

LEGISLATIVE #

120644

**Memorandum of Agreement (MOA)
Combined Alachua Drug Enforcement Team (CADET) Initiative
North Florida HIDTA**

Purpose:

The purpose of this MOA is to state the mission of the North Florida HIDTA (NFHIDTA) Combined Alachua Drug Enforcement Team (CADET) Initiative and to set forth the organizational structure and responsibilities of the participating agencies.

Mission:

The Mission of the CADET Initiative shall be to pursue, disrupt and dismantle major drug trafficking organizations (DTOs) by identifying, arresting and prosecuting individuals or networks responsible for the importation and distribution of illicit drugs in Alachua County. The CADET Initiative will conduct multi-jurisdictional investigations in which the primary focus will be to achieve a significant reduction in both violent crime and the overall distribution of drugs through the implementation of a cooperative strategy with other NFHIDTA initiatives. The CADET Initiative also includes the domestic highway interdiction of illicit drugs and currency to, from and through Alachua County. In addition, all illegally obtained assets and proceeds associated with the organized trafficking and/or distribution of illicit drugs and controlled substances will be seized.

Agency Participation:

Law enforcement agencies participating within the CADET Initiative shall provide officers/agents on a full time basis for a minimum assignment period of one year. Officers/agents selected for the assignments shall be of sufficient experience and capability to conduct complex investigations of organized criminal narcotics enterprises.

The following law enforcement agencies agree to provide qualified personnel as agreed upon above:

Full-Time Assignments

Alachua County Sheriff's Office	One (1) Lieutenant (Supervisor)
Alachua County Sheriff's Office	One (1) Sergeant
Alachua County Sheriff's Office	Two (2) Investigators
Gainesville Police Department	One (1) Sergeant
Gainesville Police Department	Two (2) Investigators
University of Florida Police Department	One (1) Investigator

Federal Participants

Drug Enforcement Administration	One (1) Special Agent
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The United States Department of Justice, Drug Enforcement Administration (DEA) will assign to the CADET Initiative an experienced Special Agent for a minimum assignment period of one year. While assigned to the CADET Initiative and conducting CADET Initiative investigations, the DEA Special Agent will be under DEA's direct, daily supervision. However, if a conflict arises between any rules, standards, or policies of the CADET Initiative and DEA, then the conflict shall be promptly reported to the DEA Supervisor and to the CADET Initiative manager. The local DEA Resident Agent in Charge (RAC), or his/her designee, in conjunction with the senior-most CADET Initiative supervisor or his/her designee, shall attempt to resolve the conflict in a manner that will allow the CADET Initiative mission to continue appropriately.

Co-location/Co-mingling

Co-location/co-mingling of full-time federal, state and local law enforcement agencies working together in the same facility is a required standard for all NFHIDTA drug task forces, initiatives and squads. This includes free and open access and interaction among law enforcement agency participants in all NFHIDTA initiatives that are housed in the same facility. Efforts should be made to house multiple NFHIDTA-funded initiatives composed of multi-agency participants in central location(s). Optimally, this location(s) will be devoid of any physical barriers that prohibit or hinder the interaction and co-mingling of participants between initiatives. Regardless of location, all NFHIDTA law enforcement participants and initiatives must have access to and interact with the Northeast Florida Investigative Support Center (NeFISC).

Organizational Structure

The CADET Initiative will operate under the authority of the NFHIDTA Executive Board and comply with all NFHIDTA administrative and financial requirements, as specified by the NFHIDTA Director. This will include, but not be limited to, participation in the preparation of the Annual Threat Assessment, Initiative and Budget and the Annual Report. The CADET Initiative will also assist in the preparation of periodic budget and expenditures reports, case summaries and statistical accomplishments reports and other items as required by the NFHIDTA Director, Executive Board and/or Office of National Drug Control Policy (ONDCP).

Supervision and Coordination:

Supervision of the CADET Initiative will be provided by the Alachua County Sheriff's Office via a supervisor (Lieutenant) assigned to CADET. The CADET Initiative supervisor will be required to coordinate all investigative activity with the NeFISC and all other NFHIDTA task forces/initiatives/squads. The supervisor will ensure that all CADET Initiative activity is entered into appropriate NeFISC deconfliction systems.

Funding:

Subject to the availability of annually appropriated funds by the ONDCP, funds for payment of personnel expenses and equipment will be provided to support the assignment of personnel to the CADET Initiative. This support may include full or partial payment for office space, office equipment and supplies, travel funds, purchase of evidence and information from sources, overtime costs, cellular telephones, pagers, gasoline and other items as approved by ONDCP guidelines, NFHIDTA Executive Board and the Director. The CADET Initiative will establish a budget for those specific expenses to be covered each year. The CADET Initiative supervisor will work with the Financial and Audit Subcommittee and The NFHIDTA Director with regard to budget issues. Since NFHIDTA is a performance-based budgeting program, funding for the CADET Initiative may be increased or decreased depending on the success of achieving its goals.

Expenditures:

All expenditures of the participating members must comply with the financial guidelines of the ONDCP/NFHIDTA and St. Johns County Sheriff's Office, which is the funding agent for NFHIDTA.

Overtime:

Reimbursement of overtime costs will be at the rate of 1 ½ times the hourly rate of the state/local officer, up to a maximum rate per fiscal year of \$17,725, as approved by the Executive Board.

Overtime must be approved by the CADET Initiative supervisor and can only be earned after completing an 8-hour workday at the CADET Initiative.

Overtime paid to any state/local officer through Organized Crime Drug Enforcement Task Force (OCDETF) funds will not count towards the above annual maximum.

Targeting Selection:

The objective of the NFHIDTA is to concentrate on the most significant drug trafficking (money laundering, violent crime) organizations which impact this region. All investigations will be pursued with the expectation of identifying, disrupting, and/or dismantling those drug trafficking organizations targeted by the NFHIDTA. Generally, the targets should meet the U.S. Attorney's guideline for OCDETF targets and accomplish this objective. The CADET Initiative will notify the Executive Board, through the NFHIDTA Director, of all investigations initiated and will make monthly, quarterly, semi-annual and annual reports, as required, of investigative progress and accomplishments. The NeFISC will assist the Initiative in target selection and will coordinate the collection and sharing of information among all NFHIDTA task forces/initiatives/squads.

Performance Measurements:

The NFHIDTA program is a strategy-driven system wherein the Executive Board assesses the drug threat identified in the region and designs a strategy to reduce that threat. The Executive Board will oversee and direct the development of NFHIDTA initiatives to implement the strategy and target the threat. This Initiative must be focused with measurable outputs (goal/objectives) that justify the requested NFHIDTA funding. This Initiative must be reevaluated each year by The NFHIDTA Executive Board to determine whether it should continue to be included in NFHIDTA's strategy. Goals and objectives for this Initiative and the required supporting documents used for reporting and measuring this Initiative, as approved by the Executive Board, are attached.

Sharing of Forfeited Assets:

Assets seized as a result of a CADET-NFHIDTA-initiated operation may be seized and forfeited pursuant to federal law. The seizure and forfeiture of assets to be processed pursuant to federal law will adhere to applicable U.S. Department of Justice and U.S. Drug Enforcement Administration policies and procedures, or applicable Department of Treasury policies and procedures.

The proceeds derived from assets seized and forfeited pursuant to federal law will be shared equitably among the agencies based upon the agency's contribution and participation in the specific NAFHIDTA initiative leading to the seizure of assets. Assets forfeited pursuant to federal law will be shared in accordance with the U.S. Department of Justice The Attorney General's Guidelines on Seized and Forfeited Property (July 1990) as promulgated in A Guide To Equitable Sharing of Federally Forfeited Property for State and Local Law Enforcement Agencies (April 2009), and any subsequent revision to these guidelines.

Press Policy:

The Initiative Commander will coordinate all press releases with all CADET agencies and the United States Attorney or State Attorney, as appropriate, for all investigative matters under prosecution. A copy of all releases will be forwarded to the NFHIDTA Director for tracking of data and retention. As the lead agency head, the Sheriff of Alachua County will coordinate all press conferences with participating agencies.

Press releases and press conferences concerning NFHIDA initiative operations resulting in Federal prosecutions will be coordinated with the United States Attorney's Office and DEA.

Drug and Alcohol Policy:

All personnel assigned to the NFHIDTA hold a position of trust and public safety; therefore, all NFHIDTA personnel are expected to maintain an alcohol and drug free work environment to protect the health and safety of the public and other personnel assigned to NFHIDTA.

Term and Conclusion:

This Agreement shall commence on January 1, 2013 and shall remain in full force as to all participating parties until December 31, 2016 or until NFHIDTA funding is no longer available, unless or as canceled in writing by an individual party upon thirty (30) days written notice. This Agreement may be duplicated for dissemination to all parties, and such duplicates shall have the same force and effect as the original. Execution of this Agreement may be signified by properly signing a separate signature page, the original of which shall be returned to, and maintained by, the Director of the NFHIDTA. Under no circumstances may this Agreement be renewed, amended, or extended except in writing.

Agreed to and approved by the following agency/department heads as indicated by affixed signatures and dates.

Name/Agency

Date

Alachua County Sheriff's Office

Sheriff Sadie Darnell

Approved as to Form and Legality:

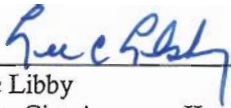
Cynthia M. Weygant
Cynthia M. Weygant, General Counsel

12/5/12

Gainesville Police Department

Chief Tony Jones

Approved as to Form and Legality:



Lee Libby
Asst. City Attorney II

Date: 12/11/12

University of Florida

Ed Poppell, Vice President
Administrative Affairs
University of Florida

Date: _____

Recommended:

Linda J. Stump, Director
University Safety and Security
University of Florida Police Department

Date: _____

Approved as to Form and Legality:

Office of the General Counsel
University of Florida

Date: _____

Drug Enforcement Administration

Mark R. Trouville
Special Agent in Charge
