

CITY OF YUBA CITY
STAFF REPORT

Date: June 1, 2010
To: Honorable Mayor & Members of the City Council
From: Police Department
Presentation By: Robert D. Landon, Chief of Police

Summary

Subject: **AUTHORIZATION TO ACCEPT GRANT FUNDING, APPROVE EXPENDITURE RECOMMENDATIONS AND BUDGET MODIFICATIONS AS REQUIRED IN THE AMOUNT OF \$26,359.00**

Recommendation: Conduct a public hearing, then adopt a resolution authorizing the Chief of Police to accept the FY 2010/2011 Edward Byrne Memorial Justice Assistance Grant funding and approve expenditure recommendations. Authorize the Mayor to execute the associated memorandum of understanding with Sutter County on behalf of the City, following approval by the City Attorney. Further, authorize the Chief Financial Officer to make budget adjustments as necessary.

Fiscal Impact: \$26,359.00 to account 100-43116 (Federal Law Enforcement Grant) – (No City match required). Funds will be drawn down through account 2190-69201 for technology improvements.

Background: The U.S. Department of Justice, Office of Justice Programs' Bureau of Justice Assistance, offers funding to local, state, and tribal efforts to prevent or reduce crime and violence under the Edward Byrne Memorial Justice Assistance Grant Program.

We have been notified by the U.S. Department of Justice that the Yuba City Police Department is eligible for \$26,359.00 in funding through this grant. We are required to make a joint application and operate under the terms of a memorandum of understanding with Sutter County. Sutter County will serve as the fiscal agent. As such, Sutter County will receive the grant funds for both entities and provide the City of Yuba City its share in the amount of \$26,359.00. No cash match is required in order to receive these funds.

Analysis: We intend to use \$14,912.82 to pay half of the 2011/2012 fiscal year radio vault rental costs and equipment maintenance costs for the

Sutter Buttes Gateway System public safety interoperable radio communications equipment. The Sutter County Sheriff's Department will pay the other half of these costs.

The Sutter Buttes Gateway System provides interoperable radio communications capability to public safety entities, (including federal, state, local, and private), within the surrounding four county area. The system was designed and constructed with the use of federal public safety interoperability grant funds and utilizes state and federally licensed public safety mutual aid radio frequencies.

The remaining funds, \$11,446.18 will be used towards the purchase of three portable radios and accessories to be used by police personnel. These radios will have the capability to operate on digital and analog frequencies.

Fiscal Impact:

The City will receive \$26,359.00 from the U.S. Department of Justice under the Edward Byrne Memorial Justice Assistance Grant through a required funding pass through agreement with Sutter County. Sutter County will serve as the fiscal agent for this grant as described in the attached memorandum of understanding.

Alternatives:

Provide staff with alternative spending paths which will not supplant routine expenditures in the general fund.

Recommendation:

Conduct a public hearing, then adopt a resolution authorizing the Chief of Police to accept the FY 2010/2011 Edward Byrne Memorial Justice Assistance Grant funding and approve expenditure recommendations. Authorize the Mayor to execute the associated memorandum of understanding with Sutter County on behalf of the City, following approval by the City Attorney. Further, authorize the Chief Financial Officer to make budget adjustments as necessary.

Note:


Public Hearing notification requirements have been met.
\$26,359.00 account 100-43116 (State Grant Law Enforcement-Equipment) – (No City match required)

Prepared By:



Thomas C. Tappe
Police Lieutenant

Submitted By:



Steven R. Jepsen
City Manager

Reviewed By:

Department Head

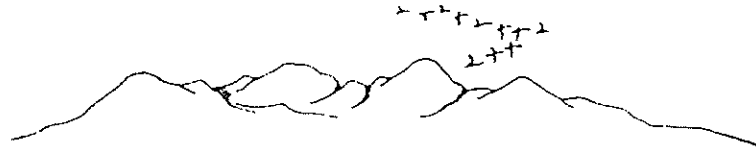
Finance

City Attorney

Other: (Name, Title)

ROL
MS
BY E-MAIL
N/A

**CITY
OF
YUBA CITY**



City Clerk

1201 Civic Center Blvd. • Yuba City California 95993

NOTICE OF PUBLIC HEARING

Notice is hereby given that on Tuesday, June 1, 2010 at 7:00 p.m. in the City Hall Council Chambers, 1201 Civic Center Boulevard, Yuba City, or as soon thereafter as may be heard, the City Council of the City of Yuba City will hold a public hearing to obtain public comment about projected uses of the FY 10/11 Edward Byrne Memorial Justice Assistance Grant Funds. The award amount for this grant is expected to be \$26,359.00.

THE CHIEF OF POLICE DOES RECOMMEND AS FOLLOWS

1. The 10/11 Edward Byrne Memorial Justice Assistance Grant in the amount of \$26,359.00 be accepted and tracked in grant account # 100-43116.
2. The grant funds will be used to pay half of the radio vault rental costs and equipment maintenance costs for the Sutter Buttes Gateway interoperable public safety radio communications system for the 2011-2012 fiscal year. The remaining funds will be used towards the purchase of three portable radios with accessories for use by police personnel.
3. Prior to expenditure, funds will be held in appropriate fund tracking accounts and bear interest as allowed. Purchases will be in accordance with established City purchasing guidelines and policies.

Members of the public who have questions or concerns relative to these grants and/or the projected funding paths are encouraged to contact Police Chief Robert Landon at (530) 822-4667.

All interested parties are invited to attend the hearing to express their opinions. Written or verbal statements will be accepted. The City Council Chambers are accessible by wheelchair. If you require auxiliary aids or services (i.e., signing services or hearing amplification) to make a presentation to the City Council, the City will be available to assist you. Please contact the City Clerk's office (530-822-4609; TDD 530-822-4732) at least 72 hours in advance so such aids or services can be arranged.

Terrel Lock, City Clerk

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY AUTHORIZING RECEIPT, ALLOCATION AND EXPENDITURE, OF THE FY 2010-2011 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT.

BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF YUBA CITY AS FOLLOWS:

That the City, through the Chief Financial Officer and the Chief of Police, accept, account for, track, allocate and expend funds as directed by the FY 10/11 Edward Byrne Memorial Justice Assistance Grant. It is acknowledged the Byrne Grant funding would be in the amount of \$26,359.00. It is recognized there is no cash match requirement. It is acknowledged that the City will operate under the terms of a memorandum of understanding with Sutter County with respect to grant administration and funding pass through as Sutter County will serve as the fiscal agent.

That said, expenditures be in accordance with grant guidelines, specifically in the area of frontline law enforcement uses and related technology improvements as might be deemed appropriate by the Chief of Police consistent with the practice and Council policy of this and previous years.

That purchases be in accordance with State of California and City of Yuba City purchasing guidelines.

That the Chief Financial Officer be given authority to adjust the budget as required for grant purposes.

The foregoing Resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 1st day of June 2010.

AYES:

NOES:

ABSENT:

ATTEST:

MAYOR

CITY CLERK

GMS APPLICATION NUMBER #2010-H4781-CA-DJ

**SUTTER COUNTY SHERIFF
MOU # 2010-01**

**THE STATE OF CALIFORNIA
COUNTY OF SUTTER**

**INTERLOCAL AGREEMENT
BETWEEN THE CITY OF YUBA CITY, CALIFORNIA AND
THE COUNTY OF SUTTER, CALIFORNIA**

2006 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this ____ day of _____, 2010, by and between the COUNTY of SUTTER, acting by and through its Board of Supervisors hereinafter referred to as COUNTY, and the CITY of Yuba City, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Sutter County, State of California.

WHEREAS the undersigned entities will receive federal grant funds for law enforcement purposes from the Edward Byrne Memorial Justice Assistance Program (“JAG”);

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental function hereunder, shall make that performance or those payments from current revenues legally available to that party: and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement: and

WHEREAS the City and County have received a disparate allocation and believe it to be in their mutual best interest to reallocate between them the JAG funds;

WHEREAS, the COUNTY agrees to provide the CITY \$26,359 from the JAG award to accomplish such reallocation: and

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1.

COUNTY agrees to pay CITY a total of \$26,359 of JAG funds.

Section 2.

Nothing in the performance of this Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the Tort Claims Act.

Section 3.

Nothing in the performance of this Agreement shall impose any liability for claims against CITY other than claims for which liability may be imposed by the Tort Claims Act.

Section 4.

The parties to this Agreement do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

COUNTY OF SUTTER

CITY OF YUBA CITY

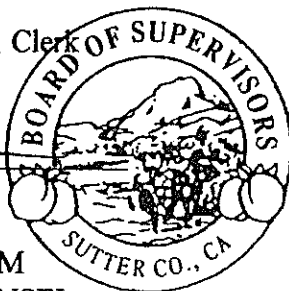
By Stan Cleveland Dated: 5-18-10
Stan Cleveland, Chairman
Sutter County Board of Supervisors

By _____ Dated: _____
Kash Gill, Mayor
City of Yuba City

ATTEST:

DONNA M. JOHNSTON, Clerk

By Lisa Busch
Deputy



APPROVED AS TO FORM
SUTTER COUNTY COUNSEL

By W. W. W.