

CITY OF YUBA CITY  
STAFF REPORT

**Date:** June 3, 2014  
**To:** Honorable Mayor & Members of the City Council  
**From:** Police Department  
**Presentation By:** Robert D. Landon, Chief of Police

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**Summary**

**Subject:** 2014-2015 Edward Byrne Memorial Justice Assistance Grant in the Amount of \$15,388

**Recommendation:** Conduct a public hearing, then

- a) Adopt a resolution authorizing the Chief of Police to accept the FY 2014/2015 Edward Byrne Memorial Justice Assistance Grant funding and approve expenditure recommendations.
- b) Authorize the Mayor to execute the associated memorandum of understanding with Sutter County on behalf of the City, following approval by the City Attorney
- c) Authorize the Chief Financial Officer to make budget adjustments as necessary

**Fiscal Impact:** \$15,388.00 to account 100-43123 (Federal Law Enforcement Grant) – (No City match required). Funds will be drawn down through account 2194-62701 for technology improvements.

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**Purpose:**

To secure funding for the City's portion of multi-agency public safety interoperable radio communications equipment maintenance costs and radio vault rental costs.

**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 \$15,388 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. A draft copy of the MOU is attached. 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 \$15,388. No cash match is required in order to receive these funds.

**Analysis:**

We intend to use the entire grant award, \$15,388, towards our portion of the 2015/2016 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.

**Fiscal Impact:**

The City will receive \$15,388 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 draft copy of the memorandum of understanding. No City match is required.

**Alternatives:**

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

**Recommendation:**

Conduct a public hearing, then

- a) Adopt a resolution authorizing the Chief of Police to accept the FY 2014/2015 Edward Byrne Memorial Justice Assistance Grant funding and approve expenditure recommendations.
- a) Authorize the Mayor to execute the associated memorandum of understanding with Sutter County on behalf of the City, following approval by the City Attorney
- b) Authorize the Chief Financial Officer to make budget adjustments as necessary

*Note: Public Hearing notification requirements have been met.*

Prepared By:

Submitted By:

/s/ Thomas C. Tappe

/s/ Steven C. Kroeger

Thomas C. Tappe  
Police Lieutenant

Steven C. Kroeger  
City Manager

Reviewed By:

Department Head

RL

Finance

RB

City Attorney

TH

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY AUTHORIZING  
RECEIPT, ALLOCATION AND EXPENDITURE, OF THE FY 2014-2015 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 14/15 Edward Byrne Memorial Justice Assistance Grant. It is acknowledged the Edward Byrne Memorial Justice Assistance Grant funding would be in the amount of \$15,388. 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 and that the Mayor is authorized to execute the final Memorandum of Understanding with Sutter County.

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 3<sup>rd</sup> day of June 2014.

AYES:

NOES:

ABSENT:

ATTEST:

\_\_\_\_\_  
Kash Gill, Mayor

\_\_\_\_\_  
Terrel Locke, City Clerk

# 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 3<sup>rd</sup>, 2014 at 6:00 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 14/15 Edward Byrne Memorial Justice Assistance Grant Funds. The award amount for this grant is expected to be \$15,833.00.

### **THE CHIEF OF POLICE DOES RECOMMEND AS FOLLOWS**

1. The 14/15 Edward Byrne Memorial Justice Assistance Grant in the amount of \$15,833.00 be accepted and tracked in grant account # 100-43123.
2. The grant funds will be used towards the payment of half of the radio vault rental costs and equipment maintenance costs for the Sutter Buttes Gateway interoperable public safety radio communications system for the 2015-2016 fiscal year.
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, City staff 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.

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Terrel Locke, City Clerk

**SUTTER COUNTY SHERIFF  
MOU # 2014-01**

**THE STATE OF CALIFORNIA  
COUNTY OF SUTTER**

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

**2014 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD**

This Agreement is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2014, 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 **\$15,388** 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 **\$15,388** of JAG funds.

**GMS APPICATION NUMBER # GMS Application Number# 2014-H4113-CA-DJ**

**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 \_\_\_\_\_ Dated: \_\_\_\_\_  
Jim Whiteaker, Chairman  
Sutter County Board of Supervisors

By \_\_\_\_\_ Dated: \_\_\_\_\_  
Kash Gill, Mayor  
City of Yuba City

ATTEST:

DONNA M. JOHNSTON, Clerk

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM  
SUTTER COUNTY COUNSEL

By \_\_\_\_\_