ITEM NO. 26

STAFF REPORT

CITY OF OCEANSIDE

DATE: October 14, 2009

TO: Honorable Mayor and City Council Members

FROM: Police Department

SUBJECT: **RESOLUTION ACCEPTING $448,351 IN GRANT FUNDS FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT OF 2009 FROM THE U.S. DEPARTMENT OF JUSTICE**

SYNOPSIS

Staff and the Police & Fire Commission recommend that the City Council adopt a resolution accepting $448,351 in grant funds from the American Recovery and Reinvestment Act (ARRA) Byrne Memorial Justice Assistance Grant (JAG) of 2009 from the U.S. Department of Justice awarded to the City of Oceanside to supplement frontline law enforcement services, and authorizing the City Manager or designee to execute grant documents; and approve the grant budget and appropriation of the funds to the Police Department.

BACKGROUND

In March 2009, the Bureau of Justice Assistance (BJA), Office of Justice Programs released the city, county and state formula allocations for the Byrne Justice Assistance Grant (JAG) Program funded under the American Recovery and Reinvestment Act (ARRA). San Diego County and the associated municipalities were certified to be in funding disparity status. Funding disparity usually exists when one unit of local government bears more than 50 percent of the cost of prosecution or incarceration resulting from violent crimes reported by a constituent unit of local government, and the funds eligible to any one constituent unit of local government exceeds 150 percent of the amount eligible to the larger unit of government. To qualify for payment, the units of local government must apply for the award with a single, joint application. Representatives from each of the jurisdictions in San Diego County met and agreed that the San Diego Police Department (SDPD) would accept the responsibility of fiscal agent; submitting the application, gathering the expenditures and other reporting data, and filing the financial and programmatic reports.

The Oceanside Police Department (OPD) submitted documents to SDPD proposing to use the funds to hire one full-time crime analyst, to implement a gang and violent crime suppression detail, and to purchase surveillance equipment. The City Council was notified via a pass-through memo dated April 16, 2009, from Police Chief Frank S. McCoy, of the Department's intent to submit the application.

ANALYSIS

The JAG Program is the primary provider of federal criminal justice funding to state and local jurisdictions. Established to streamline justice funding and grant administration, the JAG Program allows local governments to support a broad range of activities to prevent and control crime based on their own local needs and conditions. Additionally, the American Recovery and Reinvestment Act (ARRA) Byrne Memorial Justice Assistant Grant (JAG) of 2009 seeks to create new jobs or retain existing jobs. Job creation and retention are not mandatory usages of funds, but they are encouraged.

The Recovery Act places great emphasis on accountability and transparency in the use of taxpayer dollars. Awardees of Recovery Act funds must comply with new reporting requirements. Quarterly financial and programmatic reporting will be required; reports will be due within 10 calendar days after the end of each calendar quarter.

The Police Department and the City of Oceanside Financial Services Department are aware of the new reporting requirements and are prepared to comply.

FISCAL IMPACT

The Police Department plans to use the funds for the following projects within the Investigations and Field Operations Divisions:

- Funding of $158,088 to be utilized for the annual salary and benefits of a crime analyst for two years of the grant period

- Funding of $282,413 to be utilized to fund overtime for sergeants and police officers for gang and violent crime suppression enforcement during the weekends from May to September for each year of the grant period

- Funding of $7,850 to be utilized during the grant period for surveillance equipment and updates

The City of San Diego will accept the funds for all the jurisdictions within San Diego County from the Department of Justice. The City of Oceanside will then invoice the City of San Diego for the full dollar amount of the grant award. The City of San Diego as fiscal agent will distribute the funds to the City of Oceanside. Administrative costs are not reimbursable under the conditions of this grant. There is no requirement for matching funds from the City of Oceanside.

The grant funds will be deposited into the JAG 09 Stimulus revenue account 999114100222.4376 and appropriated to the project account 999114100222 as detailed in Attachment B – Grant Budget.

COMMISSION OR COMMITTEE REPORT

The Police and Fire Commission reviewed this matter at its regular monthly meeting on September 17, 2009, and recommended City Council approval of staff recommendations.

CITY ATTORNEY'S ANALYSIS

The referenced documents have been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

Staff and the Police & Fire Commission recommend that the City Council adopt a resolution accepting $448,351 in grant funds from the American Recovery and Reinvestment Act (ARRA) Byrne Memorial Justice Assistance Grant (JAG) of 2009 from the U.S. Department of Justice awarded to the City of Oceanside to supplement frontline law enforcement services, and authorizing the City Manager or designee to execute grant documents; and approve the grant budget and appropriation of the funds to the Police Department.

PREPARED BY:

Linda T. Wood
Program Specialist

SUBMITTED BY:

Peter A. Weiss
City Manager

REVIEWED BY

Michelle Skaggs-Lawrence, Deputy City Manager
Frank McCoy, Chief of Police
Teri Ferro, Financial Services Director

EXHIBITS/ATTACHMENTS

Attachment A – Resolution
Attachment B – Grant Budget

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE AUTHORIZING ACCEPTANCE OF THE AMERICAN RECOVERY AND REINVESTMENT ACT BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT OF 2009

WHEREAS, the U.S. Department of Justice, Bureau of Justice Assistance provides funds as appropriated by Congress to local jurisdictions under the Byrne Memorial Justice Assistance Grant Program to supplement frontline law enforcement services, including funding for personnel, equipment, supplies and services;

WHEREAS, the City of Oceanside desires to accept the American Recovery and Reinvestment Act Byrne Memorial Justice Assistance Grant of 2009 award to fund qualified law enforcement programs, staffing, and equipment;

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. The acceptance of the funds from the American Recovery and Reinvestment Act Byrne Memorial Justice Assistance Grant of 2009 is authorized.

SECTION 2. To authorize City Manager Peter Weiss, Police Chief Frank McCoy and/or their designees to sign and execute all documents the U.S. Department of Justice, Bureau of Justice Assistance require for the receipt, expenditure, and close-out of the American

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Recovery and Reinvestment Act Byrne Memorial Justice Assistance Grant of 2009.

PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009 by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor Of The City Of Oceanside

ATTEST:

_____
City Clerk

APPROVED AS TO FORM:

_____
City Attorney

Attachment B.

Byrne Memorial Justice Assistance Grant (JAG) of 2009 (Stimulus)

U.S. Department of Justice, Bureau of Justice Assistance

EXPENDITURE PLAN

PROJECT #	*DESCRIPTION*	*APPROPRIATION AMOUNT*	*DETAIL*	*Business Unit*	*Object Code*
1	Personnel Costs	440,501.00			
1a	Crime Analyst (2 years)		110,805.00	999114100222	. 5105
1b	Fringe Benefits - Workman's Comp - for Crime Analyst (1a)		46,981.00	999114100222	. 5205.0001
1c	Fringe Benefits for Crime Analyst (1a)		302.00	999114100222	. 5205.0002
1d	Overtime for Gang and Violent Crime Suppression		278,375.00	999114100222	. 5120
1e	Fringe Benefits for Overtime (1d)		4,038.00	999114100222	. 5205
2	Surveillance Equipment	7,850.00		999114100222	. 5330

Total Expenditure Appropriations ***448,351.00***