



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Christopher M. Moore
Jennifer A. Maguire

SUBJECT: SEE BELOW

DATE: May 29, 2012

Approved

Date

6/6/12

SUBJECT: APPROVAL OF THE PROPOSED 2012 JUSTICE ASSISTANCE GRANT (JAG) SPENDING PLAN FOR THE FY 2012 U.S. DEPARTMENT OF JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AND ADOPTION OF APPROPRIATION ORDINANCE AND FUNDING SOURCES RESOLUTION AMENDMENTS IN THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT TRUST FUND

RECOMMENDATION

It is recommended the City Council:

1. Approve the proposed 2012 JAG Spending Plan for the FY 2012 Edward Byrne Memorial Justice Assistance Grant (JAG).
2. Adopt a resolution accepting the 2012 Justice Assistance Grant in the amount of \$283,934 and authorize the City Manager to execute any documents required to effectuate the grant, including the Grant Agreement and the necessary Memorandum of Understanding (MOU) with the County of Santa Clara.
3. Adopt the following 2012-2013 Appropriation Ordinance and Funding Sources Resolution Amendments in the Edward Byrne Memorial Justice Assistance Grant Trust Fund:
 - a) Increase the estimate for Earned Revenue in the amount of \$210,497; and
 - b) Establish an appropriation to the Police Department for the 2012 Justice Assistance Grant in the amount of \$210,497.

May 29, 2012

Subject: Approval of the 2012 JAG Spending Plan and Adoption of Related Appropriation Actions

Page 2

OUTCOME

Approval of the proposed 2012 JAG Spending Plan would allow the Police Department to use the 2012 JAG grant funds to further the Department's mission to promote public safety; prevent, suppress and investigate crimes; provide emergency and non-emergency services; and adapt a multi-disciplinary approach to solving community problems.

BACKGROUND

The City has been participating in the Edward Byrne Memorial Justice Assistance Grant (JAG) program since 2005. The City of San José and the County of Santa Clara have been certified as disparate jurisdictions by the U.S. Department of Justice. Certified disparate jurisdictions are eligible to submit a joint application for funding and expected to come to an understanding regarding sharing of the grant funds.

The City of San José will function as Fiscal Agent for the 2012 JAG grant. A MOU has been developed by the City of San José regarding the 2012 JAG program, which identifies the City of San José as the lead Fiscal Agent for the grant and outlines the allocations for the City of San José and the County of Santa Clara. The 2012 JAG grant application was submitted by the City of San José on May 14, 2012 on behalf of the City and the County as participating agencies.

ANALYSIS

In order for the San José Police Department to utilize 2012 JAG funds, City Council approval of the spending plan and adoption of related budget appropriation actions are required. The following 2012 JAG Spending Plan is proposed for City Council approval:

| Purpose Area | Amount |
|--------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
| City of San José: Law Enforcement Programs (\$155,104), Prevention and Education Programs (\$27,000), and Police Grant Administration (\$28,393) | \$210,497 |
| County of Santa Clara: Corrections and Community Corrections Programs | \$73,437 |
| Total | \$283,934 |

City of San José Law Enforcement Programs: Funding is being set aside to purchase law enforcement equipment such as tactical electronics which may include an optic fiberscope, handheld monitor, under door camera, vehicle receiver and wrist monitor; and weaponry which may include rifles and optics for rifles.

City of San José Prevention and Education Programs: Funding will be used for Officer overtime for the nationally recognized program called "Parent Project". The Parent Project is designed to enhance the overall development of at-risk adolescents by teaching behavior modification techniques to their parents. It is anticipated that the addition of this funding will allow Police Department participation in this program through December 2013.

May 29, 2012

Subject: Approval of the 2012 JAG Spending Plan and Adoption of Related Appropriation Actions

Page 3

Administration: The City of San José will act as lead Fiscal Agent for the 2012 JAG grant. The City will provide overall administration of the grant including managing the grant, coordinating with the County, and submitting all required grant reports. The JAG grant allows ten percent of the grant to be utilized for grant administration. This funding will be used to reimburse the City a portion of salary and benefits costs as allowed under the grant guidelines for one Grants Analyst position authorized for the San José Police Department.

The remaining \$73,437 for the 2012 JAG will be disbursed by the City as a lump sum payment to the County of Santa Clara in accordance with the MOU. The County will utilize their portion of the funding to coordinate a domestic violence initiative for Santa Clara County particularly in examining the impact of criminal justice services, policies, and systems on the safety and wellbeing of victims and their children.

EVALUATION AND FOLLOW-UP

Expenditures will be made according to the spending plan approved by the City Council, and all funding must be expended before September 30, 2015. No additional follow up actions are expected at this time.

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 memorandum does not meet any of the above criteria, but it is posted on the City's website for the June 19, 2012 Council agenda.

COORDINATION

This memorandum has been coordinated with the Office of the City Attorney.

May 29, 2012

Subject: Approval of the 2012 JAG Spending Plan and Adoption of Related Appropriation Actions

Page 4

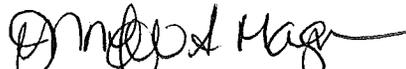
COST SUMMARY/IMPLICATIONS

The rifles may have minor ongoing maintenance and repair expenses. These expenses will be absorbed in the Police Department's existing non-personal appropriation.

CEQA

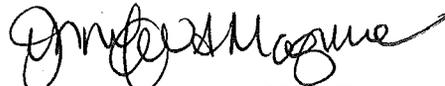
Not a Project, File No. PP10-066(g.), Grant Agreements and MOUs.

/s/
CHRISTOPHER M. MOORE
Chief of Police


JENNIFER A. MAGUIRE
Budget Director

For questions please contact Eva Lee, Senior Analyst, at 408.537.1623.

I hereby certify that there will be available for appropriation in the Edward Byrne Memorial Justice Assistance Grant Trust Fund in the Fiscal Year 2012-2013 monies in excess of those heretofore appropriated there from, said excess being at least \$210,497.


JENNIFER A. MAGUIRE
Budget Director