

REPORT FROM

OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: November 18, 2016

CAO File No. 0220-04434-0025
Council File No. 16-1029
Council District: All

To: The Mayor
The Council

From: Miguel A. Santana, City Administrative Officer *PJA
TW*

Reference: Transmittal from the Mayor dated September 8, 2016; referred for report September 12, 2016

Subject: **FISCAL YEAR 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT ACCEPTANCE**

RECOMMENDATIONS

That the Council:

1. Authorize the Mayor, or designee, to accept the Fiscal Year 2016 Edward Byrne Memorial Justice Assistance Grant (FY16 JAG) in the amount of \$1,870,503 for the period effective from October 1, 2015 through September 30, 2019;
2. Authorize the Mayor, or designee, to negotiate and execute the Grant Award Agreement on behalf of the City and submit any other necessary agreements and documents relative to the grant award, subject to the approval of the City Attorney as to form and legality;
3. Approve the Fiscal Year 2016 Edward Byrne Memorial Justice Assistance Grant (FY16 JAG) budget and authorize the Mayor's Office of Public Safety to expend the grant in accordance with the approved budget;
4. Approve a Memorandum of Understanding between the City of Los Angeles and the County of Los Angeles for the period of October 1, 2015 through September 30, 2019 for a total amount not to exceed \$1,870,503 and authorize the Mayor, or designee, to execute the Memorandum of Understanding, subject to the approval of the City Attorney as to form;
5. Authorize the Mayor, or designee, to execute a Subrecipient Agreement between the City of Los Angeles and the County of Los Angeles for the FY16 JAG for the period of October 1, 2015 through September 30, 2019, for a total amount not to exceed \$841,726.35, subject to the approval of the City Attorney as to form;
6. Authorize the Mayor, or designee, to execute a contract between the City of Los Angeles and the County of Los Angeles for the Community Law Enforcement and Recovery (CLEAR) Program for up to 12 months, for a total amount not to exceed \$544,226, subject to the approval of the City Attorney as to form and upon submission of invoices and approval by the Mayor, or designee, of such invoices for JAG-related expenditures;

<u>Account</u>	<u>Title</u>	<u>Amount</u>
46N216	District Attorney	\$345,473
--	Probation Department	<u>198,753</u>
	Total:	\$544,226

7. Authorize the Mayor, or designee, to execute a contract between the City of Los Angeles and an evaluation contractor selected as a result of a procurement process to provide data collection and program evaluation for the CLEAR Program, for a term of up to 12 months within the applicable grant performance period, and not to exceed \$100,000, subject to the approval of the City Attorney as to form;

8. Authorize the Controller to:

a. Create a new interest-bearing Fund, titled FY16 Justice Assistance Grant Fund, establish a receivable in this new Fund in the amount of \$1,870,503, expend funds upon presentation of proper documentation from the Mayor’s Office and create new appropriation accounts within the new Fund XXX, Department 46, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
46N216	CLEAR Contractual Services	\$544,226.00
46N217	CLEAR Evaluation	100,000.00
46N112	City Attorney	197,500.00
46N146	Mayor	135,962.95
46N299	Related Costs	50,087.35
46N210	Mayor’s – Office and Administrative	1,000.35
46N668	Partner Jurisdictions	<u>841,726.35</u>
	Total:	\$1,870,503.00

b. Expend funds upon presentation of proper demands from the Office of the Mayor;

c. Transfer up to \$135,962.95 from FY16 JAG Fund XXX, Department 46, Account 46N146 to the Mayor’s General Fund 100, Department 46, Account 001020, for reimbursement of grant-funded personnel salaries;

d. Transfer up to \$50,087.35 from FY16 JAG Fund XXX, Department 46, Account 46N299, to the Mayor’s General Fund 100, Department 46, Revenue Source Code 5346 for reimbursement of grant-funded fringe benefits;

e. Transfer up to \$197,500 from FY16 JAG Fund XXX, Department 46, Account 46N112 to the City Attorney’s General Fund 100, Department 12, Account 001010 on an as-needed basis, upon presentation of proper documentation from the City Attorney’s Office, subject to the Mayor’s Office of Public Safety approval; and,

9. Authorize the Mayor, or designee, to prepare Controller’s instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

SUMMARY

The Mayor’s Office of Public Safety (Mayor’s Office) requests authority to accept the Fiscal Year 2016 Edward Byrne Memorial Justice Assistance Grant (FY16 JAG) in the amount of \$1,870,503 from the Department of Justice, Bureau of Justice Assistance. The grant is for the term of October 1, 2015 through September 30, 2019. There is no match requirement for the FY16 JAG.

The JAG is a formula grant that provides local governments with funding to support all components of the criminal justice system including law enforcement, prosecution and court programs, prevention and education programs, corrections, treatment, and justice information sharing initiatives. The JAG allocations are awarded based on Part 1 violent crime statistics. The City and County of Los Angeles is provided a total of \$1,870,503, of which \$1,028,776.65 is provided to the City and \$841,726.35 is provided to the County, in accordance with a grantor-approved joint spending plan.

The City will utilize the FY16 JAG award to partially fund the Community Law Enforcement and Recovery (CLEAR) program in nine program sites. The FY16 JAG provides funding for personnel, contractual services, and fringe benefits as described below:

Category	Positions Funded	Amount
Personnel – City Attorney	9 Deputy City Attorney IIIs	\$197,500.00
Contractual Services – LA County	9 Deputy District Attorney IIIs 9 Deputy Probation Officers	544,226.00
Contractual Services – CLEAR Evaluation	--	100,000.00
Management & Administration – Mayor’s Office	1 Director of Grants and Finance 2 Grant Specialists 2 Accountants	135,962.95
Fringe Benefits – Mayor’s Office	1 Director of Grants and Finance 2 Grant Specialists 2 Accountants	50,087.35
Office & Administration – Mayor’s Office	--	1,000.35
LA County JAG Allocation	--	841,726.35
TOTAL		\$1,870,503.00

City of Los Angeles Grant Allocation

The City will utilize the FY16 JAG allocation to support the CLEAR program, which is part of the Mayor’s Gang Reduction Strategy. The CLEAR program facilitates the recovery of gang infested communities by decreasing the criminal activity of targeted gangs in designated communities through collaboration with City and County criminal justice agencies. CLEAR teams are made up of the Los Angeles Police Department (LAPD), County of Los Angeles Probation Department, Los Angeles City Attorney, County of Los Angeles District Attorney, California Department of Corrections and Rehabilitation, and the Mayor’s Office. There are nine CLEAR program sites: Northeast, Newton, Southeast, Foothill, Southwest, Boyle Heights, Ramona Gardens, Rampart and 77th. Funding for the CLEAR program this fiscal year is provided by the General Fund and JAG funds from FY16, FY14 and FY12.

The FY16 JAG provides \$197,500 to partially fund nine Deputy City Attorney III positions assigned to all CLEAR sites. The estimated cost of the nine positions for Fiscal Year 2016-17 is \$1,562,662, which includes \$1,120,429 in direct costs and \$442,233 in indirect costs. In addition to the FY16 JAG funds, funding is also provided by the FY14 JAG (\$4,829.86) and FY12 JAG (\$17,666.62). The remaining \$901,432.31 in direct costs, as well as \$442,233.24 in indirect costs, are a General Fund obligation and will be absorbed within the City Attorney's 2016-17 Adopted Budget. No additional appropriations are needed.

The FY16 JAG also provides \$544,226 to fund nine Deputy District Attorneys (\$345,473) and nine Deputy Probation Officers (\$198,753) in the County of Los Angeles. The Mayor's Office requests authority to execute a Professional Services Agreement with the County of Los Angeles to support the salaries of the Deputy District Attorneys and Deputy Probation Officers.

In addition to Deputy City Attorneys, Deputy District Attorneys, and Deputy Probation Officers, each CLEAR site is also staffed with LAPD personnel. The LAPD component of the CLEAR program places one Detective, one Sergeant, and eight Police Officers at each CLEAR site. Funding for LAPD's salaries this fiscal year for the CLEAR program is provided through the LAPD's 2016-17 Adopted Budget. No funding is provided to the LAPD from the FY16 JAG.

As part of its commitment to the CLEAR program, the CLEAR Executive Committee elected to fund ongoing data collection and evaluation. The FY16 JAG budget includes \$100,000 to evaluate the CLEAR program over a 12-month period. The Mayor's Office requests authority to execute the contract with a consultant selected through a procurement process.

The JAG program allows up to ten percent (\$187,050.65) of the total award to support management and administration (M&A) costs of the program. The City will utilize a portion of the grant award to partially fund the salaries (\$135,962.95) and fringe benefits (\$50,087.35) of one Director of Grants and Finance, two Grant Specialists and two Accountants in the Mayor's Office. The City will also allocate \$1,000.35 of the grant award for office and administration expenses.

County of Los Angeles Grant Allocation

The County of Los Angeles will utilize its FY16 JAG allocation to support the following programs: Los Angeles County Sheriff's Department, District Attorney SAGE: Strategies Against Gang Environments, Public Defender Alternative Sentencing Program, Gang Reduction and Community Engagement (GRACE) Project, AB109 Reentry Project, Psychiatric Worker Alternative Sentencing and program evaluation. As the administrative agent, the Mayor's Office will monitor these programs and expenditures and report to the Bureau of Justice Assistance on the activities.

FISCAL IMPACT STATEMENT

Acceptance of the Fiscal Year 2016 Justice Assistance Grant award in the amount of \$1,870,503 will provide support for the continued implementation of nine Community Law Enforcement and Recovery program sites. A General Fund obligation totaling \$1,343,666 is attributed to the salaries (\$901,433) and fringe benefits (\$442,233) of nine Deputy City Attorney III positions. No

additional appropriation is needed at this time since this General Fund obligation will be absorbed within the City Attorney's 2016-17 Adopted Budget. Accepting the grant and approving the recommendations in this report is in compliance with the City's Financial Policies in that budgeted General Fund monies plus grant revenues are available to support the cost of this program.

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