

3CC-7

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: December 5, 2006 [ x ] Consent [ ] Regular

[ ] Ordinance [ ] Public Hearing

Department:

Submitted By: Palm Beach County Sheriff's Office

Submitted For: Palm Beach County Sheriff's Office

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: an amendment to the National Institute of Justice "Solving Cold Cases with DNA Program" Cooperative Agreement to extend the grant period from November 30, 2006 to May 31, 2007.

**Summary:** The Palm Beach County Board of County Commissioners previously, on December 20, 2005 (R-2005-2439), approved \$192,431 for the "Solving Cold Cases with DNA Program". The National Institute of Justice (NIJ) awarded the PBSO an additional \$182,330 (R2006-1503) for the "Solving Cold Cases with DNA Program", increasing the total award for the program to \$374,761. The objective of this grant is to combine the efforts of the PBSO Special Investigations Bureau, Crimes Against Children/Sexual Assault Unit and the Violent Crimes Bureau with the experience of the Serology/DNA Section of the Crime Laboratory to solve Cold Cases. The goal of this proposal is to screen all of the Cold Cases for potential biological evidence for the purpose of conducting DNA analysis such that the laboratory CODIS (Combined DNA Index System) administrator will enter any qualifying DNA profile into CODIS. It is estimated that there are approximately 250 Cold Cases from the Crimes Against Children/Sexual Assault Unit and Violent Crimes Bureaus, of which 85 may meet the criteria set forth by this grant. The Palm Beach County Sheriff's Office has been permitted to spend \$192,431 for the specified activities which are separate and distinct from the activities that require review pursuant to the National Environmental Protection Agency (NEPA). The additional NEPA restricted funds in the amount of \$182,330, which were under review, have been made available for spending. However, due to the delay in approval of our required FONSI EA (Finding of No Significant Impact, Environmental Assessments), we are requesting a no-cost 6 month extension. There is no grant match required, nor are any County funds required in FY 2007. Countywide (DW)

**Background and Justification:** The crime laboratory at the PBSO presented a proposal to NIJ entitled "Solving Cold Cases with DNA Program." DNA testing supports criminal investigations involving the identification or exclusion of putative suspects through the analysis of biological evidence recovered from crime scenes. The main goal of the PBSO Serology/DNA Section is to research every no-suspect case and conduct DNA analysis on all viable no-suspect cases in Palm Beach County. The Catalog of Federal Domestic Assistance (CFDA) number is 016.560 and the grant number is 2005-DN-BX-K031.

**Attachments:**

1. Agenda Item R-2005-2439
2. Grant Adjustment Notice 005

RECOMMENDED BY:

DEPARTMENT DIRECTOR

11/13/06

DATE

APPROVED BY:

COUNTY ADMINISTRATOR

*Virginia J. Benvenuto*  
Asst.

11/22/06

DATE

II. FISCAL IMPACT ANALYSIS

A. **Five Year Summary of Fiscal Impact:**

Fiscal Years	2007	2008	2009	2010	2011	2012
Capital Expenditures						
Operating Costs						
External Revenues						
Program Income (County)						
In-Kind Match (County)						
Net Fiscal Impact						
# Additional FTE Positions (Cumulative)						

Is Item Included in Current Budget: YES \_\_\_\_\_ NO \_\_\_\_\_

Budget Account No.: Fund \_\_\_\_\_ Agency \_\_\_\_\_ Org \_\_\_\_\_ Object \_\_\_\_\_

Reporting Category \_\_\_\_\_

B. **Recommended Sources of Funds / Summary of Fiscal Impact:**

III REVIEW COMMENTS

A. **OFMB Fiscal and/or Contract Administration Comments:**

*no fiscal impact*

*Edizulella Blasen 11/17/06*

*11/16/06* *11/16/06* OFMB *adm 11-15-06* *11-15-06*

*Dr. J. Jacobs 11/17/06*

Contract Administration  
*11/17/06*

B. **Legal Sufficiency:**

*[Signature]* *11/21/06*

Assistant County Attorney

C. **Other Department Review:**

\_\_\_\_\_  
Department Director

This summary is not to be used as a basis for payment.



Change Project Period GAN



All Active

US DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS

Change Requested

**GRANT ADJUSTMENT NOTICE**

Approved

**Grantee Information**

Denied

<b>Grantee Name:</b>	Palm Beach County Sheriffs Office	<b>Project Period:</b>	06/01/2005 - 05/31/2007	<b>GAN Number:</b>	005
<b>Grantee Address:</b>	3228 GUN CLUB ROAD WEST PALM BEACH, 33406	<b>Program Office:</b>	NIJ	<b>Date:</b>	10/13/2006
<b>Grantee DUNS Number:</b>	182809921	<b>Grant Manager:</b>	Charles Heurich		
<b>Grantee EIN:</b>	59-6000789	<b>Application Number(s):</b>	2005-92047-FL-DN		
<b>Vendor #:</b>	596000786	<b>Award Number:</b>	2005-DN-BX-K031		
<b>Project Title:</b>	Palm Beach County Sheriff's Office Solving Cold Cases with DNA Program	<b>Award Amount:</b>	\$374,761.00		

Draft

Create Grant Adjustment

Help/Frequently Asked Questions

**Change Project Period**

<b>Current Grant Period:</b>	Month: 17 Day: 29	<b>New Grant Period:</b>	Month: 23 Day: 30
<b>Project Start Date:</b>	06/01/2005	<b>*New Project Start Date:</b>	06/01/2005
<b>Project End Date:</b>	11/30/2006	<b>*New Project End Date:</b>	05/31/2007

**\*Required Justification for Change Project Period:**

The Palm Beach County Sheriff's Office is requesting a no cost six month extension on its' Solving Cold Cases with DNA grant. The delay is due to the late approval of our required FONSI EA which caused the internal

**Attachments:**

None

**Actions:**

Close

Printer Friendly Version

**Audit Trail:**

Description:	Role:	User:	Timestamp:	Note:
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3BB-2

M/AG-0  
me abs

R-2006-1503

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: August 15, 2006     Consent     Regular  
 Ordinance     Public Hearing

Department:  
Submitted By: Palm Beach County Sheriff's Office  
Submitted For: Palm Beach County Sheriff's Office

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: (A) the National Institute of Justice "Solving Cold Cases with DNA Program" Cooperative Agreement in the amount of \$192,431 to now include an additional \$182,330 for the period of June 01, 2005 through November 30, 2006; and, (B) a budget amendment of \$182,330 increasing the Sheriff's grant fund.

**Summary:** The Palm Beach County Board of County Commissioners previously, on December 20, 2005 (R-2005-2439), approved \$192,431 for the "Solving Cold Cases with DNA Program". The National Institute of Justice (NIJ) has now awarded the PBSO an additional \$182,330 for the "Solving Cold Cases with DNA Program", increasing the total award for the program to \$374,761. The objective of this grant is to combine the efforts of the PBSO Special Investigations Bureau, Crimes Against Children/Sexual Assault Unit with the Violent Crimes Bureau in conjunction with the experience of the Serology/DNA Section of the Crime Laboratory to solve Cold Cases. The goal of this proposal is to screen all of the Cold Cases for potential biological evidence for the purpose of conducting DNA analysis such that the laboratory CODIS administrator will enter any qualifying DNA profile into CODIS. It is estimated that there are approximately 250 Cold Cases from the Crimes Against Children/Sexual Assault Unit and Violent Crimes Bureaus, of which 85 may meet the criteria set forth by this grant. The Palm Beach County Sheriff's Office has been permitted to spend \$192,431 for the specified activities which are separate and distinct from the activities that require review pursuant to the National Environmental Protection Agency (NEPA). The additional NEPA restricted funds in the amount of \$182,330, which were under review, have now been made available for spending. There is no grant match required, nor are any County funds required in FY 2006. Countywide (DW)

**Background and Justification:** The crime laboratory at the PBSO presented a proposal to NIJ entitled "Solving Cold Cases with DNA Program." DNA testing supports criminal investigations involving the identification or exclusion of putative suspects through the analysis of biological evidence recovered from crime scenes. The main goal of the PBSO Serology/DNA Section is to research every no-suspect case and conduct DNA analysis on all viable no-suspect cases in Palm Beach County. The Catalog of Federal Domestic Assistance (CFDA) number is 016.560 and the grant number is 2005-DN-BX-K031.

**Attachments:**

1. Budget Amendment
2. Award Letter
3. Cooperative Agreement
4. Grant Adjustment Notice's 1 - 2
5. Agenda Item R-2005-2439

RECOMMENDED BY: \_\_\_\_\_ DEPARTMENT DIRECTOR    7/12/06    DATE

APPROVED BY: \_\_\_\_\_ ASST. COUNTY ADMINISTRATOR    7/25/06    DATE

II. FISCAL IMPACT ANALYSIS

A. **Five Year Summary of Fiscal Impact:**

Fiscal Years	2006	2007	2008	2009	2010	2011
Capital Expenditures	\$124,330					
Operating Costs	\$58,000					
External Revenues	\$182,330					
Program Income (County)						
In-Kind Match (County)						
Net Fiscal Impact						
# Additional FTE Positions (Cumulative)						
Is Item Included in Current Budget: YES _____ NO <u> X </u>						
Budget Account No.: Fund _____ Agency _____ Org _____ Object _____						
Reporting Category _____						

B. **Recommended Sources of Funds / Summary of Fiscal Impact:**

The "Solving Cold Cases with DNA Program" grant is funded through the National Institute of Justice. No County funds are required in FY 2006.

Solving Cold Cases with DNA	\$ 182,330
Total	\$ 182,330

III REVIEW COMMENTS

A. **OFMB Fiscal and/or Contract Administration Comments:**

[Signature] 7-18-06  
OFMB

[Signature] 7/19/06  
Contract Administration  
Expires 7/18/06

actn 7-17-06  
DM 7-14-06

B. **Legal Sufficiency:**

[Signature] 7/19/06  
Assistant County Attorney

C. **Other Department Review:**

\_\_\_\_\_  
Department Director

This summary is not to be used as a basis for payment.

06-

1108

BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY, FLORIDA  
BUDGET AMENDMENT

FUND 1152 SHERIFF'S GRANTS FUND

BGRV 420 071706\*539  
BGEX 420 071706\*1823

Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 7/10/06	REMAINING BALANCE
<b>Revenues</b>								
160-2067-3129	<del>Federal</del> Grant - Other Public Safety	0	192,431	182,330	0	374,761		
<b>TOTAL FUND REVENUES</b>		<b>\$0</b>	<b>\$2,707,341</b>	<b>\$182,330</b>	<b>\$0</b>	<b>\$2,889,671</b>		
<b>Expenditures</b>								
160-2067-9498	Transfer to Sheriff Fund 1902	0	192,431	182,330	0	374,761	149,667	225,094
<b>TOTAL EXPENDITURES</b>		<b>\$0</b>	<b>\$2,707,341</b>	<b>\$182,330</b>	<b>\$0</b>	<b>\$2,889,671</b>		

Palm Beach County Sheriff's Office  
INITIATING DEPARTMENT/DIVISION  
Administration/Budget Department Approval  
OFMB Department - Posted

Signatures

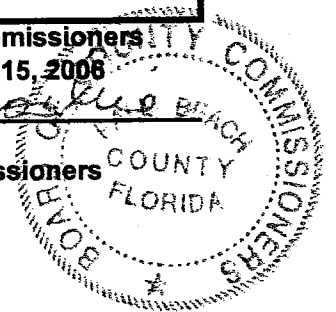
Date

*[Signature]*  
*[Signature]*

9/12/06  
7-18-06

By Board of County Commissioners  
At Meeting of August 15, 2006

*[Signature]*  
Deputy Clerk to the  
Board of County Commissioners



atw  
7-17-06

3.662.6.

R2006-1503

AUG 15 2006

U.S. Department of Justice

Office of Justice Programs



NIJ - Grant Manager

Home Tools Process Reports Search Options  
 Go to Default Home Logout  
 Grant Manager Assignment  
 Applicant Approval Grants Gov Not Initiated Initial Review  
 Grant Reports Subgrants Grant Monitoring Grant Adjustment  
 Solicitation Summary Award Summary Application Tracking Grant Forecasting Grant Adjustment  
 Application Search Award Search  
 Process Search  
 Applicant Approval Grants Gov Not Initiated Initial Review  
 Grant Reports Subgrants Grant Monitoring Grant Adjustment  
 Change: Password Settings GAN Email Notification

Home > GAN Inbox > Removal of Special Conditions Related to Programmatic Requirements Withholding Funds

Grant Adjustments

Back to Search Results

US DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS  
GRANT ADJUSTMENT NOTICE

Pending

All Active

Approved

Denied

Drafts

Create Grant Adjustment

Grant Adjustment Reports

Grantee Information			
Grantee Name:	Palm Beach County Sheriff's Office	Project Period:	06/01/2005 - 11/30/2006
Grantee Address:	3228 Gun Club Road West Palm Beach, FL 33406	Program Office:	NIJ
Grantee DUNS Number:	182809921	Grant Manager:	Charles Heurich
Grantee EXN:	59-6000789	Application Number(s):	2005-92047-FL-DN
Vendor #:	596000786	Award Number:	2005-DN-BX-K031
Project Title:	Palm Beach County Sheriff's Office Solving Cold Cases with DNA Program	Award Amount:	\$374,761.00
GAN Number:	003	Date:	06/22/2006

Removal of Special Conditions Related to Programmatic Requirements Withholding Funds

Supplement 00			
Special Condition Number	Special Condition Title	Status	
<input checked="" type="checkbox"/> Special Condition 12	Withhold Pending Receipt of Environmental Assessment	Inactive	

**Required Justification for Removal:**

This GAN removes Special Condition #12 which states: "The grantee is permitted to spend \$192,431 for the specified activities which are separate and distinct from the activities that require review pursuant to NEPA. The attached memo identifies the activities for which funding is permitted, as reviewed and approved by NIJ's Environmental Coordinator. The grantee agrees not to spend \$182,330 for activities that involve or are related to the use of chemicals, which must be assessed pursuant to NEPA until a Grant Adjustment Notice (GAN) has been issued removing this condition. Grantee agrees that it will submit all documentation requested by the NIJ Program Office to make a determination whether the Department of Justice Procedures for Implementing the National Environmental Policy Act, at 28 CFR Part 61, have been satisfied, which is necessary before a GAN may be issued removing this special condition." The grantee has submitted all documentation to meet compliance for NEPA regulations. A final Finding of No Significant Impact has been issued by the Office of Justice Programs (see the attached documentation).

**Attachments:**

Filename:	User:	Timestamp:	Action:
92047-1.pdf	jamesa	06/16/2006 2:20 PM	Delete Attachment
Palm Beach County FONSI.pdf	robertso	06/09/2006 11:44 AM	Delete Attachment

**Actions:**

Close

**Review Audit Trail:**

Description:	Role:	User:	Timestamp:	Action:
Validated	OC - Accounting Supervisor	hinesavo	06/22/2006 11:49 AM	View Note
Approved-Final	OC - Accounting Supervisor	foxmon	06/22/2006 11:11 AM	View Note



Approved- Analyst	OC - Accounting Analyst	jamesa	06/16/2006 2:20 PM	View Note
Approved- Level 1	OCFMD - Financial Analyst	tully1	06/13/2006 7:48 PM	View Note
Submitted	PO - GAN 1st Line Supervisor	heuristic	06/13/2006 8:25 AM	View Note
Draft	PO - Grant Manager	robertso	06/09/2006 11:45 AM	View Note

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

3BB1

MJA 6-0  
11/2/05

Meeting Date: December 20, 2005 [x] Consent [ ] Regular [ ] Ordinance [ ] Public Hearing

Department:  
Submitted By: Palm Beach County Sheriff's Office  
Submitted For: Palm Beach County Sheriff's Office

APPROVED

BY BOARD OF COUNTY COMMISSIONERS  
AT MEETING OF DEC 20 2005

*[Signature]*  
MINUTES & RECORDS SECTION

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to: (A) Receive and File the National Institute of Justice "Solving Cold Cases with DNA Program" Cooperative Agreement in the amount of \$192,431 for the period of June 01, 2005 through November 30, 2006; and (B) Approve a budget amendment of \$192,431 increasing the Sheriff's grant fund.

**Summary:** The National Institute of Justice (NIJ) has awarded the PBSO \$192,431 for the "Solving Cold Cases with DNA Program." The objective of this grant is to combine the efforts of the PBSO Special Investigations Bureau, Crimes Against Children/Sexual Assault Unit with the Violent Crimes Bureau in conjunction with the experience of the Serology/DNA Section of the Crime Laboratory to solve Cold Cases. The goal of this proposal is to screen all of the Cold Cases for potential biological evidence for the purpose of conducting DNA analysis such that the laboratory Combined DNA Index System (CODIS) administrator will enter any qualifying DNA profile into CODIS. It is estimated that there are approximately a total of 250 Cold Cases from the Crimes Against Children/Sexual Assault Unit and Violent Crimes Bureaus, of which 85 may meet the criteria set forth by this grant. The Palm Beach County Sheriff's Office has been permitted to spend \$192,431 for the specified activities which are separate and distinct from the activities that require review pursuant to the National Environmental Protection Agency (NEPA). The total grant is \$374,761, however, \$182,330 are still under review by NEPA and may not be spent at this time. There is no grant match required, nor are any County funds required in FY2006. Countywide (DW)

**Background and Justification:** The crime laboratory at the PBSO presented a proposal to NIJ entitled "Solving Cold Cases with DNA Program." DNA testing supports criminal investigations involving the identification or exclusion of putative suspects through the analysis of biological evidence recovered from crime scenes. The main goal of the PBSO Serology/DNA Section is to research every no-suspect case and conduct DNA analysis on all viable no-suspect cases in Palm Beach County. The Catalog of Federal Domestic Assistance (CFDA) number is 016.560 and the grant number is 2005-DN-BX-K031.

**Attachments:**

- 1. Budget Amendment
- 2. Award Letter
- 3. Cooperative Agreement
- 4. Grant Adjustment Notice's 1 - 2
- 5. Program Narrative

RECOMMENDED BY: *[Signature]* DEPARTMENT DIRECTOR  
DATE: 11/27/05

APPROVED BY: *[Signature]* ASST COUNTY ADMINISTRATOR  
DATE: 12/8/05

II. FISCAL IMPACT ANALYSIS

A. **Five Year Summary of Fiscal Impact:**

Fiscal Years	2006	2007	2008	2009	2010	2011
Capital Expenditures	\$61,000					
Operating Costs	\$131,431					
External Revenues	\$192,431					
Program Income (County)						
In-Kind Match (County)						

Net Fiscal Impact

# Additional FTE  
Positions (Cumulative)

Is Item Included in Current Budget: YES \_\_\_\_\_ NO   X  

Budget Account No.: Fund \_\_\_\_\_ Agency \_\_\_\_\_ Org \_\_\_\_\_ Object \_\_\_\_\_

Reporting Category \_\_\_\_\_

B. **Recommended Sources of Funds / Summary of Fiscal Impact:**

The "Solving Cold Cases with DNA Program" grant is funded through the National Institute of Justice. No County funds are required in FY 2006.

Solving Cold Cases with DNA	\$	<u>192,431</u>
Total	\$	192,431

III REVIEW COMMENTS

A. **OFMB Fiscal and/or Contract Administration Comments:**

Jim Dink 12-2-05  
OFMB

Don J. Jansen 12/5/05  
Contract Administration & Finance 12/5/05

B. **Legal Sufficiency:**

FF 11-30-05  
PM 11-30-05

[Signature] 12/8/05  
Assistant County Attorney

C. **Other Department Review:**

\_\_\_\_\_  
Department Director

**This summary is not to be used as a basis for payment.**

U910

BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY, FLORIDA  
BUDGET AMENDMENT

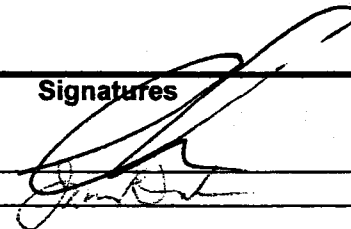

FUND 1152 SHERIFF'S GRANTS FUND

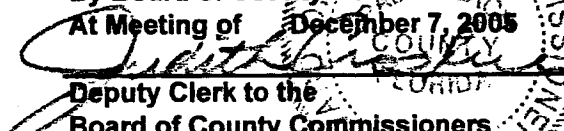
BGRV 420 113005\*139  
BGEY 420 113005\*517

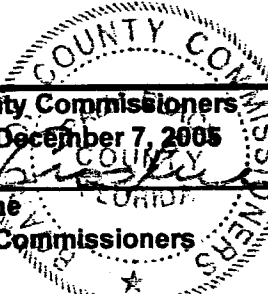
Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF	REMAINING BALANCE
<b>Revenues</b>								
<u>Solving Cold Cases with DNA Program</u>								
160-2067-3 129	Federal Grant - Other Public Safety	0	0	192,431	0	192,431		
<b>TOTAL FUND REVENUES</b>		<b>\$0</b>	<b>\$0</b>	<b>\$192,431</b>	<b>\$0</b>	<b>\$192,431</b>		
<b>Expenditures</b>								
<u>Solving Cold Cases with DNA Program</u>								
160-2067-9498	Transfer to Sheriff	0	0	192,431	0	192,431		
<b>TOTAL EXPENDITURES</b>		<b>\$0</b>	<b>\$0</b>	<b>\$192,431</b>	<b>\$0</b>	<b>\$192,431</b>		

Palm Beach County Sheriff's Office  
INITIATING DEPARTMENT/DIVISION  
Administration/Budget Department Approval  
OFMB Department - Posted

Signatures	Date
	11/28/05
	12-2-05

By Board of County Commissioners  
At Meeting of December 7, 2005  
  
Deputy Clerk to the Board of County Commissioners



~~SA~~  
actn  
11-30-05



R2005-2439 DEC 20 2005

Department of Justice  
Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

April 29, 2005

Sheriff Edward Bieluch  
Palm Beach County Sheriffs Office  
3228 Gun Club Road  
West Palm Beach, FL 33406-3001

Dear Sheriff Bieluch:

On behalf of Attorney General Alberto Gonzalez, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the Solving Cold Cases with DNA in the amount of \$374,761 for Palm Beach County Sheriffs Office. This funding is for the project titled, "Solving Cold Cases with DNA."

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:


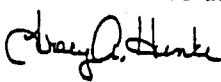
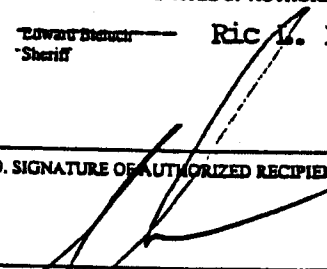
- Program Questions, Lois A. Tully, Program Manager at (202) 307-0694; and
- Financial Questions, the Office of the Comptroller, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at [ask.oc@usdoj.gov](mailto:ask.oc@usdoj.gov).

Congratulations, and we look forward to working with you.

Sincerely,

Tracy A. Henke  
Acting Assistant Attorney General

Enclosures

 Department of Justice Office of Justice Programs National Institute of Justice		Cooperative Agreement		PAGE 1 OF 6
1. RECIPIENT NAME AND ADDRESS (Including Zip Code) Palm Beach County Sheriff's Office 3228 Gun Club Road West Palm Beach, FL 33406-3001		4. AWARD NUMBER: 2005-DN-BX-K031		
		5. PROJECT PERIOD: FROM 06/01/2005 TO 11/30/2006 BUDGET PERIOD: FROM 06/01/2005 TO 11/30/2006		
1A. GRANTEE IRS/VENDOR NO. 596000786		6. AWARD DATE 04/29/2005	7. ACTION Initial	
		8. SUPPLEMENT NUMBER 00		
		9. PREVIOUS AWARD AMOUNT \$ 0		
3. PROJECT TITLE Palm Beach County Sheriff's Office Solving Cold Cases with DNA Program		10. AMOUNT OF THIS AWARD \$ 374,761		
		11. TOTAL AWARD \$ 374,761		
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).				
13. STATUTORY AUTHORITY FOR GRANT This project is supported under Department of Justice Appropriations Act, 2005, Pub. L. No. 108-447, div. B, tit. 1, 118 Stat. 2809, 2853, 2865 (2004)				
15. METHOD OF PAYMENT PAPRS				
AGENCY APPROVAL		GRANTEE ACCEPTANCE		
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Tracy A. Henke Acting Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL <del>Edward Bradshaw</del> Sheriff Ric L. Bradshaw		
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 		19A. DATE 5/18/06
AGENCY USE ONLY				
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OPC. REG. SUB. POMS AMOUNT X B DN 60 00 00 374761		21. DN05500041		



Department of Justice  
Office of Justice Programs  
National Institute of  
Justice

AWARD CONTINUATION  
SHEET  
Cooperative Agreement

PAGE 2 OF 6

PROJECT NUMBER 2005-DN-BX-K031

AWARD DATE 04/29/2005

*SPECIAL CONDITIONS*

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, as further described in the current edition of the OJP Financial Guide, Chapter 19.
4. 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 OJP.
5. Due to the substantial Federal involvement contemplated in completion of this project, the National Institute of Justice (NIJ) has elected to enter into a Cooperative Agreement rather than a Grant. This decision is based on NIJ's ongoing responsibility to assist and coordinate projects that deal with DNA analysis and capacity enhancement. NIJ will provide input and re-direction to the program, as needed, in consultation with the Recipient, and will actively monitor the project by methods including but not limited to ongoing contact with the Recipient.

In meeting programmatic responsibilities, NIJ and the Recipient will be guided by the following principles: Responsibility for the day-to-day operations of this project rests with the Recipient in implementation of the Recipient's approved proposal, the Recipient's budget (as approved by OJP and NIJ), and the terms and conditions specified in this award. Responsibility for general oversight and redirection of the project, if necessary, rest with NIJ.

In addition to its programmatic reporting requirements, the Recipient agrees to provide necessary information as requested by OJP and NIJ. These information requests may include, but are not limited to specific submissions related to performance; meeting performance specifications; developmental decision points; changes in project scope or personnel; budget modifications and/or coordination of related projects.

6. Unless otherwise authorized by NIJ, expenses charged to this award must directly relate to (a) identification, review, and prioritization of "cold cases" involving serious or violent criminal offenses that have the potential to be solved through DNA analysis, (b) identification, collection, retrieval, or evaluation of biological evidence from such cases that reasonably is expected to contain DNA, or (c) performance of DNA analyses on such biological evidence.
7. The Recipient agrees not to commence activities under this award, and not to obligate, expend, or draw down any funds, until (a) the Office of the Comptroller, Office of Justice Programs, has issued clearance of the application budget, (b) NIJ has verified that the Recipient's proposed use of funds meets the requirements set forth in the program announcement and in this award, and (c) a Grant Adjustment Notice (GAN) has been issued removing this condition.

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Department of Justice  
Office of Justice Programs  
National Institute of  
Justice

AWARD CONTINUATION  
SHEET  
Cooperative Agreement

PAGE 3 OF 6

PROJECT NUMBER 2005-DN-BX-K031

AWARD DATE 04/29/2005

*SPECIAL CONDITIONS*

8. (a) Accreditation and Privacy Requirements; CODIS; No Research

The Recipient shall maintain each DNA analysis conducted under this award, and each stored DNA sample that results from this award, in accordance with the privacy requirements and restrictions on disclosure described in 42 U.S.C. section 14132(b)(3).

The Recipient shall ensure that each DNA analysis conducted under this award will be carried out in a forensic science laboratory that complies with Federal quality assurance standards for forensic DNA testing and is either accredited by the American Society of Crime Laboratory Directors/Lab Accreditation Board or certified as accredited by the National Forensic Science Technology Center or Forensic Quality Services (FQS) for compliance with Federal standards.

The Recipient agrees to notify NIJ immediately upon any change in the accreditation or certification status of its forensic science laboratory, if applicable.

The Recipient shall ensure that all eligible DNA analyses conducted under this award are submitted for inclusion in CODIS, and NDIS when applicable.

The Recipient shall ensure that none of the funds provided under this award are used for research or statistical projects or activities as defined by 28 CFR Part 22 or for research as defined by 28 CFR Part 46. Any questions concerning this provision should be directed to the NIJ Program Manager for the award.

(b) Nonsupplanting of State or Local Funds.

The Recipient shall ensure that Federal funds made available through this award will not supplant State or local funds, but instead will be used to increase the amount of funds that would, in the absence of Federal funds, be available from State or local sources for activities funded through this award.

The Recipient agrees to notify NIJ immediately if the Recipient receives new State or local funding for any of the purposes included in the approved application for this award.

(c) Data collection

The Recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

(d) Final Report-DNA Cold Cases

The Recipient shall submit a report within 120 days of the end of the award period that, at a minimum, (1) includes a summary and assessment of the program carried out with the funds made available under this Fiscal Year 2005 award, (2) cites the number of additional cold cases that were analyzed for DNA evidence and closed as a result of the Fiscal Year 2005 award, and (3) cites the number of additional DNA profiles uploaded to CODIS, the number of CODIS hits, and the number of investigations aided, as a result of this Fiscal Year 2005 award. The Recipient shall ensure that all data and information necessary for the report is collected throughout the award period.

9. The recipient agrees to submit quarterly financial reports on Standard Form SF 269A. These reports will be submitted within 45 days after the end of the calendar quarter, and a final report is due 120 days following the end of the award period. The reports can be filed on line-through the Internet at: <https://grants.ojp.usdoj.gov/>.

10. The recipient shall submit semiannual progress reports. Progress reports shall be submitted within 30 days after the end of the reporting periods, which are June 30 and December 31, for the life of the award. These reports will be submitted online through the Office for Justice Programs Grants Management System.





Department of Justice  
Office of Justice Programs  
National Institute of  
Justice

AWARD CONTINUATION  
SHEET  
Cooperative Agreement

PAGE 4 OF 6

PROJECT NUMBER 2005-DN-BX-K031

AWARD DATE 04/29/2005

*SPECIAL CONDITIONS*

11. The Recipient agrees to comply with all Federal, State, and local environmental laws and regulations applicable to the development and implementation of the activities to be funded under this award. Environmental Assessment (EA): The Recipient agrees and understands that funded activities may require the preparation of an environmental assessment (EA) as defined by the Council on Environmental Quality's Regulations for implementing the Procedural Provisions of the National Environmental Policy Act (NEPA), found at 40 CFR Part 1500. An EA is a concise public document that briefly provides sufficient analysis for determining whether to prepare an environmental impact statement (EIS) or a finding of no significant impact for the proposed activity. If in completing an EA for a proposed activity, potential adverse environmental impacts are identified, the EA will serve as a vehicle for developing either alternative approaches or mitigation measures for avoiding or reducing the identified adverse environmental impacts. Modifications: Throughout the term of this award, the Recipient agrees that for any activity that is the subject of a completed Environmental Assessment (EA), it will inform NIJ of (1) any change(s) that it is considering making to the previously assessed activity; (2) any changed circumstances, such as a change in the project site's conditions; or (3) any significant new information. The Recipient will not implement a proposed change until NIJ, with the assistance of the Recipient, has determined whether the proposed change will require additional review under NEPA. Likewise, in the case of new circumstances or information arising, NIJ, with the assistance of the Recipient, will determine if any additional environmental impact analysis is necessary. The approval will not be unreasonably withheld as long as any requested modification(s) is consistent with eligible program purposes and found acceptable under an NIJ conducted environmental impact review process.
12. The recipient agrees not to obligate, expend, or draw down any funds until the program office has verified that the recipient has submitted all necessary documentation required to comply with the Department of Justice Procedures for Implementing the National Environmental Policy Act found at 28 CFR Part 61 and a Grant Adjustment Notice has been issued removing this condition.
13. Pursuant to 28 C.F.R. Part 18, OJP may suspend or terminate funding under this award, at any time before the completion of the project funded by this award, for the recipient's failure to comply with these special conditions or with the projects goals, plans and methodology set forth in the approved application. The recipient will be unable to draw down funds until OJP determines that the recipient is in compliance.
14. Recipient acknowledges that the Office of Justice Programs reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use, for Federal government purposes: (1) the copyright in any work developed under an award or subaward; and (2) any rights of copyright to which a recipient or subrecipient purchases ownership with Federal support.

Recipient acknowledges that the Office of Justice Programs has the right to (1) obtain, reproduce, publish, or otherwise use the data first produced under an award; and (2) authorize others to receive, reproduce, publish, or otherwise use such data for Federal purposes.



PROJECT NUMBER 2005-DN-BX-K031

AWARD DATE 04/29/2005

*SPECIAL CONDITIONS*

15. Patents and Inventions.

The clauses at 37 C.F.R. section 401.14 (together, the "Patents Rights Clause") are incorporated by reference, with the following modifications.

(1) Where italicized, the terms "contract," "contractor," and "contracting officer" are replaced, respectively, by the terms "award," "award recipient," and "OJP program manager";

(2) Patent Rights Clause paragraph (f) is modified by adding the following at the end:

"(5) The award recipient agrees to provide a report prior to the close out of the award listing all subject inventions or stating that there were none.

(6) The award recipient agrees to provide, upon request, the filing date, patent application number and title; a copy of the patent application; and patent number and issue date for any subject invention in any country in which the award recipient has applied for a patent.";

(3) Patent Rights Clause paragraph (g) is modified to read as follows:

"(g) Subcontracts

"The award recipient will include this Patent Rights Clause, suitably modified to identify the parties, in all subcontracts, regardless of tier, for experimental, developmental, or research work. The subcontractor will retain all rights provided for the award recipient in this clause, and the award recipient will not, as a part of the consideration for awarding the subcontract, obtain rights in the subcontractor's subject inventions."; and

(4) Patent Rights Clause paragraph (i) is modified to read as follows:

"(i) Communications

"Communications on matters relating to this Patent Rights Clause should be directed to the General Counsel, Office of Justice Programs, United States Department of Justice."

The recipient of this award acknowledges that with respect to any subject invention in which the award recipient retains title, the Federal government shall have a nonexclusive, nontransferable, irrevocable, paid-up license to practice or have practiced for or on behalf of the United States the subject invention throughout the world.

16. To assist in information sharing, the grantee shall provide the grant manager with a copy of all interim and final reports and proposed publications (including those prepared for conferences and other presentation) resulting from this agreement. Submission of such materials prior to or simultaneous with their public release aids NIJ in responding to any inquiries that may arise. Any publications (written, visual, or sound)-excluding press releases and newsletters-whether published at the grantee's or government's expense, shall contain the following statement: This project was supported by Grant No. \_\_\_\_\_ awarded by the National Institute of Justice, Office of Justice Programs, US Department of Justice. The opinions, findings, and conclusions or recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the Department of Justice.

NIJ defines publications as any planned, written, visual or sound material substantively based on the project, formally prepared by the grant recipient for dissemination to the public.



Department of Justice  
Office of Justice Programs  
National Institute of  
Justice

AWARD CONTINUATION  
SHEET  
Cooperative Agreement

PAGE 6 OF 6

PROJECT NUMBER 2005-DN-BX-K031

AWARD DATE 04/29/2005

*SPECIAL CONDITIONS*

17. The Project Director and key program personnel designated in the application shall be replaced only for compelling reasons and with the concurrence of OJP. OJP will not unreasonably withhold concurrence. All successors to key personnel must be approved, and such approval is contingent upon submission of appropriate information, including, but not limited to, a resume. Changes in other program personnel require only notification to OJP and submission of resumes, unless otherwise designated in the award document.
18. Recipient agrees that all key personnel shall meet all applicable qualifications required for their position as outlined in the National DNA Quality Assurance Standards issued by the FBI.



### GRANT ADJUSTMENT NOTICE

CHECK APPROPRIATE BOX  OJP  BJS  BJA  NIJ  OJJDP  OVC Page 1 of 2

1. GRANTEE NAME AND ADDRESS (Including Zip Code) Palm Beach County Sheriff's Office 3228 Gun Club Road  WEST PALM BEACH, FL 33406		3. GRANT NUMBER <b>2005-DN-BX-K031</b>
1A. GRANTEE IRS/VENDOR NUMBER <b>596000786</b>		4. ADJUSTMENT NUMBER <b>1</b>
2. PROJECT TITLE Palm Beach County Sheriff's Office Solving Cold Cases with DNA Program		5. DATE <b>OCT 26 2005</b>
		6. GRANT MANAGER Lois Tully

#### SECTION I. DEOBLIGATIONS, REOBLIGATIONS

7. ACCOUNTING CLASSIFICATION CODE FISCAL YEAR: X FUND CODE: B BUD. ACT: DN DIV. DEC: 60 DIV. REG: 00 SUB: 00 MBO:	9. PREVIOUS GRANT AWARD AMOUNT \$ <b>374,761.00</b>
	10. DEOBLIGATION AMOUNT \$ <b>0.00</b>
	11. ADJUSTED AWARD AMOUNT \$ <b>374,761.00</b>

#### SECTION II. CHANGES

12. CHANGE GRANT MANAGER FROM \_\_\_\_\_ TO \_\_\_\_\_

13. CHANGE GRANT PERIOD FROM \_\_\_\_\_ TO \_\_\_\_\_

#### SECTION III. OTHER ADJUSTMENTS INFORMATION

14. This GAN authorizes the removal of Special Condition #7 which states: "The Recipient agrees not to commence activities under this award, and not to obligate, expend, or draw down any funds, until a) the Office of the Comptroller, Office of Justice Programs, has issued clearance of the application budget, b) NIJ has verified that the Recipient's proposed use of funds meets the requirements set forth in the program announcement and in this award, and c) a Grant Adjustment Notice (GAN) has been issued removing this condition."

The program office has determined that the proposed activities comply with Special Condition #6 which states: "Unless otherwise authorized by NIJ, expenses charged to this award must directly relate to a) identification, review, and prioritization of "cold cases" involving serious or violent criminal offenses that have the potential to be solved through DNA analysis, b) identification, collection, retrieval, or evaluation of biological evidence from such cases that reasonably is expected to contain DNA, or c) performance of DNA analyses on such biological evidence."

The Comptroller has approved the following budget:

Category	Budget
Personnel	\$61501
Fringe Benefits	4706
Travel	56000
Equipment	58000
Supplies	27554
Construction	0
Contractual	167000
Other	0
Total Direct Cost	374761
Indirect Cost	0
Total Project Cost	374761

*JA*  
*10/18/05*  
*10/21/05*

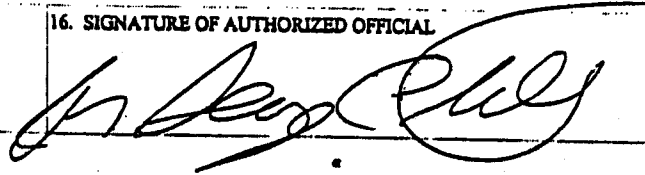
Federal Funds Approved \$374761  
Non-Federal Share 0  
Program Income 0

The removal of Special Condition #12 is still pending.

15. TYPED NAME AND TITLE OF AUTHORIZED OFFICIAL

John Morgan  
Assistant Director for Science and Technology

16. SIGNATURE OF AUTHORIZED OFFICIAL



OJP FORM 4040/1A (REV. 5-87)