



Tobacco Grant Program Grant Services Branch – Local Assistance Division of Operations

Murrieta Police Department

DOJ-PROP56-2023-24-1-017

MEMORANDUM OF UNDERSTANDING

PURPOSE

This Memorandum of Understanding (“MOU”) is entered into by the Department of Justice (“DOJ”) and the Murrieta Police Department (“Grantee”), for the purpose of disbursing grant funds to Grantee for reimbursement of expenditures in compliance with the California Code of Regulations and the Fiscal Year 2023-24 Grantee Handbook.

Commencing January 1, 2023, the [California Code of Regulations, Title 11, Division 1, Chapter 5: Department of Justice Tobacco Grant Program](#) (“TGP Regulations”) shall govern the policies and procedures of the Tobacco Grant Program.

The TGP Regulations, Request for Proposals, Grantee Handbook (dated March 2023), and Summary of Award document are hereby incorporated by reference into this MOU. Grantee will expend funds for the purposes identified in the approved Summary of Award document. Reimbursements are to be funded under the California Healthcare, Research and Prevention Tobacco Tax Act of 2016, approved by the voters as Proposition 56.

COST REIMBURSEMENT

DOJ agrees to reimburse Grantee in arrears, for Grantee’s actual expenditures in performing the project or scope of work included in the approved Summary of Award document. Reimbursements will be made upon receipt of invoices from Grantee and approval of the invoices by DOJ, in accordance with the reimbursement procedures set forth in the TGP Regulations and Grantee Handbook.

BUDGET CONTINGENCY CLAUSE

It is mutually agreed, if the Budget Act of the current fiscal year and/or any subsequent years covered under the MOU does not appropriate sufficient funds, the MOU shall be of no further force and effect. In the event this situation occurs, DOJ shall have no liability to reimburse/pay any funds to Grantee, or to furnish any other considerations under this MOU. As well, Grantee shall not be obligated to continue performing the provisions of this MOU, for which the Grantee would have been reimbursed.

If funding for any fiscal year is reduced or deleted in the Budget Act for purposes of this MOU, DOJ shall have the option to either cancel this MOU with no liability occurring to DOJ, or offer an addendum to the Grantee to reflect the reduced amount.

PROJECT BREACH-TERMINATION

Failure of a Grantee to comply with this MOU or the TGP Regulations shall be treated by DOJ as a breach of contract. If an act of noncompliance occurs, DOJ may take actions described within the TGP Regulations, including termination. DOJ may terminate this MOU and be relieved of any obligation to disburse grant funds to Grantee should Grantee fail to perform the scope of work at the time and in the manner provided in this MOU.

MISCELLANEOUS PROVISIONS

Addendum – No addendum or variation of the terms of this MOU is valid unless made in writing, and signed by the duly authorized representatives of the parties.

Assignment – This MOU is not assignable by Grantee in whole or in part.

Indemnification – Grantee agrees to indemnify and hold harmless DOJ, its officers, agents and employees from all claims, liabilities, or losses in connection with the performance of this MOU.

Certifications – Grantee certifies that it does not receive funding from a manufacturer, distributor, or advertiser of Cigarettes or Tobacco Products. Grantee further certifies that grant funds will not supplant existing state or local funds dedicated for the same purpose.

TERMS

Grant Duration: **11/1/2023 – 6/30/2027**

Category of Expenditure	Award Amount			
	Budget FY 2023-2024	Budget FY 2024-2025	Budget FY 2025-2026	Budget FY 2026-2027
Personal Services	\$43,712	\$43,712	\$43,712	\$
Operating Expenses and Equipment	\$975	\$975	\$975	\$
Administrative Costs (Not to Exceed 5%)	\$0	\$0	\$0	\$
TOTAL AWARD AMOUNT	\$134,061			

The time limit for reimbursements against this award ends 6/30/2027. Requests for reimbursement received after 7/15/2027 cannot be considered by DOJ.

GRANTEE CONTACT INFORMATION

Brent Sforzini, Sergeant
 Murrieta Police Department
 2 Town Square
 Murrieta, CA 92562
 831-223-5120
 bsforzini@murrietaca.gov

AUTHORIZATION

DOJ and Grantee, by their duly authorized officials, have executed this MOU on the respective dates indicated below. This MOU and any future addendums shall be e-mailed to TobaccoGrants@doj.ca.gov, care of the Division of Operations, Grant Services Branch, Local Assistance Unit, Tobacco Grant Program, and will become fully executed upon completion of signatures from all parties.

 #542

12/5/23

NAME: BRENNON CARNEY
Title: LIEUTENANT
Agency: MURRIETA PD

Date

 PHIL GOMEZ

12/5/23

NAME: PHIL GOMEZ
Title: CAPTAIN
Agency: MURRIETA PD

Date



12/6/23

NAME: ANTHONY GOMEZ
Title: CHIEF
Agency: MURRIETA PD

Date

JENNIFER IVERY JOHNSON, Grant Manager
Division of Operations
California Department of Justice

Date

STACY HEINSEN, Administrative Manager
Division of Operations
California Department of Justice

Date

CHRIS RYAN, Chief
Division of Operations
California Department of Justice

Date



Tobacco Grant Program Grant Services Branch – Local Assistance Division of Operations

SUMMARY OF AWARD – DOJ-PROP56-2023-24-1-017

Murrieta Police Department

I. Award Summary

Requested Amount: \$134,061	Award Amount: \$134,061
Removed from Award: None	Reduced Line Items: None
Other Changes or Stipulations: None	

II. Notes for All Grantees

a. Enforcement Activities

- i. Authorized - If enforcement activities were proposed, only activities that target retailers for illegal sales/marketing of tobacco products were approved.
- ii. Unauthorized - Community and school patrols or other enforcement actions related to tobacco use and possession are not permitted.

b. Removed Personnel or Other Items

- i. If specific personnel or other items were removed and not funded, they cannot be reinstated during the grant term.

c. Reduced Line Items

- i. If a specific line item was reduced, the intention was to not fully fund it or the activities it represents.

d. Mileage/Fuel

- i. Budgets that include mileage or fuel were amended to include both together in one line item for flexibility and the type of backup documentation available. Mileage is limited to the state rate at the time of travel.

e. Equipment

- i. All equipment items must be purchased during that first year of the grant. Their awarding is intended to support project goals and be used to support grant activities during the grant term.

Please reference the Tobacco Grant Program Grantee Handbook for more information regarding allowable costs under this grant cycle.

III. Goals and Budget Narrative

- a. Based on the information contained in page 1, we expect some goals, objectives, and deliverables stated in your proposal may have been removed or adjusted. With that in mind, please re-state your funded goals, objectives, deliverables, and budget narratives using the template below so they are reflective of required changes noted on page 1.
- b. The Tobacco Grant Program will reference this document when determining whether an activity was approved for funding and is reimbursable.
- c. Completion of this summary is required in order for DOJ to fully execute the Memorandum of Understanding and becomes part of the Grant Agreement.

Goal 1 Title:	Increase awareness about negative effects of tobacco to students, parents, and staff.
Goal Description:	Educational classes will be provided at the middle and high schools by a uniformed officer about the negative effects of consuming tobacco.
Measureable Outcome:	Educational classes will be provided to the 10,190 5 th grade and high school students, parents, and staff members.
Timeline:	This educational process will be continual from school years 2023-2024, 2024-2025, and 2025-2026.
Narrative Description:	A fundamental goal of the project will be to increase awareness for the 10,190 middle and high school students, parents, and staff on the negative health effects of consuming tobacco products (i.e., cigarettes, e-cigarettes, vapes, etc.). To achieve this goal, a uniformed officer will develop a comprehensive presentation, using empirical data to support topic, and conduct a series of classes at the middle and high schools. The presentation will last approximately 45 minutes and handouts will be provided with relevant information about youth and tobacco. The focus will be to discourage and reduce the use of tobacco products by juveniles, both on and off the school campus. The educational presentation will also be given to school staff and student's parents to provide them with the information to properly identify tobacco products and the data necessary to educate juveniles about the harmful effects of tobacco products.

Goal 2 Title:	Conduct enforcement operations targeting licensed tobacco retailers
Goal Description:	To identify and target problematic retailers of tobacco products.

Measureable Outcome:	To conduct 6-8 enforcement operations a year, targeting licensed tobacco retailers and achieve 100% compliance with the law.
Timeline:	The 36 months following the grant approval.
Narrative Description:	Prior to the operation, officers will collect and review complaints and information provided by citizens, parents, school officials, and special event organizers who cater to minors. Officers will review all data and evidence to help plan the operation and target the correct locations and tobacco retailers. The Tobacco Enforcement Task Force will then conduct surveillance operations at the tobacco retailers to identify any violations of any law involving tobacco retailing. Furthermore, officers will work closely with the city attorney and the city of Murrieta to suspend and revoke tobacco permits after identifying violations. The Tobacco Enforcement Task Force will enforce local and state tobacco laws through these operations, inspections, and the collaboration with local tobacco retailers

Goal 3 Title:	Conduct "shoulder tap" and minor decoy operations focusing on tobacco retailers
Goal Description:	To achieve compliance with federal, state, and local laws that regulate the sale of tobacco to minors.
Measureable Outcome:	Conduct approximately 20 shoulder tap and minor decoy operations to ensure that retailers are in 100% compliance with the law.
Timeline:	6-8 operations per year for the 36 months following the grant approval.
Narrative Description:	Reducing minors' underage consumption of, and access to, tobacco products by deterring adults from furnishing them outside of licensed tobacco premises is essential to decreasing youth tobacco use. This program will consist of a minor decoy, under the direct supervision of a team of police officers, soliciting adults outside a tobacco retailer to buy the minor decoy a tobacco product. Any person seen furnishing tobacco to the minor decoy will be arrested (either cited or booked) for furnishing tobacco to a minor (Penal Code section 308). Prior to the operation, officers will collect and review complaints and information provided by citizens, parents, school officials, and special event organizers who cater to minors. Officers will review all data and evidence to help plan the operation and target the correct locations and tobacco retailers. The operation's success can be measured quantitatively by the number of persons who furnished tobacco products over those who did not. Further quantitative measures include the number of arrests, the number of

	<p>suspects booked versus released on a misdemeanor notice to appear; and the ages of the arrested suspects.</p>
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Goal 4 Title:	Conduct tobacco retailer education meetings
Goal Description:	To increase educational opportunities for tobacco retailers to comply with federal, state, and local laws.
Measureable Outcome:	Conduct semiannual classes for existing and new tobacco retailers to achieve 100% compliance within 3 years of project implementation.
Timeline:	Semiannual classes provided for tobacco retailers for the 36 months following the grant approval.
Narrative Description:	<p>The project objectives will be to assist tobacco retailers to achieve 100% compliance with federal, state and local laws within the project's three-year performance period and conduct semiannual classes and distribution of educational information aimed at existing and new tobacco retailers. Classes will consist of two officers providing a presentation about current federal, state, and local laws affecting tobacco retailers. Project success will be evaluated through project team members on a quarterly basis. Project outcomes will be measured annually for a period of three years. Additionally, monthly meetings will be held with project team members to discuss implementation issues and concerns. On a quarterly basis, the project team will review outcome measures and progress towards achieving these measures. All outcomes will be documented (i.e., assessments, case notes, attendance records, etc.) on an ongoing basis and evaluated annually.</p>

Budget Narrative:	<p>Tobacco signs and warnings are instrumental in communicating the health risks of tobacco, and in reducing tobacco related violations. Purchasing and creating these signs to post around tobacco retailers and school campuses will be essential to help reduce tobacco related law violations, and more importantly minors with tobacco products. Creating 25 visible and detailed signs to post at these locations would be a helpful visual deterrent.</p> <p>Providing a presentation is an effective teaching tool; however, handing out printed material for students, staff, parents, and tobacco retailers provides an additional level of educational opportunity to be passed on after the presentation.</p>
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End