget (OMB) circulars and government-wide common rules applicable to grants and cooperative agreements. These circulars and common rules include the following:
   - OMB Circular A-21 "Cost Principles for Educational Institutions." (Codified at 2 CFR Part 220)
   - OMB Circular A-87 "Cost Principles for State, Local, and Indian Tribal Governments." (Codified at 2 CFR Part 225)
   - OMB Circular A-102 "Grants and Cooperative Agreements with State and Local Governments." (Codified at 21 CFR 1403)
   - OMB Circular A-110 "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations." (Codified at 2 CFR Part 215)
   - OMB Circular A-122 "Cost Principles for Nonprofit Organizations." (Codified at 2 CFR Part 230)
   - "Uniform Administrative Requirements for Grants and Cooperative Agreements with State and Local Units of Governments," (Codified at 21 CFR Part 1403)
   - Grants Management Common Rule for State and Local Units of Governments," (Codified at 21 CFR Part 1404)
   - "Government-wide Debarment and Suspension (Nonprocurement)," (Codified at 21 CFR Part 1404)
   - "Government-wide Requirements for Drug-free Workplace (Financial Assistance)" (Codified at 21 CFR Part 1405)
   - "New Restrictions on Lobbying" (Codified at 28 CFR Part 69)

2. Audits conducted pursuant to OMB Circular A-133, "Audits of State and Local Governments", must be submitted no later than 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: Lisa Newton
   lnewton@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 HDTA 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.

6. The award date of this grant is December 15, 2014. Costs incurred by the grantee between the stated "award date" and starting date of the "grant period," the latter tracking to the more standard full calendar year(s), may be charged by the grantee to this award, if costs were incurred in furtherance of this grant and allowable under applicable cost principles. Such costs should not be charged as "pre-award costs."

7. **Grantees and subgrantees are advised of the new OMB grants "supercircular," Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, some provisions of which may begin to supersede the provisions of pre-existing OMB grants circulars over the term of this grant. ONDCP will also be adopting conforming regulations in 2014. ONDCP will provide you with updates moving forward. For more information about the supercircular, please visit www.cfo.gov/COFAR, which includes links to related online training and FAQs.**

   **In any case, ONDCP will also accept grants management and administration by "non-federal entities" (the new term for organizations receiving Federal assistance) that conforms to the Omni-Circular requirements from entities that have adopted the Omni-Circular for their programs.**

**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 Atlanta-Carolinas. 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 and 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. Regenia Mitchell
   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: _____

Name: Thomas J. Bonfield

Organization: City of Durham

# Initiative Cash by HIDTA

FY 2015

Current Budget (net of reprogrammed funds)

| HIDTA | Agency Name | Initiative | Cash | Type | Grant |
|---|---|---|---|---|---|
| **Atlanta-Carolinas** | **City of Durham** | Triangle | 256,000.00 | Investigation | G15GA0004A |
| | ***Agency Total : City of Durham*** | | **256,000.00** | | |
| **Total** | | | **256,000.00** | | |

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# Budget Detail

## 2015 - Atlanta-Carolinas

### Initiative - Triangle

### Award Recipient - City of Durham (G15GA0004A)

### Resource Recipient - DEA - Atlanta - Raleigh

| | | |
|---|---|---|
| ***Current Budget (net of reprogrammed funds)*** | | ***$256,000.00*** |
| **Overtime** | **Quantity** | **Amount** |
| Investigative - Law Enforcement Officer | 18 | $157,000.00 |
| **Total Overtime** | | **$157,000.00** |
| **Travel** | **Quantity** | **Amount** |
| Investigative/Operational | 18 | $10,000.00 |
| **Total Travel** | | **$10,000.00** |
| **Services** | **Quantity** | **Amount** |
| Communications - data lines | | $2,000.00 |
| Communications - mobile phones & pagers | | $20,500.00 |
| Investigative services | | $4,000.00 |
| Software - maintenance | | $8,500.00 |
| **Total Services** | | **$35,000.00** |
| **Supplies** | **Quantity** | **Amount** |
| Office | | $5,000.00 |
| Technical investigative equipment - visual | | $5,000.00 |
| **Total Supplies** | | **$10,000.00** |
| **Other** | **Quantity** | **Amount** |
| PE/PI/PS | | $44,000.00 |
| **Total Other** | | **$44,000.00** |
| **Total Budget** | | **$256,000.00** |