

FYI

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE CITY OF BLOOMINGTON
AND
THE CITY OF SAINT PAUL
FOR
ADMINISTRATION OF HOMELAND SECURITY GRANT FUNDS**

THIS, MEMORANDUM OF UNDERSTANDING is made this 27th day of April 2009, ~~2008~~ by and between the City of Bloomington, a Minnesota municipal corporation located at 1800 West Old Shakopee Road, Bloomington, Minnesota 55431, on behalf of the Bloomington Fire Department (hereinafter referred to as the "Bloomington Fire Department" or "BFD"), and the City of Saint Paul, a public corporation and political subdivision under the laws of the State of Minnesota, located at 100 East 11th Street, MN 55101, on behalf of the Saint Paul Fire Department (hereinafter referred to as "SPFD").

WITNESSETH

WHEREAS, the City of Bloomington and the City of Saint Paul have entered into a Cooperative Agreement to administer grant funds to further the equipping and training of the Structural Collapse/Technical Rescue Team, Minnesota Task Force One; and

WHEREAS, the City of Bloomington and the City of Saint Paul intend the grant funds to be used by Minnesota Task Force One including, but not limited to, carrying out necessary structural collapse and technical rescue operations, training, acquiring necessary equipment, and

WHEREAS, the City of Bloomington has contributed the necessary administration of the grant; and

WHEREAS, The City of Saint Paul has otherwise planned, housed, staffed, and supported the apparatus and equipment of Minnesota Task Force One.

NOW, THEREFORE, in consideration of the terms and conditions expressed herein, the parties agree as follows:

I. Definitions

Minnesota Task Force One: The Minnesota Structural Collapse/Technical Rescue Task Force" – (MN TF-1) – A group of Team Members, designated by the City/County of, who are rostered for deployment or are deployed to support structural collapse and technical rescue incident activities.

MOU of Grant Administration Services: The Memorandum of Understanding between the City of Bloomington and the City of Saint Paul for Grant Administration Services.

Parties: The City of Bloomington and the City of Saint Paul.

Agreement: This Memorandum of Understanding between the City of Bloomington and the City of Saint Paul.

BFD: Bloomington Fire Department

SPFD: **The Fire Department of the City of Saint Paul.**

II. Administration of Grant Funds

The BFD and SPFD will both follow the terms and conditions of the grants in executing the grant. Both the BFD and the SPFD will use the MOU of Administration of Grant Funds to assign responsibility for executing the applicable grants.

The BFD and SPFD will utilize the grants to further the development, equipping, training, and management of Minnesota Task Force One.

III. Insurance

Both the City of Bloomington and the City of Saint Paul warrant that they have adequate insurance to cover their own operations.

IV. Liability

Each party shall be responsible for its own acts and the results thereof, to the extent authorized by the law, and shall not be responsible for the acts of the other party and the results thereof. Both the City of Bloomington and the City of Saint Paul liability is covered by the provisions of Minn. Stat. Chapter 466.

V. Workers' Compensation

Each party will maintain workers' compensation insurance or self-insurance coverage, covering its own personnel.

VI. Independent Contractors

It is agreed that nothing herein contained is intended or should be construed in any manner as creating or establishing the relationship of copartners between the parties hereto or as constituting the City of Saint Paul staff as the agents, representatives or employees of the City for any purpose in any manner whatsoever. The City of Saint

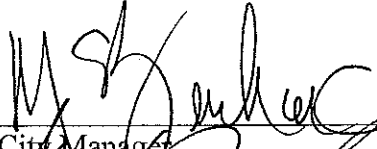
Paul and its staff are to be and shall remain an independent contractor with respect to all services performed under this Agreement

VII. Termination of Agreement

This agreement may be terminated by the agreement of both parties.


IN WITNESS WHEREOF, the parties have caused this agreement to be executed by its duly authorized representatives on the day and year first above written.

City of Bloomington, Minnesota

By: 
It's City Manager

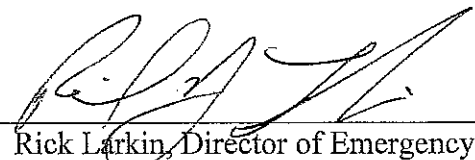
Reviewed by:

By: 
Its Mayor

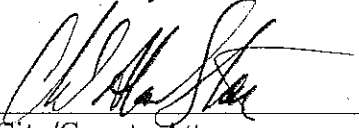

City Attorney

City of Saint Paul, Minnesota

By: 
Tim Butler, Fire Chief

By: 
Rick Larkin, Director of Emergency Management

Reviewed by:


City/County Attorney