



# Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Robert L. Davis  
Jennifer A. Maguire

**SUBJECT:** SEE BELOW

**DATE:** February 2, 2009

Approved

Date

2/5/09

**COUNCIL DISTRICT:** City-Wide

**SUBJECT: APPROVAL OF THE 2008-2010 SPENDING PLAN FOR THE SUPPLEMENTAL LAW ENFORCEMENT SERVICES (SLES) FUND GRANT, APPROVAL OF THE REVISED 2007-2009 SPENDING PLAN FOR THE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND GRANT AND ADOPTION OF RELATED APPROPRIATION AND FUNDING SOURCES RESOLUTION AMENDMENTS IN THE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND**

## RECOMMENDATION

It is recommended the City Council approve the following actions:

1. Approve the 2008-2010 Spending Plan for the Supplemental Law Enforcement Services (SLES) Fund for \$1,577,752.
2. Approve the revised 2007-2009 Spending Plan for the SLES Grant, reallocating funding from the previously established Projects #1, #4, and #6 to Projects #2 and #5 and allocating \$88,398 interest earned into the established projects within the same grant.
3. Adopt the following 2008-2009 Appropriation Ordinance and Funding Sources Resolution amendments in the Supplemental Law Enforcement Services Fund (Fund 414):
  - a) Establish a SLES Grant 2008-2010 appropriation for the Police Department in the amount of \$788,876; and
  - b) Increase the Earned Revenue by \$788,876.

## **OUTCOME**

The 2008-2010 SLES amount allocated to San Jose is \$1,577,752. This allocation is the City of San Jose's share of funds awarded to the County of Santa Clara for front-line law enforcement activities. Approval of the 2008-2010 SLES Spending Plan will provide additional resources to the City for front-line law enforcement activity. In addition, re-designating funds within the 2007-2009 SLES Spending Plan will allow the City to utilize the balance of the funding for the Mobile ID Phase I project currently under-funded in the spending plan and equipment for the security fencing project.

## **EXECUTIVE SUMMARY**

The Supplemental Law Enforcement Services (SLES) Grant funding is received from the State of California's Citizen's Option for Public Safety (COPS) Program via the County of Santa Clara. The use of the SLES funds is only for front-line municipal police services and should supplement, not supplant current front-line law enforcement services. Funds must be encumbered or spent within the two-year grant cycle.

The 2008-2010 SLES Spending Plan includes several projects for the Police Department, including funding for officer safety equipment / investigative enhancements, a small bomb robot, upgrades to the graffiti database, electronic citation (E-Cite) devices, Lidars, Preliminary Alcohol Screening (PAS) devices, Mobile ID Phase II (infield fingerprint identification with photo identification), computer hardware and software upgrades, Department-wide training, furniture and fixtures, police officer recruiting, and Automated Field Reporting/Records Management System (AFR/RMS). In addition, re-designating funds within the 2007-2009 SLES Spending Plan will allow the City to utilize the balance of funding for the Mobile ID Phase I project currently under-funded in the spending plan and equipment for the security fencing project at the Police Administrative Building (PAB).

## **BACKGROUND**

Supplemental Law Enforcement Services Grant funding is received from the State of California's Citizen's Option for Public Safety (COPS) Program via the County of Santa Clara. The program began in fiscal year 1996-1997 and continues to be funded. Funding has been decreasing over the past several years, and the SLES 2008-2010 funding represents a 16 percent decrease from SLES 2007-2009 funding. The use of the SLES funds is only for front-line municipal police services and should supplement, not supplant current front-line law enforcement services. Funds must be encumbered or spent within the two-year grant cycle. The spending plan for these funds is approved by a separate five-member Supplemental Law Enforcement Oversight Committee (SLEOC) chaired by the Santa Clara County District Attorney's Office. Approval by SLEOC will occur once City Council has approved the proposed Plan.

The 2008-2010 SLES City of San Jose allocated amount is \$1,577,752. This allocation is the City's share of funds awarded to the County of Santa Clara for front-line law enforcement activities. Half of the 2008-2010 SLES funds have already been received and deposited.

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Subsequent quarterly payments are expected in March and June of 2009. The sunset date for expending or encumbering the 2008-2010 allocation of SLES funds is June 30, 2010. In order for the Police Department to utilize these funds, approval of the spending plan and a related appropriation of funds are required. At this time, the Police Department is requesting appropriation of the funding that has already been received. After the remaining funds have been received, the Department will request appropriation of the remaining grant amount.

The 2008-2010 Spending Plan includes several projects for the Police Department, including funding for officer safety equipment / investigative enhancements, Mobile ID Phase II (infield fingerprint identification with photo identification), computer hardware and software upgrades, Department-wide training, furniture and fixtures, police officer recruiting (advertising and equipment), and community policing / outreach technology.

The 2007-2009 SLES Spending Plan was approved by City Council on January 29, 2008. Funding allocated in the 2007-09 Spending Plan includes funding for furniture and fixtures for the Bureau of Field Operations (BFO) Sergeants' Office and the Assaults Unit Filing System. The recommendation includes reallocating funding in the 2007-2009 Spending Plan and funding these projects in the 2008-2010 SLES Spending Plan. This will allow additional time to complete both projects and allow the City to use the balance of the funding in the 2007-2009 grant for the existing Mobile ID Phase I project and equipment for the security fencing project at the PAB.

### **ANALYSIS**

The Police Department proposes the following 2008-2010 SLES Spending Plan:

<b>Project #</b>	<b>Item</b>	<b>Amount</b>
<b>1</b>	<b>Furniture, Fixtures and Equipment</b>	<b>\$18,000</b>
<b>2</b>	<b>Officer Safety Equipment and Enhancements in Investigative Abilities</b>	<b>\$659,752</b>
<b>3</b>	<b>Police Officer Recruiting, Advertising and Equipment</b>	<b>\$50,000</b>
<b>4</b>	<b>Department Hardware and Software Upgrades</b>	<b>\$50,000</b>
<b>5</b>	<b>Mobile ID Phase II</b>	<b>\$250,000</b>
<b>6</b>	<b>Department-wide training</b>	<b>\$50,000</b>
<b>7</b>	<b>Automated Field Reporting/Records Management System (AFR/RMS)</b>	<b>500,000</b>
	<b>Total</b>	<b>\$1,577,752</b>

**Furniture, Fixtures and Equipment:** Furniture in the BFO Sergeants' Office is in need of upgrading. The current furniture is old, broken and barely usable. Additionally, the existing layout does not contribute to a productive work environment and detracts from the officers' primary responsibility. This purchase will provide a safer and more productive environment for Sergeants assigned to the BFO.

**Officer Safety Equipment and Enhancements in Investigative Abilities:** The items in this category will directly enhance the investigative ability of the officer in the field and in the detective bureau. The Assaults Unit intends to purchase a new filing system. This will be an investigative aide to the detectives who routinely seek investigative files. The Bomb Squad is planning to purchase a small bomb robot to be used in situations where a potential bomb is located in a tight space that cannot be accessed by the department's current bomb robot. The Department is planning to purchase approximately 15 Preliminary Alcohol Screening (PAS) briefcase devices and 16 Lidar speed detection devices for use in the field. The Department also seeks to expand the investigative abilities of the METRO Graffiti Unit by expanding the graffiti database capabilities to allow other City departments to submit graffiti incident and photographic information to the Graffiti Unit via the intranet.

The Police Department is planning to add approximately 50 additional E-Cite devices. These devices allow citations to be written electronically and automatically transmitted to the courts for processing. The citation information is also transmitted to a database officers can query for citation data. In addition, the Department is also planning to purchase enhancements to the current E-Cite system, which will include the ability to select additional vehicle code sections in the list available; send vehicle owner information to the courts when required; enter a project identification number on a citation; create, store, retrieve, and print Citation Amendment Forms; and print Suspended Driver's Notification forms and False Alarm Cards.

**Police Officer Recruiting, Advertising and Equipment:** Recruiting qualified officers has become very competitive in today's market. In addition, new hiring has been approved in order to keep pace with present demands for service. The City of San Jose is competing directly with other city, county, state, and federal agencies for qualified applicants. In an effort to expand the recruiting program, the Department has set aside funds in the spending plan to purchase alternative advertising and recruiting materials and to allow the Department to visit tradeshow, conferences and job fairs where the best pool of police applicants can be found.

**Department Hardware and Software Upgrades:** In prior years, the Police Department has utilized grant funds to provide upgrades to the network of desktop and laptop computers. As these items become outdated, dysfunctional, or obsolete, computers with newer technology are needed in order to provide Department members with the ability to complete vital tasks. Funds are set aside in the spending plan to continue to upgrade technology throughout the Department.

**Mobile ID Phase II:** Mobile identification provides field personnel with the ability to identify persons contacted on the street in real time, utilizing a digital thumb print and many of the technologies already in place at SJPd. Phase I of the Mobile ID project approved by the City Council on October 21, 2008 allows the E-Cite devices to work in conjunction with the Mobile Data Computer (MDC) and the broadband network to send the print to SJPd to be checked against the local Automated Fingerprint Identification System (AFIS). The local AFIS contains over one million fingerprint records from bookings throughout Santa Clara County. Phase II will add a photo to the identification information.

**Department-wide training:** Funding is allocated for Department members to attend specialized police training, which is beyond the basic annual training. This funding will be shared throughout the Department and be used as training needs are identified.

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**Automated Field Reporting/Records Management System (AFR/RMS):** Funding is being set aside to fund a portion of the AFR/RMS project. The Department's current RMS is inefficient from a record processing standpoint. Data entry delays in the Department's RMS result in various bureaus and units using stand-alone databases to track cases and data in order to obtain more current information. This requires that data be entered numerous times throughout the Department. These disparate databases do not allow information to be easily shared or adequately analyzed. The new AFR/RMS will allow for real-time data. The new AFR/RMS is intended to centralize data, reduce data entry redundancies, and to enable the organization to conduct more thorough and detailed analysis of crime and resources. The total cost of the AFR/RMS project is estimated at \$8.3 million. The Department plans to utilize SLES grant funds from 2008-2010 and 2009-2011 as well as 2008 and 2009 Super Urban Area Security Initiative (SUASI) grant funds in the amount of \$2.3 million for this project. Funding for the remaining project costs, currently estimated at \$6 million, will need to be identified.

### **RE-ALLOCATION OF SLES 2007-2009 FUNDS**

Two projects originally planned to be funded from the SLES 2007-2009 grant will be moved from the SLES 2007-2009 to the SLES 2008-2010 Spending Plan. These two projects are the furniture and fixtures for the BFO Sergeants' office and the Filing System for the Assaults Unit. Funding for both projects is included in the proposed 2008-2010 Spending Plan. Funding in the SLES 2007-2009 Spending Plan was reallocated in order to cover increased costs of Phase I of the Mobile ID project and 10 additional E-Cite devices as well as equipment costs for the security fencing project at the PAB.

The following table outlines the proposed changes to the SLES 2007-2009 Spending Plan:

### **SLES 2007-2009 Spending Plan & Proposed Changes**

<b>Project #</b>	<b>Item</b>	<b>Original Amount</b>	<b>Proposed Changes</b>	<b>Revised Amount</b>
1	Furniture, Fixtures, and Equipment	\$761,000	(\$27,660)	\$733,340
2	Officer Safety Equipment and Enhancements in Investigative Abilities	*\$456,181	\$53,081	\$509,262
3	Police Officer Recruiting, Advertising and Equipment	\$100,000		\$100,000
4	Department Hardware and Software Upgrades	\$188,100	\$(51,890)	\$136,210
5	Mobile ID	**\$242,398	\$35,469	\$277,867
6	Department-wide Training	\$100,000	(\$9,000)	\$91,000
7	Community Policing/Outreach Technology	\$113,000		\$113,000
	<b>Total</b>	<b>\$1,960,679</b>	<b>\$0</b>	<b>\$1,960,679</b>

\*includes \$43,000 estimated interest through June 2009 appropriated in the 2008-2009 Mid-Year Report

\*\*includes \$45,398 interest earned through July 2008 appropriated in June and October 2008

### **EVALUATION AND FOLLOW-UP**

After the remaining funds have been received, the Department will return to Council for appropriation. Expenditures will be made according to the spending plan once approved by the Council and the SLEOC committee. All funding must be expended or encumbered before June 30, 2010. Any interest earned on SLES funds must be used in accordance to the grant guidelines. The Department will return to Council to appropriate any interest earned in the current fiscal year.

### **PUBLIC OUTREACH**

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

This memorandum meets Criterion 1 and will be posted on the City's website for the February 24, 2009 City Council Agenda. The City is required to report on the expenditure of these funds to the five-member Santa Clara County SLES Oversight Committee. Members include representatives from the Santa Clara County District Attorney's Office, Sheriff's Office, County Executive's Office, a Santa Clara County Police Chief, and a Santa Clara County City Manager.

### **COORDINATION**

This memorandum has been coordinated with the Office of the City Attorney, and the Department of Planning, Building and Code Enforcement.

### **COST IMPLICATIONS**

The desktop computer hardware and software will be phased in and should not require additional ongoing maintenance funds. There will be no additional annual maintenance costs incurred with the addition of Mobile ID Phase II or for the upgrades to the E-cite project. The support and maintenance agreement for 60 (50 from the 2008-2010 grant and 10 from the 2007-2009 grant) additional E-Cite devices will cost approximately \$25,800 per year. The first three years of support and maintenance for the E-Cite devices will be purchased up front utilizing SLES grant funding. E-Cite devices have an expected lifespan of five to seven years and will need to be replaced at that time. The Lidars come with a two year warranty and have a lifespan of three to five years. Lidars require calibration every three years at a cost of approximately \$105 per unit.

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The PAS devices have a useful life of approximately five years and require only minor maintenance during that time. The total cost of the AFR/RMS project is estimated at \$8.3 million. The Department plans to utilize \$2.3 million in grant funding for this project from the SLES 2008-2010, SLES 2009-2011, 2008 Super Urban Area Security Initiative (SUASI) grant, and the 2009 SUASI grant. Funding for the remaining project costs, currently estimated at \$6 million, will need to be identified. Ongoing costs for this system are not certain at this time, but the Department does have funding for maintenance of its current records management system. This funding may be sufficient for maintenance of the new system once the old system has been replaced. Ongoing costs will be evaluated before implementation and a funding source will need to be identified.

**BUDGET REFERENCE**

Fund #	Appn. #	Appropriation Name	Total Appn.	2008-2009 Adopted Budget Page	Last Budget Action (Date, Ord. No.)
414	3596	SLES Grant 2007-2009	\$1,823,395	XI-86	10/21/08, Ord. No. 28422

**CEQA REFERENCE**

Not a project.

  
for ROBERT L. DAVIS  
Chief of Police

  
JENNIFER A. MAGUIRE  
Budget Director

I hereby certify that there will be available for appropriation in the Supplemental Law Enforcement Services Fund in the Fiscal Year 2008-2009 moneys in excess of those heretofore appropriated therefrom, said excess being at least \$788,876.

  
JENNIFER A. MAGUIRE  
Budget Director

For further questions, please contact Sharon Barbaccia, Senior Analyst, at 277-3037.