



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Robert L. Davis

SUBJECT: SEE BELOW

DATE: April 20, 2009

Approved

Date

4/21/09

COUNCIL DISTRICT: City-Wide

SUBJECT: AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE CITY AND COUNTY OF SAN FRANCISCO TO ALLOCATE 2008 SUASI GRANT FUNDS TO THE CITY OF SAN JOSE IN THE AMOUNT OF \$1,272,972, AND AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE SAN MATEO COUNTY SHERIFF'S OFFICE TO ALLOCATE 2008 SUASI GRANT FUNDS TO THE CITY OF SAN JOSE

RECOMMENDATION

1. It is recommended the City Council adopt a resolution to:
 - a. Negotiate and execute a joint Memorandum of Understanding (Funding MOU) between the City of San Jose and the City and County of San Francisco, acting as fiscal agent for the Bay Area SUASI, to accept the 2008 SUASI grant in the amount of \$1,272,972, and to execute additional amendments and related documents without further Council action; and
 - b. Negotiate and execute a joint Memorandum of Understanding (Funding MOU)/agreement between the City of San Jose and the San Mateo County Sheriff's Office, and to execute additional amendments and related documents without further Council action.

OUTCOME

Participation in the 2008 SUASI grant enables the City of San Jose to continue to prepare for, respond to and recover from potential terrorism incidents and other hazards through a regional

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collaboration of local jurisdictions around the San Francisco Bay. The 2008 SUASI grant will provide:

1. Reimbursement to the City of San Jose for phase one of installation and implementation costs for the Automated Field Reporting/Records Management System (AFR/RMS).
2. Reimbursement to the City of San Jose for salary and benefit costs for one San Jose Police Captain on the SUASI Management Team, which provides day-to-day oversight of the SUASI grant.
3. Reimbursement for salary and benefit costs for two Project Planner positions to provide current and long-range planning, and data analysis for various grant-funded projects, including interoperability projects and AFR/RMS. These positions will provide leadership, representation and greater coordination with other participating agencies with regard to SUASI operations as well as law enforcement, fire and emergency operations in Santa Clara County.

The MOU between the City of San Jose and San Mateo County will provide reimbursement to the City of San Jose for salary, benefit, overtime, and travel costs for one San Jose Police Lieutenant as a member of the Northern California Regional Intelligence Center (NCRIC).

BACKGROUND

In a memorandum dated January 3, 2006, the federal Department of Homeland Security announced the separate Urban Area Security Initiative cities of Oakland, San Francisco and San Jose be combined into a single Bay Area UASI region. Known as the Super UASI (or SUASI), this regional organization includes the ten counties in the San Francisco Bay: Alameda, Contra Costa, Marin, Napa, Santa Clara, Santa Cruz, San Francisco, San Mateo, Solano, and Sonoma.

The Governor's Office of Homeland Security approved a governing body called the SUASI Approval Authority. The voting members of the Approval Authority consist of the emergency managers for the three UASI cities (Oakland, San Francisco and San Jose) and the counties in which they are located (Alameda, San Francisco and Santa Clara). The City and County of San Francisco acts as the fiscal agent for the SUASI grant. Congress has continued the SUASI organization for the 2007 and 2008 grant cycles.

On July 25, 2008, the federal Department of Homeland Security announced the Urban Area Security Initiative (UASI) awards for fiscal year 2008. The San Francisco Bay Area received a total of \$37,155,000 for the region. As allowed by the grant program, the Governor's Office of Homeland Security retained 20% of this total, reducing the amount the region received to approximately \$29,724,000. From the 2008 grant, the City of San José Police Department is being awarded \$1,272,972 of the region's UASI grant funding, which will be brought forward for Council appropriation during the 2009-2010 budget process. This will tie the appropriation of the funds and the receipt of the revenue in the same fiscal year, 2009-2010.

The Governor's Office of Homeland Security approved the region's spending plan with the caveat that reimbursements could not be made from the grant until the elected officials from each jurisdiction represented on the Approval Authority approved a governing body resolution. According to the Governor's Office of Homeland Security, a Memorandum of Understanding, signed by representatives from each of the Approval Authority agencies, will meet this requirement. A Governance MOU was signed by the City in 2007 and remains in effect. The Governance MOU is a multi-year memorandum of understanding through December 31, 2010, and governs all funding MOU's in place during this time frame.

ANALYSIS

Execution of the Funding MOU, which has been reviewed by attorneys for each of the signatories, will provide a \$1,272,972 grant allocation that the San Jose Police Department will receive from the City and County of San Francisco, acting as Bay Area SUASI fiscal agent. Funds will be used to support planning activities, training and equipment purchases. Of this amount, \$700,000 will be utilized for phase one of installation and implementation of the AFR/RMS system. In addition, \$300,000 will be utilized for the salary and benefits for two Project Planners; and \$272,972 for the salary, benefits and travel costs for one San Jose Police Captain as a member of the SUASI management team. The grant period is July 1, 2009 through June 30, 2010.

Funding for the Terrorism Early Warning Group Lieutenant will still be funded by SUASI, but through the NCRIC, with San Mateo County Sheriff's Office acting as the fiscal agent. The Bay Area SUASI is currently formalizing their agreement with the San Mateo County. Subsequently, City Manager's Office will sign an agreement with San Mateo County to formalize the relationship to fund the salary, benefits and travel costs for one San Jose Police Lieutenant as a member of the NCRIC.

EVALUATION AND FOLLOW-UP

The appropriation of the SUASI & NCRIC funds will be brought forward for City Council consideration during the 2009-2010 budget process.

PUBLIC OUTREACH/INTEREST

- 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 action meets Criterion 1, and has been posted on the City's website for the May 12, 2009 Council Agenda.

COORDINATION

This report was coordinated with the City Attorney's Office, the City Manager's Budget Office, and the Department of Planning, Building, and Code Enforcement.

FISCAL/POLICY ALIGNMENT

This action is consistent with the following General Budget Principles:

We must focus on protecting our vital core city services for both the short and long term.

We must continue to streamline, innovate, and simplify our operations so that we can deliver services at a higher quality level and with better flexibility.

COST SUMMARY/IMPLICATIONS

According to the terms and conditions of the 2008 SUASI grant, the City of San Jose will be reimbursed by the City and County of San Francisco, acting as fiscal agent for the grant, for grant-related purchases of equipment, supplies, training, and planning services not to exceed \$1,272,972 once the funding has been approved by the City Council for appropriation. No matching funds are required for this grant. Budget actions will be brought forward in 2009-2010.

CEQA

Not a project.


ROBERT L. DAVIS
Chief of Police

For questions please contact Lisa Perez, Chief Financial Officer, at 408.277.4086.