

REPORT FROM

## OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: June 16, 2016

CAO File No. 0130-02055-0001

Council File No. 16-0465

Council District: --

To: The City Council

From: Miguel A. Santana, City Administrative Officer *MAS*

Reference: Transmittal from the Board of Police Commissioners dated April 21, 2016

Subject: **SMART POLICING GRANT - BUDGET MODIFICATION**

### SUMMARY

The Los Angeles Police Department (LAPD) requests approval to reprogram \$104,222 of United States Department of Justice, Office of Justice Programs, National Institute of Justice (NIJ) Smart Policing Grant (SMART) funds to perform a community survey and complete the upgrade of the Hollywood Division Watch Commander Situation Room. The LAPD also requests authority to accept an extension of the SMART Policing grant through March 31, 2017 and negotiate and execute a First Amendment to Contract No. C-125809 (Attachment) with Justice and Security Strategies, Inc. (Subrecipient) for the purpose of adding \$100,263 to the contract for services related to the community survey.

### BACKGROUND

The SMART grant funds the Los Angeles Strategic Extraction and Restoration program which is designed to reduce gun violence and support the use of predictive analytics and other technology to assist officers in targeting chronic crime locations and chronic offenders. The City Council approved the LAPD's acceptance of the SMART Policing grant from the NIJ on May 5, 2010 (C.F. 10-0009) and an additional award on March 17, 2015 (C.F. 13-0605) for the period of October 1, 2009 through March 31, 2016 for a total award of \$899,959. To provide funding for the community survey and additional supplies for the Hollywood Division Watch Commander Situation Room, the NIJ has approved reprogramming \$104,222 in grant funding as follows:

Category	Current Budget	Change	New Budget
Equipment	\$185,643	(\$101,412)	\$84,231
Travel	19,081	(1,885)	17,196
Other	49,387	(925)	48,462
Contractual Services	313,142	100,000	413,142
Supplies	99,663	4,222	103,885
Personnel	163,901	-	163,901
Fringe Benefits	60,643	-	60,643
Indirect Cost	8,499	-	8,499
<b>Total</b>	<b>\$899,959</b>	<b>\$ -</b>	<b>\$899,959</b>

Additionally, the NIJ has approved a 12-month, no-cost extension to the grant period to allow additional time to fulfill the grant requirements. The grant period will now end on March 31, 2017.

The grant has a Subrecipient which acts as the City's research partner as required by the grant. In collaboration with the LAPD Strategic Planning Group, the Subrecipient subcontracted with Hart Research Associates (Subcontractor) to develop, conduct, and analyze data from a telephonic community survey of approximately 2,000 residents. The survey questions addressed issues relative to resident's trust in police, satisfaction with police services, and fear of crime. Residents within each of the four geographic Police Bureaus (Central, South, Valley, and West) were contacted, with the Newton, 77<sup>th</sup>, Southeast, and Southwest Areas over-sampled to provide a deeper analysis of those areas of the City with historically higher levels of distrust in the police. The Police Department anticipates reporting the survey results in July 2016. To provide funding for the survey and revise the term of the contract to match the new grant period, the LAPD requests authority to execute a First Amendment to the contract with the Subrecipient. If approved, this will increase the contract amount by \$100,263 to a total of \$256,759 and extend the contract term 12 months to March 31, 2017. Funding for the amendment will be provided through reprogramming \$100,000 from equipment expense savings and \$263 remaining from a prior contract with the Subrecipient. It should be noted that the City Attorney has opined that because the City included the Subrecipient in its grant proposal, in conformance with the grant requirement that a research partner be included as part of the project, the contract with the Subrecipient is exempted from competitive procurement and Charter Section 1022 requirements.

The grant reprogramming will also increase funding for supplies needed to complete the upgrade of the Hollywood Division Watch Commander Situation Room (\$4,222). Total costs for the upgrade will be \$14,998, including \$10,776 that has previously been programmed for this purpose. These funds will allow for the purchase of five 60-inch televisions, a Blu-ray player, six ceiling speakers, and other items. These supplies further the goals of the grant by expanding access to predictive analytics and other technology to assist officers in targeting chronic crime locations and chronic offenders. Further details on the grant are provided in the departmental report to the Board of Police Commissioners dated April 21, 2016.

## **RECOMMENDATIONS**

That the Council, subject to the approval of the Mayor:

1. Authorize the Los Angeles Police Department (LAPD) to reprogram funds totaling \$104,222 within the United States Department of Justice (USDOJ), Office of Justice Programs, National Institute of Justice Smart Policing Grant—Institutionalizing Operation LASER Grant (SMART) as follows:

Category	Current Budget	Change	New Budget
Equipment	\$185,643	(\$101,412)	\$84,231
Travel	19,081	(1,885)	17,196
Other	49,387	(925)	48,462
Contractual Services	313,142	100,000	413,142
Supplies	99,663	4,222	103,885
Personnel	163,901	-	163,901
Fringe Benefits	60,643	-	60,643
Indirect Cost	8,499	-	8,499
<b>Total</b>	<b>\$899,959</b>	<b>\$ -</b>	<b>\$899,959</b>

2. Authorize the Chief of Police, or designee, to:
  - a. Accept a no-cost extension for the SMART grant through March 31, 2017, subject to the approval of the USDOJ;
  - b. Amend Contract No. C-125809 between the City of Los Angeles and Justice & Security Strategies, Inc., to increase the contract by \$100,263 for a total contract amount of \$256,759, subject to City Attorney approval as to form; and,
3. Authorize the LAPD to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

**FISCAL IMPACT STATEMENT**

Approval of the recommendations in this report will allow for budget modifications within the United States Department of Justice, Office of Justice Programs, National Institute of Justice Smart Policing Grant—Institutionalizing Operation LASER Grant. There is no impact to the General Fund. These actions are in compliance with the City’s Financial Policies in that grant funds are sufficient to support the grant activities and that one-time revenue is used for one-time expenses.

MAS:TJM:04160135

Attachment

**FIRST AMENDMENT TO CITY CONTRACT NO. C-125809  
BETWEEN  
THE CITY OF LOS ANGELES  
AND  
JUSTICE AND SECURITY STRATEGIES, INC.**

This **FIRST AMENDMENT** ("First Amendment") to Los Angeles City Contract No. C-125809 is made and entered into by and between the City of Los Angeles, a municipal corporation (herein referred to as "City"), acting by and through its Police Department ("LAPD"), and Justice and Security Strategies, Inc., a Virginia corporation (herein referred to as "Subrecipient").

WHEREAS, the City and the Subrecipient have entered into Los Angeles City Contract No. C-125809 (the "Agreement") wherein Subrecipient agreed to act as the City's research partner to develop problem solving techniques using computer analytic tools to increase police officer/investigator efficiency in reducing the incidence of gun violence in specific neighborhoods in Los Angeles and the City agreed to pay Subrecipient for such services using grant funds from the Fiscal Year (FY) 2009 Los Angeles Smart Policing: Evidence-Based Law Enforcement: Smart Policing Demonstration Initiative Grant Program (the "Grant"), said Agreement having a term from October 1, 2014 to March 31, 2016; and

WHEREAS, the City and Subrecipient are desirous to utilize additional Grant funds (\$100,000), to conduct a community survey utilizing Hart Research Associates as a subcontractor. Subrecipient will work closely with Hart Research to ensure the methodology is robust and results and reports are received in a timely fashion; and

WHEREAS, to accomplish the additional work required to conduct the community survey, the City and the Subrecipient are desirous of amending the Agreement to extend performance one year to March 31, 2017, as authorized by the Los Angeles City Council (C.F. # \_\_\_\_\_); and

WHEREAS, on or about November 24, 2015, the Grantor (as such term is defined in the Agreement) extended the performance period deadline for the Grant from March 31, 2016 to March 31, 2017 (the "Grant Extension"), such Grant Extension having been accepted by the Los Angeles City Council (C.F. # \_\_\_\_; \_\_\_\_\_); and

WHEREAS, Section 602 of the Agreement provides for amendments to the Agreement; and

WHEREAS, this First Amendment is necessary and proper to continue and/or complete certain activities authorized under the Agreement.

NOW, THEREFORE, the City and the Subrecipient hereby agree that the Agreement be amended effective April 1, 2016 as follows:

1. Section 201 of the Agreement entitled "Time of Performance" is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

“The term of this Agreement shall commence on October 1, 2014 and end March 31, 2017 (the “Term”), and any additional period of time as is required to complete any necessary close-out activities. Said Term is subject to the provisions herein. Performance shall not commence until the Subrecipient has obtained the City’s approval of the insurance required in Section 413 herein.”

2. Section 202.A of the Agreement entitled “Use of Grant Funds, Subrecipient Responsibilities” is hereby amended to included “Stage 4” to read as stated within the quotation marks in the following paragraph:

“4. STAGE 4 – Community Surveys.

- a. Justice and Security Strategies will conduct community surveys with Hart Research Associates serving as a subcontractor. JSS will provide oversight and management of the surveys and ensure that all tasks are completed in a timely fashion.
- b. Callers at call centers will contact people ages 18 years of age and older who reside in Los Angeles through cell phones and landlines. The interviewers will ask a series of 25-30 questions in an approximate 10-minute interview to measure trust of police satisfaction with police service, and fear of crime. Surveys will be done in English and Spanish.

Hart Research Associates charges by task as follows:

1. Survey Development and Methods. Researchers will work with the LAPD Strategic Planning Group to create a survey instrument that focuses on public trust, satisfaction with police services, and fear of crime. The survey will be stratified by the four Department geographic bureaus (Central, South, Valley and West Bureaus). The Areas of Newton, 77<sup>th</sup>, Southeast, and Southwest will be over sampled to provide a deeper analysis of those areas with historically higher levels of distrust of the police. The bureaus will be further divided by either zip code or area code.
2. Two thousand surveys. During a ten to fourteen day period in February/March 2016, callers at Hart Research Associates will contact over 4,000 households in Los Angeles. The surveys will take approximately 10 minutes per interview. 2,000 completed interviews will be the result of the calls.
3. Data Analysis and Report. Survey results will be data entered during the telephonic interview. Data will be cleaned and analyzed within two weeks after the surveys are completed. A written draft report will be provided by Hart Research Associates.

4. Travel to the LAPD for a briefing. Travel costs are estimated for two people to travel from Washington, DC to Los Angeles.
  5. Justice & Security Strategies, Inc. will oversee and manage the community survey effort.”
3. Section 301.A of the Agreement entitled “Payment of Grant Funds and Method of Payment” is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

“The City of Los Angeles shall disburse to Subrecipient as consideration for the services to be provided by Subrecipient as set forth in the Amendment its allocated Grant amount not to exceed Two Hundred Fifty-Six Thousand, Seven Hundred Fifty-Nine Dollars (\$256,759.00) to be used solely for items listed in the revised Budget and as described in Section 202 above. The disbursement shall be on a reimbursement basis only. Such compensation shall be used in strict accordance with the Budget. The foregoing rate represents the total compensation and reimbursement to be paid by City to Subrecipient for all services to be performed and costs incurred by Subrecipient pursuant to this Amendment.”
4. Exhibit F of the Agreement entitled “Budget” is hereby amended in its entirety and restated as set forth in Exhibit 1 of this First Amendment, attached hereto.
5. Except as herein amended or modified, all terms and conditions of the Agreement shall remain unchanged and in full force and effect.
6. This First Amendment may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. This First Amendment includes three (3) pages and one (1) exhibit, which constitute the entire understanding and agreement of the parties.

**IN WITNESS THEREOF**, the City and the Subrecipient have caused this First Amendment to be executed by their respective duly authorized representatives.

**THE CITY OF LOS ANGELES**

**JUSTICE & SECURITY STRATEGIES, INC.**

By: \_\_\_\_\_  
CHARLIE BECK  
Chief of Police

By: \_\_\_\_\_  
CRAIG D. UCHIDA, Ph.D  
President

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**APPROVED AS TO FORM AND LEGALITY:**

By: \_\_\_\_\_  
SHELLIE SOLOMON  
CEO

MICHAEL N. FEUER, City Attorney

Date: \_\_\_\_\_

By: \_\_\_\_\_  
STEVEN HONG  
Deputy City Attorney

Date: \_\_\_\_\_

**ATTEST:**

HOLLY L. WOLCOTT, City Clerk

By: \_\_\_\_\_  
Deputy City Clerk

Date: \_\_\_\_\_

City Business License Number: 0002509023-001-1  
Internal Revenue Service Taxpayer Identification Number: 52-2402710  
Agreement Number C-125809-1