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2015 OCT 15 PM 12:32

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Sean Whent
Chief of Police

SUBJECT: Appropriate Justice Assistance Grant
(JAG) Funds

DATE: September 28, 2015

City Administrator Approval

Date:

10/15/15

RECOMMENDATION

Staff Recommends That The City Council:

Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate The Fiscal Year 2015 Edward Byrne Memorial Justice Assistance Grant (Jag) Funds In The Amount Of Five Hundred Fifty Six Thousand, Seven Hundred Eighty Nine Dollars (\$556,789) For October 1, 2014 Through September 30, 2018.

EXECUTIVE SUMMARY

The Oakland Police Department (OPD) is the designated recipient of \$556,789 in grant funds from the United States Department of Justice. These funds will be distributed to OPD from the Alameda County Sheriff's Office for the period of October 1, 2014 through September 30, 2018. These funds will be used to purchase a property and evidence barcode system, crime analyst software, a dispatch training simulator, microscopes for the Crime Lab, and vehicles. These funds will also be used to upgrade the Department's voice recording system.

BACKGROUND / LEGISLATIVE HISTORY

The federal JAG program is divided into two allocations: a state allocation and a local allocation. The state may distribute its allocation as they see fit, but must distribute the local allocation to eligible local government agencies in determined amounts. Each county is required to apply as a consortium. Alameda County qualifies for a local allocation of \$817,973 in local funds, which may be used to fund local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice. The funding may also be used for research and evaluation activities to improve or enhance law enforcement programs related to criminal justice. The local awards cover a four-year funding span and include an initial lump sum distribution which may be deposited into an interest-bearing account. There is no matching fund requirement.

The local program provides the flexibility to prioritize and place justice funds where they are needed the most. The proposed spending plan has been submitted to and approved by Alameda County, the primary JAG recipient for the region.

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As part of the Consolidated Appropriations Act of 2005, the 108th Congress merged the discretionary Edward Byrne Memorial Grant Program with the formula-based Local Law Enforcement Block Grant (LLEBG) program to establish the JAG program. The Bureau of Justice Assistance (BJA) administers the JAG program, and the Bureau of Justice Statistics (BJS) calculates the JAG formula-based award amounts using specifications outlined in the legislation.

In order to determine local awards, BJS determines which jurisdictions should be included in the calculation of the three-year violent crime averages on which local awards are based. These crime averages are computed using data published by the FBI Uniform Crime Reporting (UCR) Program. The UCR Program is the FBI data collection system that records and shares the number of specific crimes throughout the United States by jurisdiction. To be eligible to receive JAG funds, a jurisdiction must have provided the UCR Program the number of violent crimes each year for a minimum of three years in the last 10.

BJA developed joint application groups, consolidating certain cities and counties for the JAG program. Alameda County is part of a joint application group with the cities of Alameda, Berkeley, Emeryville, Fremont, Hayward, Livermore, Newark, Oakland, San Leandro, and Union City.

The City Council previously authorized acceptance of similar grant funds by Resolution No. 85530 C.M.S. dated March 31, 2015, Resolution No. 84641 C.M.S. dated September 12, 2013, Resolution No. 84338 C.M.S. dated May 7, 2013, Resolution No. 83625 C.M.S. dated October 27, 2011, Resolution No. 82934 C.M.S. dated July 20, 2010, Resolution No. 81975 C.M.S. dated May 5, 2009, Resolution No. 81581 C.M.S. dated October 7, 2008, Resolution No. 80873 C.M.S. dated October 2, 2007, Resolution No. 80128 C.M.S. dated September 19, 2006, Resolution No. 79764 C.M.S. dated March 7, 2006, and Resolution No. 79378 C.M.S. dated July 19, 2005.

ANALYSIS AND POLICY ALTERNATIVES

The Alameda County Sheriff's Office (ACSO) is the designated lead for the Alameda County JAG consortium. ACSO formed the JAG consortium in 2005. ACSO also updates the Memorandum of Understanding (MOU) with related amendments annually, upon submission of the annual JAG grant application. As the lead agency, ACSO is entitled to five percent of the award money for administering the JAG funds. Each member of the consortium is allowed to draw down its allocated funds less the 5 percent administrative fee.

OPD will use funding from the JAG allocations to purchase equipment, software and vehicles to strengthen and enhance law enforcement efforts throughout the City of Oakland. OPD will rely heavily on technology and specialized equipment in order to make efficient and effective use of law enforcement resources. A portion of the JAG funds (\$146,716) will be used to install and implement a property and evidence barcode system and a video camera system for the Bureau of Investigations. OPD will also utilize funds (\$4,380) to purchase a dispatch training simulator to assist with training newly hired dispatchers and operators. Funds (\$20,000) will be used to upgrade software for the Communications Division and Crime Analysis Section. OPD will also use a portion of the funds (\$77,855) to purchase specialized microscopes for the Crime

Laboratory to ensure staff has access to the latest tools in order to reduce processing times and potential errors. The remaining funds (\$278,998) will be used to purchase eight vans to provide officers with the ability to respond to large crowd events, such as protests. OPD is currently required to rent vans in order to respond to protests. This is a very costly practice and it does not allow immediate response to spontaneous events.

FISCAL IMPACT

The spending plan for the Fiscal Year 2015 JAG Local allocation is as follows:

Proposed Purchases	Amount
Technology Upgrades	\$146,716
Training Tools	\$4,380
Software Enhancements	\$20,000
Specialized Equipment	\$77,855
Vehicles	\$278,998
Oakland Spending Plan Total	\$528,949
Alameda County 5% Percent Administrative Cost	\$27,840
Oakland Allocation Grand Total	\$556,789

Funding will be appropriated in the Federal Grant Fund (2112), Fiscal Services Division Org (106510), Agency-wide Administration Program (PS01) and in a Project and Account to be determined.

Fiscal Year	Fund Source	Organization	Account	Project	Program	Amount
2015-16	2112	106510	TBD	TBD	PSO1	\$556,789
Total Project:						\$556,789

PUBLIC OUTREACH / INTEREST

No outreach was deemed necessary for the proposed policy beyond the standard City Council agenda noticing procedures.

COORDINATION

This report was reviewed by the Office of the City Attorney and the Controller's Bureau.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Acceptance of JAG formula grant funds in prior years has provided necessary resources for OPD to further reduce crime and provide better service to the community. These resources

have been in addition to those provided through other funds including the General Purpose Fund to serve the City of Oakland. Prior year JAG Program grant funds have provided:

- Necessary technology, equipment, and facility upgrades and repairs
- Leadership training for OPD personnel
- Leased vehicles for special operations and enforcement
- Helicopter maintenance

SUSTAINABLE OPPORTUNITIES

Economic: Whenever possible, supplies and equipment used for this project will be purchased locally.

Environmental: There are no environmental issues associated with this report.

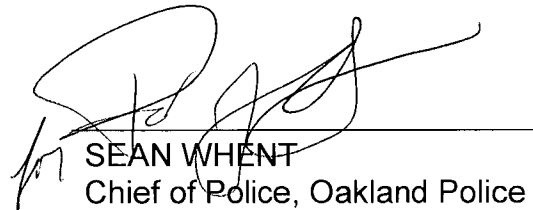
Social Equity: Grant funds and other resources contributed by partnering agencies are directed toward achieving increased service levels.

ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That The City Council Adopt A Resolution Authorizing The City Administrator, Or Designee, To Accept And Appropriate The Fiscal Year 2015 Edward Byrne Memorial Justice Assistance Grant (Jag) Funds In The Amount Of Five Hundred Fifty Six Thousand, Seven Hundred Eighty Nine Dollars (\$556,789) For October 1, 2014 Through September 30, 2018.

For questions regarding this report, please contact D. Nell Taylor, Fiscal Manager, at (510) 238-3288.

Respectfully submitted,



SEAN WHENT
Chief of Police, Oakland Police Department

Prepared by:
D. Nell Taylor, Police Services Manager I
Fiscal Services Division

Item: _____
Public Safety Committee
October 27, 2015

FILED
OFFICE OF THE CITY CLERK
OAKLAND

Priscilla Hayes
City Attorney

2015 OCT 15 PM 12:32

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO ACCEPT AND APPROPRIATE THE FISCAL YEAR 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FUNDS IN THE AMOUNT OF FIVE HUNDRED FIFTY SIX THOUSAND, SEVEN HUNDRED EIGHTY NINE DOLLARS (\$556,789) FOR OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2018

WHEREAS, the U.S. Department of Justice (DOJ), Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant (JAG) Local Program awarded the Oakland Police Department (OPD) grant funds in an amount of five hundred fifty six thousand, seven hundred eighty nine dollars (\$556,789) for October 1, 2014 through September 30, 2018; and

WHEREAS, DOJ, Bureau of Justice Assistance (BJA), provides funding through the JAG program to units of local government for the purpose of reducing crime and improving public safety; and

WHEREAS, the City of Oakland is required to apply for its federal allocation of JAG grant funds as a consortium led by Alameda County Sheriff's Office (ACSO); and

WHEREAS, the City of Oakland has entered into a Memorandum of Understanding (MOU) with ACSO since 2005 for the purpose of administering JAG grant funds; and

WHEREAS, the City Council previously authorized acceptance of similar grant funds by Resolution No. 85530 C.M.S. dated March 31, 2015, Resolution No. 84641 C.M.S. dated September 12, 2013, Resolution No. 84338 C.M.S. dated May 7, 2013, Resolution No. 83625 C.M.S. dated October 27, 2011, Resolution No. 82934 C.M.S. dated July 20, 2010, Resolution No. 81975 C.M.S. dated May 5, 2009, Resolution No. 81581 C.M.S. dated October 7, 2008, Resolution No. 80873 C.M.S. dated October 2, 2007, Resolution No. 80128 C.M.S. dated September 19, 2006, Resolution No. 79764 C.M.S. dated March 7, 2006, and Resolution No. 79378 C.M.S. dated July 19, 2005; now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or designee, to accept and appropriate funds from the U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant Local Program in an amount of five hundred fifty six thousand, seven hundred eighty nine dollars (\$556,789) for the period of October 1, 2014 through September 30, 2018; and be it

FURTHER RESOLVED: That if additional funding becomes available from the grantor U.S. Department of Justice, Office of Justice Programs, Edward Byrne Memorial Justice Assistance Grant Local Program, for the same purpose, within the existing grant term, the City Administrator, or designee, is authorized to accept and appropriate these funds without returning to Council within the duration of the grant term (October 1, 2014 – September 30, 2018); and be it

FURTHER RESOLVED: That the City Council authorizes OPD to appropriate accrued interest earnings and spend funds in accordance with the spending plan; and be it

FURTHER RESOLVED: That City Council hereby authorizes the City Administrator or her designee to accept and appropriate said grant funds to the Oakland Police Department in Federal Grant Fund (2112); Fiscal Services Division Org. (106510); Agency-wide Administration (PS01), in a Project and Account to be determined; and be it

FURTHER RESOLVED: That grant funds received for JAG program shall not be used to supplant expenditures controlled by the City of Oakland; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to complete all required negotiations, certifications, assurances and documentation required to accept, modify, extend and/or amend the agreement.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and
PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council of the
City of Oakland, California