

**RESOLUTION NO. 75011**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT FOR FISCAL YEAR 2009 JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT IN AN AMOUNT NOT TO EXCEED \$582,729, TO ACCEPT THE GRANT, AND TO EXECUTE ALL RELATED DOCUMENTS, INCLUDING THE NECESSARY MEMORANDUM OF UNDERSTANDING WITH PARTICIPATING AGENCIES**

**WHEREAS**, the City of San Jose ("City") has been participating in the Edward Byrne Memorial Justice Assistance Grant ("JAG") program since 2005; and

**WHEREAS**, for each of the past JAG grants, Santa Clara County ("County") has functioned as Fiscal Agent in charge of receiving and disbursing grant funds, however, in May 2009, County contacted City requesting that City function as Fiscal Agent for the fiscal year 2009 JAG; and

**WHEREAS**, on July 8, 2009, a Memorandum of Understanding ("MOU") was signed by the City, the Cities of Gilroy, Milpitas, Mountain View, Santa Clara, Sunnyvale and the County regarding the 2009 JAG program, which identifies the City as the lead Fiscal Agent for the grant and outlines each agencies allocation; and

**WHEREAS**, the City has been named Fiscal Agent to administer the awarded 2009 JAG funds in the amount of \$582,729, in order to further the Police agencies of the above-named cities and County 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; and

**WHEREAS**, the City desires to accept this grant award, to be used for the specified purpose;

**NOW, THEREFORE,** BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The City Manager is authorized to accept the FY 2009 Justice Edward Byrne Memorial Justice Assistance Grant in an amount not to exceed \$582,729.
2. The City Manager is further authorized to execute the grant agreement on behalf of the City and to execute all related documents including the necessary Memorandum of Understanding with participating agencies.

ADOPTED this 4<sup>th</sup> day of August, 2009, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,  
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk