

**U. S. CUSTOMS AND BORDER PROTECTION (CBP)
MEMORANDUM OF AGREEMENT TO REIMBURSE CBP**

This Memorandum of Agreement (“MOA”) outlines the agreement between the below named Operator and CBP in regards to the sponsor’s responsibility to reimburse CBP for costs related to providing the equipment required for the performance of Federal Inspections Services (FIS) at the below named location. The legal authority for CBP to enter into and require such an agreement is found at 8 U.S.C. § 1222-1225 and 1357; 6 U.S.C. § 231; 19 U.S.C. § 2, 482, 1433, 1434, 1448, 1449, 1461, 1459, 1463, 1467, 1499, 1552, 1581, 1644; and 19 C.F.R. §19 and 113.

Airport Authority: St. Pete-Clearwater International Airport (PIE)
Location: 14700 Terminal Blvd. Suite 221
Clearwater, FL 33762

ST. PETE-CLEARWATER INTERNATIONAL AIRPORT (PIE) RESPONSIBILITIES

Data and Cabling

PIE will be responsible for the procurement and installation of all data cabling and electrical components required for connectivity of the Automated Data Processing (ADP) Local Area Network (LAN), Data, Information Technology (IT), and Voice and Tactical Communications (TacComm) Systems and equipment according to CBP Office of Information Technology (OIT) provided specifications. However, PIE must give CBP two weeks advance notice of all cable pulls so that CBP can be present and observe their installation.

Reimbursement of ADP LAN, Data, IT, Voice, and TacComm Systems and Equipment Costs

PIE agrees to reimburse CBP for all ADP LAN, Data, IT, Voice, and TacComm Systems and equipment and connectivity costs, including equipment ordering, installation, maintenance, and recurring costs relative to standing-up and maintaining continuous CBP operations at the St. Pete-Clearwater International Airport Federal Inspection Services (FIS) Facility. Estimated ADP LAN, Data, IT, Voice, and TacComm equipment costs total \$496,613.00, which includes a non-recurring cost of \$27,000.00, for CBP to procure the equipment and circuit, and at most \$5,000.00 in one-time travel costs for \$2,500.00 each for two TacComm Engineers, as needed for equipment installations. Attached is CBP OIT’s Cost ROM CWR002A-OFO-18050C that identifies the ADP LAN, Data, IT, Voice and TacComm equipment requirements for the CBP FIS at St. Pete-Clearwater International Airport for which PIE will reimburse CBP all ADP LAN, Data, IT, Voice and TacComm equipment and recurring costs.

PIE will be billed for the actual costs of the ADP LAN, Data, IT, Voice and TacComm equipment, and the one-time and recurring charges for the network, and any required replacement equipment. Recurring out-year network charges for a Data Circuit are estimated to remain at \$18,000.00 per year.

ADP LAN, Data, IT, Voice and TacComm Equipment Upgrades

Upgrades to the ADP LAN, Data, IT, Voice and TacComm equipment may be required on a schedule determined by CBP (approximately every 3-5 years, as needed). PIE agrees to reimburse CBP costs to upgrade ADP LAN, Data, IT, Voice and TacComm equipment. CBP will provide PIE at minimum a 180 advance notice of required upgrades.

PIE Accounts Payable Information

PIE Tax Identification Number: 59-6000800
PIE Bill To Representative: Yvette Aehle
PIE Phone Number: 727-453-7804
PIE Email Address: yaehle@fly2pie.com
PIE Address: 14700 Terminal Blvd., Suite 221
Clearwater, FL 33762

Payment Process

Upon execution of this MOA, CBP OIT will forward a signed original copy to the CBP National Finance Center (NFC). Upon receipt and installation of all equipment, the NFC will issue PIE a bill for the actual ADP LAN, Data, and IT equipment costs not to exceed \$496,613.00. The CBP NFC will also bill PIE 90-days prior to the due date for \$18,000.00 in recurring out-year network and connectivity charges owed, and any sums owed for future ADP LAN, Data, IT, Voice and TacComm equipment upgrades and replacements.

Pursuant to 19 C.F.R. § 24.3a, any amounts due CBP under the terms of this agreement not reimbursed within 30 days of billing will begin accruing interest charges based on current U.S. Treasury borrowing rates and may ultimately be referred for collection against the PIE surety.

Equipment Ownership

CBP will retain possessory ownership of all ADP LAN, Data, IT, Voice and TacComm equipment ordered by CBP and reimbursed by PIE until CBP vacates the premises. CBP will transfer ownership rights of all ADP LAN, Data, IT, Voice and TacComm equipment used in CBP operations and reimbursed by PIE for the St. Pete-Clearwater International Airport FIS when CBP vacates the premises. Within one month (30-days) following installation and reimbursement, CBP OIT will deliver a list of Serial Numbers and/or other identification and warranty information for the PIE reimbursed ADP LAN, Data, IT, Voice and TacComm equipment to the PIE as instructed below.

PIE Equipment Administrator: John McCoy
PIE Email Address: jmccoy@fly2pie.com
PIE Phone Number: 727-453-7810
PIE Ship to Address: TBD

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Equipment Connectivity and Maintenance

The CBP OIT will be responsible for ordering and installing required data equipment and connection(s) from the St. Pete-Clearwater International Airport FIS to the CBP National Data Center, and imaging, maintaining, and controlling all of the ADP LAN, Data, IT, Voice and TacComm equipment listed in the attached CBP OIT Cost ROM CWR002A-OFO-18050C for the St. Pete-Clearwater International Airport FIS as required by CBP, the costs of which PIE shall reimburse CBP. PIE will incur no additional costs or CBP OIT charged service fees for any required ADP LAN, Data, IT, Voice and TacComm equipment maintenance/repair/replacement covered by CBP procured equipment warranties.

AUTHORIZATION (TWO ORIGINALS WITH SIGNATURES ARE REQUIRED)

Agreement to these terms is attested by the signatures below.

_____	<u>jewsbury@fly2pie.com</u>	_____
Signature	Email Address	Date
Kenneth T. Welch		
Chairman		
Pinellas County Board of County		
Commissioners		

_____	_____	_____
Gregory S. Brown	Email Address	Date
Port Director		
St. Pete-Clearwater International Airport		
Office of Field Operations		
U.S. Customs and Border Protection		