

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: Matthew J. Fertal
Dept.: City Manager
Subject: APPROVAL OF AGREEMENT WITH COUNTY OF ORANGE FOR THE TRANSFER OF FUNDS FOR JUSTICE ASSISTANCE GRANT PROGRAM AND ALLOCATION OF GRANT FUNDS TO JAIL SERVICES CONTRACT

From: Kevin J. Raney
Dept.: Police
Date: October 23, 2012

OBJECTIVE

To gain City Council approval for the acceptance of Justice Assistance Grant funds, so that the City can receive approximately \$39,298 in federal funds.

BACKGROUND

In FY 2005-06, Congress combined the Local Law Enforcement Block Grant Program (primarily funding cities) with the Edward Byrne Memorial Grant (primarily funding states and counties), to provide funds for the new Justice Assistance Grant (JAG). All eligible Orange County cities under the new program now file a joint application with the County to receive their share of these funds. In FY 2012-13, Garden Grove's share of this grant will be \$43,185. Out of these funds will be paid a nine percent administrative fee (\$3,887) and Garden Grove will retain \$39,298.

ANALYSIS

The Police Department will continue to use these funds to pay a portion of its jail services contract with The GEO Group, Inc. (formerly known as Correctional Systems, Inc.). The jail contract saves thousands of department man-hours and is a key component for maximizing police officer time out on the streets.

FINANCIAL IMPACT

Using JAG money to help fund the Department's jail services creates no burden on the City's General Fund.

APPROVAL OF AGREEMENT WITH COUNTY OF ORANGE FOR THE TRANSFER OF FUNDS FOR JUSTICE ASSISTANCE GRANT PROGRAM AND ALLOCATION OF GRANT FUNDS TO JAIL SERVICES CONTRACT

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RECOMMENDATION

It is recommended that the City Council:

- Approve the agreement to transfer funds to the 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) program.
- Authorize the Mayor to execute the agreement with the County of Orange to partially fund the Police Department's Jail Services Contract with The GEO Group, Inc.



Kevin J. Raney
Chief of Police

By: 
Courtney Allison
Police Fiscal Analyst

Attachment A: Program Narrative

Attachment B: 2012 JAG Program Grant Award Documents

Attachment C: 2012 JAG Program Agreement to Transfer Funds (three originals)

Recommended for Approval



Matthew Fertal
City Manager

BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

PROGRAM NARRATIVE

General Description of Program Activities:

The Edward Byrne Memorial Justice Assistance Grant (JAG) funds will be utilized to support a broad range of activities to prevent and control crime within the County of Orange. The County of Orange has been certified disparate; therefore, this joint application includes sixteen units of local government for which the applicant and fiscal agent is the County of Orange.

The JAG funds will be utilized for the purpose areas outlined in the grant solicitation. The fourteen units of local government in the jurisdiction will utilize the funds for local initiatives, technical assistance, training, personnel, equipment, supplies, and contractual support and information systems for criminal justice within the following purpose areas: law enforcement, prosecution and court, prevention and education, corrections and community corrections, drug treatment, and planning, evaluation and technology improvement. The expenditure details of the funds for each city are outlined in the following narrative.

Multi-Agency Funding:

In a collaborative effort to benefit the County of Orange, the sixteen units of local government involved in this grant application have agreed to utilize \$26,869 (approximately 5.78%) of the total funding to supplement the multi-jurisdictional Orange County Pro-Active Methamphetamine Laboratory Investigative Team, hereafter referred to as PROACT.

Program Narrative:

Outline the Proposed program activities –

Methamphetamine is the primary drug investigated by local, state, and federal law enforcement agencies within the boundaries of Orange County. Successful clandestine methamphetamine laboratory investigations require acquired expertise and are extremely time consuming and labor intensive. Local law enforcement agencies do not have the resources, specialized training, or safety equipment necessary to conduct the specialized investigations required to combat these types of operations. The labs themselves are toxic and explosive in nature. Children of clandestine laboratory operators and meth users are often forced to live in an environment of toxic chemicals with lasting effects on their overall physical and mental health. PROACT will investigate all clan lab incidents within Orange County while maintaining a close liaison with local agencies. These agencies will forward intelligence to PROACT for review, evaluation, and subsequent enforcement action.

PROACT will integrate city law enforcement agencies, the Sheriff's Department, the District Attorney's Office, the Bureau of Investigation, the Probation Department, as well as Child Protective Services to conduct criminal investigations of clandestine methamphetamine laboratory operators, suppliers, and traffickers.

PROACT personnel will initiate investigations, conduct covert surveillances, conduct parole and probation searches, execute search warrants, and arrest criminal perpetrators. PROACT has previously distinguished itself by focusing on disrupting and eliminating individuals and criminal cells responsible for providing both the precursor and essential chemicals that are required to manufacture methamphetamine. In essence, PROACT has functioned as the highly unique "proactive" effort against the entire clandestine methamphetamine laboratory hierarchy, within and having a nexus to Orange County.

Provide a brief Analysis of the need for the programs –

Precursor chemical smurfing has emerged as the preeminent source of pseudoephedrine for methamphetamine production in the Southwest Region. Law enforcement investigations in California suggest that organized precursor chemical smurfing organizations are supplying large quantities of pseudoephedrine to methamphetamine laboratory operators. These operations are composed of numerous individuals who make multiple purchases of products containing pseudoephedrine from pharmacies, drug stores, and retail outlets. These products are then sold to chemical precursor brokers who sell them directly to methamphetamine laboratory operators. The success of drug market disruption is due in large part to the tireless work of state and local law enforcement agencies and the task forces they comprise. Any real or perceived diminishment of law enforcement pressure will enable these criminal groups in California to resurge resulting in the production and distribution of higher purity ice methamphetamine. According to state and local law enforcement agencies, the threat associated with methamphetamine trafficking and abuse exceeds any other drug.

Methamphetamine-related criminal activity has increased concurrently with the rise in the overall threat posed by the trafficking and abuse of the drug. The impact of the manufacturing, trafficking, and use of methamphetamine has been devastating to many cities and rural counties throughout the country. State and local law enforcement agencies identify methamphetamine as the drug that most contributes to violent crime.

Methamphetamine critical incidents occurring in Orange County have and continue to represent the majority of all narcotic incidents occurring within the county.

Goal:

The goal of the PROACT Task Force is to pro-actively seek out and eradicate all clandestine methamphetamine labs and methamphetamine in Orange County, thus providing a safer community for the residents, employees and visitors within the County. The objectives of the PROACT Task Force are to reduce the availability of methamphetamine in Orange County, improve public safety in Orange County by eradicating hazardous clandestine methamphetamine labs, and identify, disrupt and arrest suppliers of methamphetamine precursor and essential chemicals

Strategies to be used for project:

PROACT Task Force personnel will initiate investigations, conduct covert surveillances, conduct parole and probation searches, execute search warrants, and arrest criminal perpetrators. PROACT will continue to focus on disrupting and eliminating individuals and criminal cells responsible for providing both the essential chemicals that are required to manufacture methamphetamine.

PROACT will continue to utilize innovative investigative techniques in an attempt to identify and apprehend methamphetamine clandestine laboratory violators. Examples of techniques used include; reverse stings of lab apparatus and essential chemicals; use of GPS tracking devices; wiretap investigations, pursuing chemical sources, as well as continuing to assist and enter into partnerships with Orange County law enforcement agencies at all levels of pro-active investigations. PROACT will continue to maintain an on-going training profile in an attempt to stay current with all progressive case law and new investigative techniques, as well as new safety procedures.

Lastly, the PROACT Task Force subscribes to the philosophy that the existence of methamphetamine laboratories is defined by a three-pronged cycle of Facilitation, Manufacturing and Distribution. Subscribing to this philosophy, PROACT will continue to focus on disrupting each of these prongs.

Project identifiers:

Meth labs

Funding:

TOTAL PROACT ALLOCATION (5.78%): \$26,869

County/OCSD:

The County of Orange proposes to use the 2012 Justice Assistance Grant funding as follows:

Unincorporated Communities:

Las Flores, Coto de Caza, Ladera Ranch and Trabuco Canyon

Purpose Areas:

Law Enforcement, Crime Prevention and education

Program Narrative:

The unincorporated communities of Coto de Caza, Ladera Ranch, Las Flores, and Trabuco Canyon have a population of over 42,000. These communities continue to experience population growth and expansion in both residential and commercial development. In addition, accessibility to this eastern part of south Orange County has been somewhat limited due to the urban landscape and roadway infrastructure. To alleviate the limited accessibility to these communities, the County of Orange is in the planning phase of a major thoroughfare extension. This will lead to significant increase in traffic volume and visitors. The roadway will enhance mobility for the residents and will serve commuters traveling to the inland empire. With the increase of commercial and residential development and population, demands on law enforcement continue to increase. Calls for service have increased over 9% the past two (2) years and most importantly, part one property crime rates have increased 8%. To meet the demands for law enforcement, the Orange County Sheriff's Department has engaged in a community based multi-layered approach to reduce incidents of property crimes. This has been based on targeted enforcement, intelligence-based policing, education and crime prevention through environmental design.

Targeted Enforcement

The Unincorporated Special Enforcement Team (SET) and Directed Enforcement Team (DET) will be utilized for crime suppression. Over the past year, the unincorporated areas have experience a 50% increase in residential burglaries and continued increases in property crimes. This special enforcement team will provide the necessary law enforcement surge and patrol saturation to prevent, detect and apprehend individuals committing property crimes in these communities. The SET team will also continue to conduct both probation and parole compliance checks of those individuals residing in the unincorporated areas of southeast Orange County.

Intelligence Based Policing

The Special Enforcement Team (SET) will partner with our Statistical Tracking and Reporting unit (STAR) to identify crime trends and specific problem areas. Information received from the Statistical Tracking and Reporting unit (STAR) will be one of the driving mechanisms to pinpoint targeted enforcement surges in the communities. These deployment surges will be strategic and based on crime analysis.

Crime Prevention Through Environmental Design

The Special Enforcement Team (SET) will conduct community urban development assessments with a specific focus on crime prevention. They will partner with the community housing and business associations to seek ways to safeguard their communities from property based crimes.

Goals of the project:

- Reduction of property crimes
- Use of Crime Analysis Unit
- Targeted enforcement based on intelligence based predictive policing
- Implementation of crime prevention through environmental design
- Establish Problem –Oriented Policing approach

Strategies to be used for project:

- Target enforcement
- Saturation patrols
- Use of Crime Analysis Unit to assist with target enforcement

Project identifiers:

- Crime mapping
- Career Criminals
- Community Policing
- Crime Prevention
- Policing
- Overtime

Budget and Budget Narrative:

These funds will be used for overtime expenses incurred by front line deputy sheriffs assigned to the Special Enforcement Team. The **overtime** will enhance the effectiveness of the program and allow both saturation/surge patrols during varying hours of the day. Realizing crime is not restricted by city limits, the overtime hours will allow these deputies the flexibility to assist other local and regional investigative details combating property crimes

4 of deputies x \$68.46/43 hrs. each(total hrs. 172.12) = \$11,784

Timeline and/or project plan: Identify when the goals and objectives will be completed.

Complete within the next fiscal year – 2012/2013 – Deployment of saturation patrols to reduce property crime rates in the unincorporated areas of south Orange County.

Funding:

Total Allocation: \$14,548

PROACT Contribution: (10%) \$1,455

Administrative Fee (9%): \$1,309

Funds Retained by City/County: \$11,784

City: Anaheim

The City of Anaheim proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Law Enforcement

Program Narrative:

The Anaheim Police Department (APD) would like to use JAG funds to support the overtime expenses of the Department's frontline sworn and non sworn personnel in the following divisions: Operations, Operation Support, Investigations, and Special Operations. Due to the City's economic conditions, over the last few years APD has had to reduce both their sworn and non sworn staff in order to meet the City's budgetary goals. As a result, all employees within the Department have taken on extra responsibilities and duties in order to meet APD's goal of maintaining a safe community. Overtime hours have become an intricate part in helping APD's personnel work efficiently and effectively. Overtime hours will be assigned to employees within the four divisions at the discretion of the Department.

Goals of the project:

The Department's project goal is to improve and enhance the community's safety, while using a reduced number of sworn and non sworn personnel. In order to accomplish this goal, overtime hours will be assigned to each employee at the discretion of the Department.

Strategies to be used for project:

Overtime hours will be assigned to each employee at the discretion of the Department. A separate account code will be assigned specifically for this project. All overtime documents for this project will be assigned a specific account code. A copy of all overtime documents will be approved by the Department prior to submittal. A backup of all overtime documents will be included in each reimbursement submitted to the Orange County Sheriff's Department.

Project identifiers:

Overtime for personnel within Anaheim Police Department's four divisions: Operations, Operation Support, Investigations and Special Operations.

Budget and Budget Narrative:

Overtime for the Department's personnel will range from \$16.00- \$90.00 per hour depending on the position and rank of each employee. Due to budget constraints, APD is currently unable to fully fund the Department's overtime expenses.

Timeline and/or project plan:

The project goals and objectives will be implemented immediately upon approval of the JAG program funds and Anaheim's City Council approval to utilize the JAG funds for this project.

Funding:

Total Allocation: \$93,503

PROACT Contribution: (4%) \$3,740

Administrative Fee (9%): \$ 8,415

Funds Retained by City/County: \$ 81,348

City: Buena Park:

The City of Buena Park proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

- Law Enforcement

Program Narrative:

The Buena Park Police Department proposes to use the Justice Assistance Grant Program funding to supplement our current Police Service Aide Program. As a result of current fiscal deficits, we have had several sworn police officer positions either frozen or eliminated. With the availability of our Police Service Aides, they will be able to assist by taking non-violent reports, assisting in traffic control, providing service at the front counter of the Police Department, and other duties as assigned. By using funding for this program, this will free up sworn officers to respond to critical calls, and maintain timely responses.

Goals of the project:

To maintain our current Police Service Aide Program. This will free up our sworn personnel from non-critical reports, and allow them to respond to emergency calls for service. The Police Service Aide Program will help us to maintain our current response times.

Strategies to be used for project:

- Police Service Aides will continue to assist in everyday tasks of taking reports for non-violent crimes and other miscellaneous duties, usually handled by sworn patrol officers
- Reduce the amount of reports taken by patrol officers and allow them to be more available for emergency calls for service
- Reduce response times for Patrol Officers responding to emergency calls for service

Project identifiers: See JAG Identifiers (attached)

- Community Policing

Budget and Budget Narrative:

Our Police Service Aide Program (which currently receives partial funding from JAG ARRA Grant funds), will utilize this additional funding to provide salaries for this program.

Timeline and/or project plan: Identify when the goals and objectives will be completed

We will continue to fund the PSA program, which will free up the time of our patrol officers and reduce response times to emergency calls. We should continue to maintain consistent response times to emergency calls less than 5 minutes within the first year of the grant period.

Funding:

Total Allocation: \$19,176

PROACT Contribution: (0%) \$0

Administrative Fee (9%): \$1,726

Funds Retained by City/County: \$17,450

City: Costa Mesa

The City of Costa Mesa proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

1) Planning, Evaluation, and Technology Improvement

Program Narrative:

The Costa Mesa Police Department's proposed program activity is to expand upon its security system to include other police facilities. In general, law enforcement is a target to both foreign and domestic threats. The department lacks funding to expand its current security system to include other police facilities.

Goals of Project:

The department's project goal is to expand upon its security system by installing new card access points at the police department's Communications Center and Westside Substation facilities. The installation of these new card access points will improve the department's security system and enhance its monitoring capabilities of police facilities.

Strategies to be used for Project:

To accomplish the department's 2012 JAG project goal, the agency will obtain quotes from vendors that can supply the identified service, technology, and/or equipment needed.

Project Identifiers:

1) Electronic Monitoring, 2) System Improvements

Budget & Budget Narrative:

Preliminary quotes have been obtained for the department's proposed program. The estimated cost is: Electronic Card Access System - \$20,000.

Timeline and/or Project Plan:

The project objectives and goals will be instituted immediately upon approval of the Costa Mesa City Council and the department's ability to utilize the JAG allocation for expenditures.

Funding:

Total Allocation: \$22,858

PROACT Contribution: (0%) \$ 0

Administrative Fee (9%): \$2,057

Funds Retained by City/County: \$20,801

City: Fullerton

The City of Fullerton proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Purpose Areas related to the proposed CCTV (Closed Circuit TV) Project include Law Enforcement, Prosecution and Court; Corrections and Community Corrections; and Planning, Evaluation and Technology Improvement.

Program Narrative:

Outline the Proposed program activities –

The Fullerton Police Department's proposed JAG 2012 CCTV (Closed Circuit TV) Project will provide partial funding of \$28,186 for a new security camera and video system at the Police Department and City, estimated at \$119,500 by the Communications & Technology Division of the Orange County Sheriff's Department. The remainder of the costs, approximately \$91,314, will be funded through the Department's existing asset seizure fund balance. This project would also integrate the Police Department and the Jail camera systems which now operate separately.

18 outdated security/surveillance cameras at the Police Department facility and 19 outdated cameras at the Jail facility will be replaced, and four new cameras monitoring both the Police Department and City Hall will be installed. Four large-screen monitors will be mounted in the Watch Commander's Office, and an additional monitor will be used to observe Fullerton's very active downtown area.

Two digital video recorders with 30-day retention capabilities will be installed for Police facility cameras, and two DVR's with one-year retention would record from the Jail cameras.

Provide a brief Analysis of the need for the programs –

The Fullerton Police Department and Jail camera systems are so antiquated that they have been characterized by audio/video technicians, including the Sheriff's Communications & Technology Division, as virtually irreparable, with parts no longer available. Because of their age, most of these cameras cannot be integrated into a new security system. However, the system breaks down frequently so makeshift but costly repairs must still be made. In addition, there are no cameras monitoring activities in front of the Police Department and City Hall, an employee parking lot, and some interior walkways and gates as well as a back lot, so four new cameras will be installed in these areas. And, because the Jail cameras and the Police facility cameras are currently on separate systems - making monitoring a cumbersome task - an integrated system is a logical necessity.

Very importantly, too, the Police Department currently has **no video recorders** connected to their security cameras. Hence, the CCTV project, which includes the installation of four DVR's, is particularly vital to the protection of the public, jail inmates, and City and Police staff, and will provide critical information and evidence in the event of an incident.

Recently, incidents involving up to 500 protestors in front of the Police Department and City Hall greatly hampered the safety of City employees and those seeking City or Police services, and also resulted in assaults and vandalism against vehicles and City property. However, these criminal activities went unrecorded, making identification and prosecution difficult. With the proposed cameras and DVR's, any acts of civil disorder can be monitored by a Police Department supervisor, who can then safely coordinate

effective and appropriate responses, while video evidence of any criminal activities would also be recorded.

Goals of the project:

- Increase and improve security and monitoring capabilities within the Police Department, Jail and areas surrounding City Hall.
- Utilize the data gathered, if needed, to assist in the investigation, prosecution or exoneration of individuals involved in a recorded event.

Strategies to be used for project:

- Put CCTV Project out to bid and select most qualified bidder
- Purchase security system equipment and services from selected bidder
- Utilize JAG 2012 grant funds for partial reimbursement of project expenses in the amount of \$28,186
- Utilize asset seizure funds for remainder of project in the amount of \$91,314

Project identifiers: See JAG Identifiers (attached)

- Jails
- Equipment – Video/Audio Recording

Budget and Budget Narrative: Outline how JAG funds will be used to support and implement the program. Include a **breakdown of costs** (i.e. Personnel, Training/Travel, Equipment, Supplies, Consultants/Contracts, & an Other category)

EQUIPMENT:	Est. Cost	No.	Subtotal
Cameras			
Police Facility Replacement Cameras	1,000	18	18,000
Jail Replacement Cameras	1,000	19	19,000
New Additional Cameras incl. Installation	4,000	4	16,000
Digital Video Recorders			
Police Facility DVR w/ 30 day retention	6,000	2	12,000
Jail DVR w/ 1 yr. retention	22,000	2	44,000
Monitors w/ Installation			
40" Screen for PD in WC Office	1700	4	6,800
40" Screen for Downtown Area	1700	1	1,700
One-Time User Fee for Camera Monitoring	500	4	<u>2,000</u>
TOTAL ESTIMATED COSTS			<u>\$ 119,500</u>
Portion Funded by Asset Forfeiture Funds			\$ 91,314
Portion Proposed for JAG 2012 Funding			\$ 28,186

Timeline and/or project plan: Identify when the goals and objectives will be completed

- Bid and award process – Three months
- Installation of camera and video recording system – Estimated three months after bid award

Funding:

Total Allocation: \$34,798

PROACT Contribution: (10%) \$3,480

Administrative Fee (9%): \$3,132

Funds Retained by City/County: \$28,186

City: Garden Grove

The City of Garden Grove proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Law Enforcement; Corrections and Community Corrections

Program Narrative:

The Police Department will use 2012 JAG funds to pay a portion of its jail services contract. The jail contract saves thousands of department man-hours and is a key component for maximizing police officer time out on the streets.

The Garden Grove Police Department has one of the lowest ratios of officers per capita of any city its size in California, yet the Department must still struggle to keep staffing levels from decreasing. The recent elimination of redevelopment agencies in California drastically worsened the City of Garden Grove's current and projected financial condition. The loss of millions of agency dollars caused the City to immediately implement additional budget cuts, and further cuts will be implemented in FY 2012-13. Contracting out jail services allows officers to spend the majority of their time in the field, which is especially critical during dire financial times when no new officers will be hired.

Goals of the project:

Create operational efficiencies in Patrol that would generate the equivalent productive hours of up to seven additional Police Officers that could be used to augment patrol operations.

Strategies to be used for project:

Contracting out jail services allows the Police Department to concentrate much more of its efforts on community safety rather than expending energy and resources on jail operations. Prior to the contract, officers would spend approximately two hours processing and transporting an arrestee. If the arrestee required medical clearance, that process could be extended by several hours. Now, sworn police officers complete preliminary paperwork on the arrestee and return to their field duties in as little as 15 minutes while the jailers complete the fingerprinting, photographing, transporting, etc. procedures. This increases the officer's availability to handle additional calls for services. In 2011, the jailers processed 6,101 arrestees, saving sworn officers approximately 12,202 hours that would have been spent processing arrestees.

Project identifiers: See JAG Identifiers (attached)

Community Policing; Detention (Non-residential). The Garden Grove Police Department implemented the Community Policing philosophy many years ago. Contracting out staffing of the detention facility facilitates that philosophy, by enabling patrol officers to return to their beat areas more quickly.

Budget and Budget Narrative: Outline how JAG funds will be used to support and implement the program. Include a **breakdown of costs** (i.e. Personnel, Training/Travel, Equipment, Supplies, Consultants/Contracts, & an Other category)

The funds retained by the City will help to offset the annual cost of the jail services contract. For FY 2012-13 the monthly cost of the contract will remain \$40,965. The cost covers staffing, operating expenses, and management fees, as well as liability insurance maintained by the vendor. Personnel services provided under this contract guarantee 24/7/365 staffing of the jail at 9.6 FTE.

Timeline and/or project plan: Identify when the goals and objectives will be completed

The jail is a 24/7 operation and operates 365 days a year. The goals and objectives for the program are met on a continual basis, by allowing officers to return to their patrol duties quickly, thus enhancing the policing presence in the City.

Funding:

Total Allocation: \$43,185

PROACT Contribution: (0%) \$0

Administrative Fee (9%): \$3,887

Funds Retained by City/County: \$39,298

City: Huntington Beach

The City of Huntington Beach Police Department, Huntington Beach, California proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Planning, evaluation, and technology improvement

Program Narrative:

Outline the Proposed program activities –

- 1) The police department will create a computer training lab for employees within the police department.
- 2) The department will purchase a scanner to allow reports for felony in custody arrests to be filed electronically with the courts.
- 3) The department will purchase dictation software for employees to create and edit law enforcement related reports and documents.

Provide a brief Analysis of the need for the programs –

- 1) Computer technology and software improvements require ongoing training to keep employees competent in their use.
- 2) Orange County Superior Court is going to require felony court packages to be filed electronically. The detective bureau currently does not have a scanner to scan the paper reports.
- 3) Employees who can dictate and edit their reports with software will reduce their report writing time to allow them to spend more time in proactive law enforcement duties.

Goals of the project:

- 1) To improve police department employees competency and skill level using computers and software for law enforcement purposes.
- 2) To comply with the new requirements of the courts requiring the court packages to be filed electronically.
- 3) To provide dictation software to police department employees for creating and editing police reports and law enforcement related documents.

Strategies to be used for project:

- 1) Create a training lab with 13 work stations (12 students and one instructor) to provide a classroom styled learning environment.
- 2) Purchasing a scanner to allow detectives to create the electronic court packages as required by the court.
- 3) Purchase and use dictation software for law enforcement reports to allow them to complete thorough reports in a timely manner allowing them to go back into patrol service in less time.

Project identifiers: See JAG Identifiers (attached)

Computer software/hardware
Court Delay Reduction
Computer software/hardware

Budget and Budget Narrative: Outline how JAG funds will be used to support and implement the program. Include a **breakdown of costs** (i.e. Personnel, Training/Travel, Equipment, Supplies, Consultants/Contracts, & other category)

- 1) The 13 computers and monitors will cost \$13,846 for the computer training lab which will be purchased with grant funds. The remaining costs for the computer training lab will be absorbed with the police department budget.
- 2) The scanner for felony court packages will cost \$6,027 in grant funds. No other expenses are expected.
- 3) The dictation software is \$593 per license. The remaining grant funds of \$8,373 allocated to Huntington Beach will be used to purchase 14 licenses to be assigned for use by police officers.

Timeline and/or project plan: Identify when the goals and objectives will be completed

- The computer training lab will be operational by December 2012.
- The scanning of reports for felony court packages will be implemented within 60 days after receiving the grant funds.
- The implementation of the dictation software will occur within 60 days after receiving the grant funds.

Funding:

Total Allocation: \$31,040

PROACT Contribution: (0%) \$0

Administrative Fee (9%): \$2,794

Funds Retained by City/County: \$28,246

City: Irvine

The City of Irvine (Police Department) proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

The *Purpose Area* for the stated project will be to support frontline law enforcement in the area of education.

Program Narrative:

The City of Irvine is a master planned community spanning over 65 square miles and geographically is that largest municipality in Orange County. The City's population is approaching 219,000 and has dramatically increased as a result of several new residential developments. Irvine's daytime population, including the business community, is estimated at over 350,000. Irvine is also home to 36 public schools and the University of California Irvine with a student population of 22,122. In response, the Irvine Police Department has grown considerably and currently consists of over 200 sworn officers and 90 non-sworn civilian employees.

In order to broaden leadership skills among frontline law enforcement supervisors, a dynamic and impactful training course is planned to take place in the fall of 2012. The training course will include several topics covering leadership traits, risk management, effective communication, employee morale/wellness, strategic planning and training for success.

The Irvine Police Department is proud of the men and women who make up its ranks and deserve the best leadership possible. Many of the Department's frontline supervisors have been in their current positions for less than three years and would benefit from receiving enhanced training in the aforementioned areas.

Goals of the project:

To ensure a forward-thinking, proactive supervisory unit who will carry the Irvine Police Department into the next decade. These supervisors will develop a better working understanding of:

- Leadership principles
- Risk management techniques
- Effective communication skills
- Employee morale and wellness measures
- Efficient planning models
- Training techniques for success

Strategies to be used for project:

This training will be presented in an intensive and compressed one-day course, facilitated by a professional trainer. The presenter will engage the supervisors to participate in a dynamic class discussion on leadership and the above topics. Success will be measured by the number of participants and comparing the supervisors' leadership skills before and after the training.

Project identifiers:

- Law Related Education
- Policing

Budget and Budget Narrative:

The Department of Public Safety will interview and select the best qualified trainer within the budget parameters to provide the enhanced training. The Justice Assistance Grant will be solely used to cover costs associated with the "Consultant/Contract" fee for the trainer.

Timeline and/or project plan:

The proposed project is anticipated to be initiated and completed within twelve-months of receiving the 2012 Justice Assistance Grant.

Funding:

Total Allocation: \$10,278

PROACT Contribution: (10%) \$1,028

Administrative Fee: (9%) \$925

Funds Retained by City: \$8,325

City: La Habra

The City of La Habra proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Purpose area is Law Enforcement Technology Improvement

Program Narrative:

Outline the Proposed program activities –

The La Habra Police Department proposes to use the 2012 JAG funds to purchase a replacement booking mug shot software system. The current system (CABS) is at the end of its life and the manufacturer no longer supports this software. The City of La Habra has not budgeted fund to replace the aging photography software. It is imperative that the jail begin to utilize a new booking photo capture system to record and retain booking photos of arrestees.

Provide a brief Analysis of the need for the programs –

The current booking photo system is outdated, functioning poorly and is no longer supported by the vendor who created it. There is no way to repair the software once it fails. Digital mug photos are the standard in Orange County and like all other Orange County agencies, La Habra PD uses the "Hunter Camera System" in its jail. While this system operates the camera, it is dependant on mug photo capture and management software to function.

Goals of the project:

The goal of this project is to purchase booking photo software.

Strategies to be used for project:

Staff at La Habra PD has obtained a bid for a suitable jail photo management software system (JLBARs) from an Orange County based police I.T. consulting firm. The entire JAG grant allocation for the City of La Habra (\$11,308) will be spent on this software purchase at a cost of \$16,114. The balance of the purchase price, roughly \$4,800 will come from City funds.

Project identifiers: See JAG Identifiers (attached)

Computer hardware/software
Criminal Intelligence Information Systems

Budget and Budget Narrative: Outline how JAG funds will be used to support and implement the program. Include a **breakdown of costs** (i.e. Personnel, Training/Travel, Equipment, Supplies, Consultants/Contracts, & an Other category)

The jail booking photo management system cost \$16,114. The full allocation of \$11,308 will be spent on this purchase. The balance will come from non-budgeted City funds.

Timeline and/or project plan: Identify when the goals and objectives will be completed

This project involves a relatively simple purchase and installation of computer software and it is anticipated to be completed within 120 days of grant approval.

Funding:

Total Allocation: \$13,960

PROACT Contribution: (10%) \$1,396

Administrative Fee (9%): \$1,256

Funds Retained by City/County: \$11,308

City: Newport Beach

The City of Newport Beach proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Prevention and Education

Program Narrative:

Maintaining the high level of crime prevention that resulted from the establishment of a Crime Prevention Program under the LLEBG program (now JAG).

The Newport Beach Police Department has seen a steady rise in burglary from motor vehicles crimes. The Department is utilizing several crime prevention campaigns to educate community members on how to avoid becoming a burglary from motor vehicle victim. This includes our TLC, Take your valuables, Lock your car, and Close your Windows community outreach program. .

Goals of the Project:

The goal of the program is to maintain a highly visible program dedicated to 1) Preventing Crime, 2) Disseminating correct and realistic information about criminal activity and crime prevention, and 3) Enhancing the perception of security within the community.

Strategies to be used for Project:

Conduct Neighborhood watch meetings, crime prevention meetings, and the distribution of community crime alert bulletins to keep the community informed of current crime trends in an effort to better prepare the community to take crime prevention measures. Utilization of evolving social media mediums to deliver the Department's crime prevention messages.

Project identifiers: See JAG Identifiers (attached)

Newport Beach Police Department identifies this project as Crime Prevention.

Budget and Budget Narrative:

The funds from this grant will off-set the annual salary and benefits of our full-time Crime Prevention Specialist (\$109,712).

Timeline and/or Project Plan: Identify when the goals and objectives will be completed

This Crime Prevention Specialist position will be continually funded throughout the life of the grant.

Funding:

Total Allocation: \$10,048
PROACT Contribution: \$1,005
Administrative Fee (9%): \$904
Funds Retained by City: \$8,139

City: ORANGE

The City of Orange proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

The purpose area for use of funds is Law Enforcement.

Program Narrative:

Each year more than five thousand pieces of property and evidence are processed, cataloged and booked into the Orange Police Department's property and evidence room. With over 400 firearms and 3000 plus narcotics cases at any one time, attention to detail is a must. Organization and proper retention of these items is often a daunting and relentless task requiring specialized equipment to properly maintain and store these items for extended periods of time. In 2011, the Orange Police Department began a reorganization process to catalog and efficiently store items in its possession. This reorganization requires the procurement of additional shelving and storage units.

Goals of the project:

To procure several shelving units which include secure, open, and wire shelving to better organize and store property processed and booked by the Orange Police Department. This equipment will allow for the efficient storage and safekeeping of items, as well as affording the ability to organize and audit these items with greater efficiency.

Strategies to be used for project:

Not Applicable

Project identifiers:

The JAG Identifier is equipment-general.

Budget and Budget Narrative:

Jag funds will be used to purchase and install shelving unit within the Property and Evidence room as follows:

Heavy Duty Shelving

- Rows One and Two- Secure Shelving. Each row is comprised of two sections and has the cumulative dimensions of: 7' 3/4" Lx18' 1/16"Dx97"W. Each section is configured with eight shelves and seven openings. Each row has one roll down security door. Doors are keyed alike.
- Rows Three and Four- Open Shelving. Each row is comprised of six sections and has eight cumulative dimensions of: 22'1/4" Lx18' 1/16"Dx97"W. Each section is configured with eight shelves and seven openings.

Wire Shelving

- Four sections. Each section is 36"Wx24"Dx63"H and is configured with five shelves and four openings with casters.

The total cost of this equipment, including all applicable freight, installation and sales tax is \$14,485.00

Timeline and/or project plan:

Once the funds are received and made available through the City's normal approval process, it is anticipated that bidding and equipment ordering will be completed in six to eight weeks. Once the equipment is delivered and installed, it will be put to use immediately. The difference in the cost of the project and the JAG funds received leaves a balance of \$3061. This balance will be offset by Prop 69 funds received earlier from the county.

Funding:

Total Allocation: \$13,551

PROACT Contribution: (6.7%) \$908

Administrative Fee (9%): \$1,220

Funds Retained by City/County: \$11,423

Santa Ana City:

The City of Santa Ana proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

– Law Enforcement;

Program Narrative:

Outline the Proposed program activities –

Through the use of grant funding the City of Santa Ana will augment its Gang Enforcement Units, and Career Criminal Unit with suppression units working overtime to target enforcement of gang members and Career Criminals involved in violent behavior. The department currently lacks the manpower and fiscal resources to address this problem, these officers will be deployed directly into the neighborhoods being most affected by the current state of affairs and will be funded for the three year grant period. This funding will equate to approximately 1,370 hours of additional law enforcement presence on our streets.

The Santa Ana Police Department is additionally providing 10% of its allocated funds to Pro-Act Program in support of their operational needs

Provide a brief Analysis of the need for the programs –

The Santa Ana criminal street gang population of approximately 6,900 which accounts for the less than two percent of the City's population, this criminal element constitutes a significant impact on fear in the community and threatens the safety and stability of our neighborhoods.

Goals of the project:

The goal of this project is to reduce criminal activity and increase public safety through enhanced enforcement efforts

Strategies to be used for project:

The use of selective enforcement overtime coupled with crime analysis data allows resources to be specifically deployed in areas of increased criminal activity during time frames found to be most beneficial to project goals:

1. Contact gang members and Career Criminals to gain intelligence and investigative information for prosecutorial purposes
2. Increase the number of arrests and prosecution of gang members and Career Criminals
3. Reduce the fear gang members and Career Criminals evoke in the community through high visibility police presence and enforcement activities

Project identifiers:

Gangs; Career Criminals

Budget and Budget Narrative:

Funds will be utilized for personnel overtime. No funds are allocated for travel, supplies, consultants or contracts.

Overtime: \$102,765.00

1,370.2 hours @ \$75 per hour

Timeline and/or project plan: Identify when the goals and objectives will be completed

Months 1-36: Gang Enforcement and Career Criminal enforcement continues throughout the life of the grant

Funding:

Total Allocation: \$126,869

PROACT Contribution: (10%) \$12,687

Administrative Fee (9%): \$11,418

Funds Retained by City/County: \$102,764

City: Stanton

The City of Stanton proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Areas:

Law enforcement

The City of Stanton is a diverse community presenting unique challenges for law enforcement. A large Hispanic immigrant population and the resulting language barrier can cause a gap between residents, businesses and law enforcement providers. In many cases immigrant residents are fearful of police due to their immigration status. Stanton is home to several active criminal street gangs which use fear and intimidation of residents as a method for ensuring many crimes are never reported to police.

Through implementation of community policing practices we intend to increase awareness and positive interaction among residents, business owners and law enforcement in a community effort to reduce crime. Reducing crimes against persons and businesses will help ensure that the City of Stanton has an active and flourishing business community supported by its residents. It is a commonly recognized fact that public support is necessary for business to flourish. This is also the case for police effectiveness in accomplishing their core mission of preventing crime. Building relationships with the public increases police legitimacy and affects how well they can control crime.

Program Narrative:

Outline the Proposed program activities –

To increase law enforcement presence in the community. Use of overtime to place personnel into problem areas of the City, either on foot, bicycle or patrol car. Their efforts will be directed to combat a growing graffiti, gang, and other crime problems. This will be done in an effort to reduce crime and blight in the City of Stanton.

Provide a brief Analysis of the need for the programs –

Staff will determine target areas for which personnel will utilize crimes and calls for service data and work with the OCSA Crime analysis unit to patrol during times that have higher activity levels. The target areas will be chosen based upon level of calls for service, citizen complaints, Part I and II crimes. The type of area will also determine the type of patrol to be used, certain high density housing areas will use either foot or bicycle patrol. Larger sprawling gang areas may require a vehicle.

Goals of the project:

It is our intent to approach every community in Stanton in the next 12 months and direct personnel to combat or eliminate their specific problem(s) whether it is graffiti, loitering, illegal drug activity, public alcohol consumption or otherwise. We are also working with the City of Stanton to determine enforcement and presence needs during their upcoming community events.

Strategies to be used for project:

Community policing efforts are already underway in Stanton. Previous JAG and other grant funding has allowed us to implement a gang education and prevention program in our local schools and to conducted limited neighborhood and business watch activities. Currently funds are limited for targeting specific areas that are experiencing increased vandalism/graffiti and increased complaints.

Project identifiers: See JAG Identifiers (attached)

Overtime (Deputies for directed enforcement efforts)

Budget and Budget Narrative:

Personnel OT- \$8,946.10

Timeline and/or project plan: Identify when the goals and objectives will be completed

Community policing efforts are already underway in Stanton. Previous JAG and other grant funding has allowed us to implement a gang education and prevention program in our local schools and to conducted limited neighborhood and business watch activities. Currently funds are limited for targeting specific areas that are experiencing increased vandalism/graffiti and increased complaints.

It is our intent to approach every community in Stanton in the next 12 months and direct personnel to combat or eliminate their specific problem(s) whether it is graffiti, loitering, illegal drug activity, public alcohol consumption or otherwise. We are also working with the City of Stanton to determine enforcement and presence needs during their upcoming community events.

Funding:

Total Allocation: \$11,710

PROACT Contribution: (10%) \$1,171

Administrative Fee: (9%) \$1,054

Funds Retained by City/County: \$9,485

City: Westminster

The City of Westminster proposes to use the 2012 Justice Assistance Grant funding as follows:

Purpose Area:

Law Enforcement

Program Narrative:

These grant funds are intended to provide the funding costs for 1 part-time Property Technician/Police Aide to be shared by the Westminster Police Department's Forensic Services and Property and Evidence Divisions.

Due to the recent advancements in the ability of criminal laboratories to detect a person's DNA in minute amounts and on almost any type of surface, greater emphasis has been placed on collecting DNA evidence at crime scenes for possible suspect DNA.

Historically, DNA typing was laborious and time consuming in the laboratory, so DNA sampling was only obtained in the most serious crimes. However, since the laboratory time and the size of the sample required for an identification has significantly decreased; the demand to collect samples has significantly increased.

Westminster Police officers are now collecting DNA samples on all criminal cases. The large volume of suspect and victim elimination samples has caused a significant backlog in the Westminster Police Department's ability to collect and process DNA related evidence items. The grant funded Property Technician/Police Aide will primarily perform related tasks including, but not be limited to, the collecting, packaging, filing, and transferring of DNA related evidence between police officers, Forensic Services, Property and Evidence and outside criminal laboratories.

Goals of the project:

The goal of the project is to eliminate the back log of DNA samples that need to be properly processed in such a manner that it meets the evidentiary chain of custody required by law. If the backlog can be eliminated, the technician will be utilized for the efficient processing of evidence between Forensic Services and Property and Evidence until the 2012 JAG Grant funds are exhausted.

Strategies to be used for the project:

Existing full-time Forensic Services Technicians and the full-time Property and Evidence Specialist will determine the most efficient way for the Property Technician/Police Aide to reduce and/or eliminate the backlog of DNA samples.

Project identifiers:

Law Enforcement-
Process DNA samples to help identify criminal suspects

Budget Narrative:

Part-time Technician: The cost of this position per hour, including part-time benefits, is approximately \$19.94. The Part-time Technician will work approximately 20 hours per week for 44 weeks, or 889 hours or until the 2012 funds are exhausted, for a total of \$17,730

Timeline and/or project plan:

The 2012 JAG Grant funds will be utilized to hire a part-time Property Technician/Police Aide as soon as the funds became available. The position will be maintained until the funds are exhausted (Approximately 10 months).

Funding:

Total Allocation: \$19,483

PROACT Contribution: (0%) \$0

Administrative Fee (9%): \$1,753

Funds Retained by City/County: \$17,730

ATTACHMENT B



Department of Justice
Office of Justice Programs

Bureau of Justice Assistance

Office of Justice Programs

Washington, D.C. 20531

June 29, 2012

Mr. Bill Campbell
County of Orange
10 Civic Center Plaza
Santa Ana, CA 92701

Dear Mr. Campbell:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation in the amount of \$465,007 for County of Orange.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Carrie Booth, Program Manager at (202) 305-7426; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Denise O'Donnell

Denise O'Donnell
Director

Enclosures



Department of Justice
Office of Justice Programs
Office for Civil Rights

Washington, D.C. 20531

June 29, 2012

Mr. Bill Campbell
County of Orange
10 Civic Center Plaza
Santa Ana, CA 92701

Dear Mr. Campbell:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of Federal funding to compliance with Federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice is responsible for ensuring that recipients of financial aid from OJP, its component offices and bureaus, the Office on Violence Against Women (OVW), and the Office of Community Oriented Policing Services (COPS) comply with applicable Federal civil rights statutes and regulations. We at OCR are available to help you and your organization meet the civil rights requirements that come with Justice Department funding.

Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at <http://www.lep.gov>.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at <http://www.ojp.usdoj.gov/ocr/etfbo.htm>.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the Justice Department has concluded that the Religious Freedom Restoration Act (RFRA) is reasonably construed, on a case-by-case basis, to require that its funding agencies permit faith-based organizations applying for funding under the applicable program statutes both to receive DOJ funds and to continue considering religion when hiring staff, even if the statute that authorizes the funding program generally forbids considering of religion in employment decisions by grantees.

Questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment may be directed to this Office.

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements: (1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEO), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. §§ 42.205(5) or 31.202(5)).

1) Meeting the EEO Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEO reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEO and submit it to OCR for review **within 60 days from the date of this letter**. For assistance in developing an EEO, please consult OCR's website at <http://www.ojp.usdoj.gov/ocr/eeop.htm>. You may also request technical assistance from an EEO specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEO, but it does not have to submit the EEO to OCR for review. Instead, your organization has to maintain the EEO on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEO requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

2) Submitting Findings of Discrimination

In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEO, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at <http://www.ojp.usdoj.gov/ocr/>.

Sincerely,



Michael L. Alston
Director

cc: Grant Manager
Financial Analyst



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Grant

PAGE 1 OF 7

1. RECIPIENT NAME AND ADDRESS (including Zip Code) County of Orange 10 Civic Center Plaza Santa Ana, CA 92701		4. AWARD NUMBER: 2012-DJ-BX-0057	
		5. PROJECT PERIOD: FROM 10/01/2011 TO 09/30/2015 BUDGET PERIOD: FROM 10/01/2011 TO 09/30/2015	
1A. GRANTEE IRS/VENDOR NO. 950009281		6. AWARD DATE 06/29/2012	7. ACTION Initial
		8. SUPPLEMENT NUMBER 00	
3. PROJECT TITLE Local Law Enforcement Programs		9. PREVIOUS AWARD AMOUNT \$ 0	
		10. AMOUNT OF THIS AWARD \$ 465,007	
		11. TOTAL AWARD \$ 465,007	
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY12(BJA - JAG) 42 USC 3750, et seq.			
15. METHOD OF PAYMENT GPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Denise O'Donnell Director		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Bill Campbell Board of Supervisors Chair	
17. SIGNATURE OF APPROVING OFFICIAL <i>Denise O'Donnell</i>		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL	19A. DATE
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B DJ 80 00 00 465007		21. LDJUGT0141	

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 2 OF 7

PROJECT NUMBER 2012-DJ-BX-0057

AWARD DATE 06/29/2012

SPECIAL CONDITIONS

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of OJP grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the OJP Financial Guide.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by -

mail:

Office of the Inspector General
U.S. Department of Justice
Investigations Division
950 Pennsylvania Avenue, N.W.
Room 4706
Washington, DC 20530

e-mail: oig.hotline@usdoj.gov

hotline: (contact information in English and Spanish): (800) 869-4499

or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

6. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.
7. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee. Cf. 28 C.F.R. parts 66, 70.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET**
Grant

PAGE 3 OF 7

PROJECT NUMBER 2012-DJ-BX-0057

AWARD DATE 06/29/2012

SPECIAL CONDITIONS

8. The recipient agrees to comply with applicable requirements regarding Central Contractor Registration (CCR) and applicable restrictions on subawards to first-tier subrecipients that do not acquire and provide a Data Universal Numbering System (DUNS) number. The details of recipient obligations are posted on the Office of Justice Programs web site at <http://www.ojp.gov/funding/ccr.htm> (Award condition: Central Contractor Registration and Universal Identifier Requirements), and are incorporated by reference here. This special condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).
9. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and sub recipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
10. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences, meetings, trainings, and other events, including the provision of food and/or beverages at such events, and costs of attendance at such events. Information on pertinent laws, regulations, policies, and guidance is available at www.ojp.gov/funding/confcost.htm.
11. The recipient agrees to comply with applicable requirements to report first-tier subawards of \$25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office of Justice Programs web site at <http://www.ojp.gov/funding/ffata.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirement does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).
12. The recipient agrees that all income generated as a direct result of this award shall be deemed program income. All program income earned must be accounted for and used for the purposes of funds provided under this award, including such use being consistent with the conditions of the award, the effective edition of the OJP Financial Guide and, as applicable, either (1) 28 C.F.R. Part 66 or (2) 28 C.F.R. Part 70 and 2 C.F.R. Part 215 (OMB Circular A-110). Further, the use of program income must be reported on the quarterly Federal Financial Report, SF 425.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 4 OF 7

PROJECT NUMBER 2012-DJ-BX-0057

AWARD DATE 06/29/2012

SPECIAL CONDITIONS

13. The grantee agrees to assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these grant funds, either directly by the grantee or by a subgrantee. Accordingly, the grantee agrees to first determine if any of the following activities will be funded by the grant, prior to obligating funds for any of these purposes. If it is determined that any of the following activities will be funded by the grant, the grantee agrees to contact BJA.

The grantee understands that this special condition applies to its following new activities whether or not they are being specifically funded with these grant funds. That is, as long as the activity is being conducted by the grantee, a subgrantee, or any third party and the activity needs to be undertaken in order to use these grant funds, this special condition must first be met. The activities covered by this special condition are:

- a. New construction;
- b. Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;
- d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and
- e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The grantee understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. The grantee further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed at <http://www.ojp.usdoj.gov/BJA/resource/nepa.html>, for programs relating to methamphetamine laboratory operations.

Application of This Special Condition to Grantee's Existing Programs or Activities: For any of the grantee's or its subgrantees' existing programs or activities that will be funded by these grant funds, the grantee, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

14. To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdictions, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the grantee can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.
15. In order to promote information sharing and enable interoperability among disparate systems across the justice and public safety community, OJP requires the grantee to comply with DOJ's Global Justice Information Sharing Initiative (DOJ's Global) guidelines and recommendations for this particular grant. Grantee shall conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: http://www.it.ojp.gov/gsp_grantcondition. Grantee shall document planned approaches to information sharing and describe compliance to the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

AWARD CONTINUATION
SHEET
Grant

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PROJECT NUMBER 2012-DJ-BX-0057

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SPECIAL CONDITIONS

16. The recipient is required to establish a trust fund account. (The trust fund may or may not be an interest-bearing account.) The fund, including any interest, may not be used to pay debts or expenses incurred by other activities beyond the scope of the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The recipient also agrees to obligate and expend the grant funds in the trust fund (including any interest earned) during the period of the grant. Grant funds (including any interest earned) not expended by the end of the grant period must be returned to the Bureau of Justice Assistance no later than 90 days after the end of the grant period, along with the final submission of the Federal Financial Report (SF-425).
17. JAG funds may be used to purchase bulletproof vests for an agency, but may not be used as the 50% match for purposes of the Bulletproof Vest Partnership (BVP) program.
18. The recipient agrees to submit a signed certification that that all law enforcement agencies receiving vests purchased with JAG funds have a written "mandatory wear" policy in effect. Fiscal agents and state agencies must keep signed certifications on file for any subrecipients planning to utilize JAG funds for bulletproof vest purchases. This policy must be in place for at least all uniformed officers before any FY 2012 JAG funding can be used by the agency for bulletproof vests. There are no requirements regarding the nature of the policy other than it being a mandatory wear policy for all uniformed officers while on duty.
19. Bulletproof vests purchased with JAG funds may be purchased at any threat level, make or model, from any distributor or manufacturer, as long as the vests have been tested and found to comply with applicable National Institute of Justice ballistic or slab standards. In addition, bulletproof vests purchased with JAG funds must be American-made. The latest NIJ standard information can be found here: <http://www.nij.gov/topics/technology/body-armor/safety-initiative.htm>.
20. The recipient agrees that any information technology system funded or supported by OJP funds will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 42 U.S.C. 3789g(c)-(d). Recipient may not satisfy such a fine with federal funds.
21. The recipient agrees to ensure that the State Information Technology Point of Contact receives written notification regarding any information technology project funded by this grant during the obligation and expenditure period. This is to facilitate communication among local and state governmental entities regarding various information technology projects being conducted with these grant funds. In addition, the recipient agrees to maintain an administrative file documenting the meeting of this requirement. For a list of State Information Technology Points of Contact, go to <http://www.it.ojp.gov/default.aspx?area=policyAndPractice&page=1046>.
22. The grantee agrees to comply with the applicable requirements of 28 C.F.R. Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the "Equal Treatment Regulation"). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participation in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. Notwithstanding any other special condition of this award, faith-based organizations may, in some circumstances, consider religion as a basis for employment. See http://www.ojp.gov/about/ocr/equal_fbo.htm.
23. The recipient acknowledges that all programs funded through subawards, whether at the state or local levels, must conform to the grant program requirements as stated in BJA program guidance.



Department of Justice
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**AWARD CONTINUATION
SHEET**
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PROJECT NUMBER 2012-DJ-BX-0057

AWARD DATE 06/29/2012

SPECIAL CONDITIONS

24. Grantee agrees to comply with the requirements of 28 C.F.R. Part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.
25. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.
26. The recipient agrees that funds received under this award will not be used to supplant State or local funds, but will be used to increase the amounts of such funds that would, in the absence of Federal funds, be made available for law enforcement activities.
27. Award recipients must submit quarterly a Federal Financial Report (SF-425) and annual performance reports through GMS (<https://grants.ojp.usdoj.gov>). Consistent with the Department's responsibilities under the Government Performance and Results Act (GPRA), P.L. 103-62, applicants who receive funding under this solicitation must provide data that measure the results of their work. Therefore, quarterly performance metrics reports must be submitted through BJA's Performance Measurement Tool (PMT) website (www.bjaperformance.com). For more detailed information on reporting and other JAG requirements, refer to the JAG reporting requirements webpage. Failure to submit required JAG reports by established deadlines may result in the freezing of grant funds and future High Risk designation.
28. The recipient agrees to monitor subawards under this JAG award in accordance with all applicable statutes, regulations, OMB circulars, and guidelines, including the OJP Financial Guide, and to include the applicable conditions of this award in any subaward. The recipient is responsible for oversight of subrecipient spending and monitoring of specific outcomes and benefits attributable to use of JAG funds by subrecipients. The recipient agrees to submit, upon request, documentation of its policies and procedures for monitoring of subawards under this award.
29. Award recipients must verify Point of Contact (POC), Financial Point of Contact (FPOC), and Authorized Representative contact information in GMS, including telephone number and e-mail address. If any information is incorrect or has changed, a Grant Adjustment Notice (GAN) must be submitted via the Grants Management System (GMS) to document changes.
30. The grantee agrees that within 120 days of award acceptance, each member of a law enforcement task force funded with these funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, will complete required online (internet-based) task force training. The training is provided free of charge online through BJA's Center for Task Force Integrity and Leadership (www.ctfli.org). All current and new task force members are required to complete this training once during the life of the award, or once every four years if multiple awards include this requirement. This training addresses task force effectiveness as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. Additional information is available regarding this required training and access methods via BJA's web site and the Center for Task Force Integrity and Leadership (www.ctfli.org).



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**AWARD CONTINUATION
SHEET**
Grant

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PROJECT NUMBER 2012-DJ-BX-0057

AWARD DATE 06/29/2012

SPECIAL CONDITIONS

31. With respect to this award, federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. (An award recipient may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.)

This limitation on compensation rates allowable under this award may be waived on an individual basis at the discretion of the OJP official indicated in the program announcement under which this award is made.

32. Recipient may not expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has received and approved the signed Memorandum of Understanding (MOU) between the disparate jurisdictions and has issued a Grant Adjustment Notice (GAN) releasing this special condition.
33. Recipient may not expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has received documentation demonstrating that the state or local governing body review and/or community notification requirements have been met and has issued a Grant Adjustment Notice (GAN) releasing this special condition.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Washington, D.C. 20537

Memorandum To: Official Grant File

From: Orbin Terry, NEPA Coordinator

Subject: Incorporates NEPA Compliance in Further Developmental Stages for County of Orange

The Edward Byrne Memorial Justice Assistance Grant Program (JAG) allows states and local governments to support a broad range of activities to prevent and control crime and to improve the criminal justice system, some of which could have environmental impacts. All recipients of JAG funding must assist BJA in complying with NEPA and other related federal environmental impact analyses requirements in the use of grant funds, whether the funds are used directly by the grantee or by a subgrantee or third party. Accordingly, prior to obligating funds for any of the specified activities, the grantee must first determine if any of the specified activities will be funded by the grant.

The specified activities requiring environmental analysis are:

- a. New construction;
- b. Any renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;
- d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and
- e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

Complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. Further, for programs relating to methamphetamine laboratory operations, the preparation of a detailed Mitigation Plan will be required. For more information about Mitigation Plan requirements, please see <http://www.ojp.usdoj.gov/BJA/resource/nepa.html>.

Please be sure to carefully review the grant conditions on your award document, as it may contain more specific information about environmental compliance.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**GRANT MANAGER'S MEMORANDUM, PT. I:
PROJECT SUMMARY**

Grant

PROJECT NUMBER
2012-DJ-BX-0057

PAGE 1 OF 1

This project is supported under FY12(BJA - JAG) 42 USC 3750, et seq.

1. STAFF CONTACT (Name & telephone number)

Carrie Booth
(202) 305-7426

2. PROJECT DIRECTOR (Name, address & telephone number)

Susie Cabrera
Administrative Manager
431 The City Drive South
Orange, CA 92868-3303
(714) 935-6869

3a. TITLE OF THE PROGRAM

BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

**3b. POMS CODE (SEE INSTRUCTIONS
ON REVERSE)**

4. TITLE OF PROJECT

Local Law Enforcement Programs

5. NAME & ADDRESS OF GRANTEE

County of Orange
10 Civic Center Plaza
Santa Ana, CA 92701

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 10/01/2011 TO: 09/30/2015

8. BUDGET PERIOD

FROM: 10/01/2011 TO: 09/30/2015

9. AMOUNT OF AWARD

\$ 465,007

10. DATE OF AWARD

06/29/2012

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

The Edward Byrne Memorial Justice Assistance Grant Program (JAG) allows states and units of local government, including tribes, to support a broad range of activities to prevent and control crime based on their own state and local needs and conditions. Grant funds can be used for state and local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice, including for any one or more of the following purpose areas: 1) law enforcement programs; 2) prosecution and court programs; 3) prevention and education programs; 4) corrections and community corrections programs; 5) drug treatment and enforcement programs; 6) planning, evaluation, and technology improvement programs; and 7) crime victim and witness programs (other than compensation).

The County of Orange will receive grant funds under the Bureau of Justice Assistance FY 2012 JAG Local Program. The funds will be utilized to support a broad range of activities to prevent and control crime within the community. The County has been certified as disparate and the joint application includes fourteen units of

local government for which the applicant and fiscal agent is the County of Orange.

The goals of the project are to meet local and state initiatives such as: fund technical assistance, training, personnel, equipment, supplies, contractual support, information systems for criminal justice, and criminal justice related research/evaluation activities that will improve or enhance law enforcement specific programs.

NCA/NCF

ATTACHMENT C

AGREEMENT TO TRANSFER FUNDS FOR 2012 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM

THIS AGREEMENT is entered into this _____ day of _____ 2012, which date is enumerated for purposes of reference only, by and between the COUNTY OF ORANGE, a political subdivision of the State of California, hereinafter referred to as "COUNTY", and City of Garden Grove a municipal corporation, hereinafter referred to as "SUBGRANTEE."

WHEREAS, COUNTY, acting through its Sheriff-Coroner Department, hereinafter referred to as SHERIFF, in its capacity as the lead agency on behalf of fourteen units of local government, including SHERIFF and SUBGRANTEE, has applied for, received and accepted the Edward Byrne Memorial Justice Assistance Grant from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (hereinafter referred to as "the grant").

WHEREAS, the purpose of the grant is to supplement the resources available to the multi agency Orange County Pro-Active Methamphetamine Laboratory Investigative Team (PROACT), and to various programs designated to prevent and control crime within the County of Orange that are operated by individual agencies included in the above-referenced fourteen units of local government, as set forth in Attachment A hereto (Program Narrative in the grant MOU), which is attached hereto and incorporated herein by reference.

WHEREAS, the terms of the grant require that certain grant funds be transferred to SUBGRANTEE to be used for the grant purposes, which may include local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for law enforcement, as more particularly described in Attachment A hereto.

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. COUNTY shall transfer to SUBGRANTEE grant funds, in arrears, as necessary to reimburse SUBGRANTEE for reasonable and permissible expenditures for the grant purposes. In order

1 to obtain grant funds, SUBGRANTEE shall comply with the instructions and submit to SHERIFF all
2 required information and documentation, as set forth in Attachment B hereto ("How to Apply for JAG
3 Grant Reimbursements"), which is attached hereto and incorporated herein by reference. In no event
4 will the total amount of the grant funds transferred by COUNTY to SUBGRANTEE hereunder exceed
5 SUBGRANTEE's allocation, as set forth in Attachment C hereto ("JAG Program Allocation"), which is
6 attached hereto and incorporated herein by reference.

7 2. SUBGRANTEE shall be reimbursed with said grant funds only for expenditures
8 necessary to acquire personal property or equipment as set forth in Attachment A hereto [hereinafter
9 called "grant property and equipment"] or to perform such other grant functions, if any, for which
10 Attachment A specifies that SUBGRANTEE may utilize grant funds.

11 3. Throughout their useful life, SUBGRANTEE shall use grant property and equipment
12 only for grant purposes in accordance with Attachment A hereto.

13 4. SUBGRANTEE shall exercise due care to preserve and safeguard grant property and
14 equipment from damage or destruction and shall provide regular maintenance and such repairs for grant
15 property and equipment as are necessary, in order to keep said grant property and equipment
16 continually in good working order.

17 5. If grant property or equipment becomes obsolete, SUBGRANTEE shall dispose of it
18 only in accordance with the instructions of COUNTY or the agency from which COUNTY received the
19 grant funds.

20 6. SUBGRANTEE shall submit to the COUNTY grant program reporting documents and
21 information in accordance with requirements set out in Attachment D ("Edward Byrne Memorial Justice
22 Assistance Grant Reporting Requirements"), which is attached hereto and incorporated herein by
23 reference.

24 7. SUBGRANTEE shall comply with all applicable terms of the certification(s) that are
25 attached hereto as Attachment E and incorporated herein by reference.

26 8. By executing this Agreement, SUBGRANTEE agrees to comply with and be fully
27 bound by this Agreement and all applicable provisions of Attachments A, B, C, D and E hereto.

1 SUBGRANTEE shall notify COUNTY immediately upon discovery that it has not abided or no longer
2 will abide by any applicable provision of this Agreement or Attachments A, B, C, D or E hereto.

3 9. SUBGRANTEE and COUNTY shall be subject to examination and audit by the State
4 Auditor General with respect to this Agreement for a period of three years after final payment
5 hereunder.

6 10. SUBGRANTEE agrees to indemnify, defend and save harmless COUNTY and the
7 agency from which COUNTY received grant funds, and their elected and appointed officials, officers,
8 agents and employees from any and all claims and losses accruing or resulting to any and all contractors,
9 subcontractors, laborers, and any other person, firm or corporation furnishing or supplying work,
10 services, materials or supplies in connection with SUBGRANTEE's performance of this Agreement,
11 including Attachments A, B, C, D and E hereto, and from any and all claims and losses accruing or
12 resulting to any person, firm, or corporation who may be injured or damaged by SUBGRANTEE in the
13 performance of this Agreement, including Attachments A, B, C, D and E hereto.

14 11. No alteration or variation of the terms of this Agreement shall be valid unless made in
15 writing and signed by duly authorized representatives of the parties hereto, and no oral understanding or
16 agreement not incorporated herein shall be binding on any of the parties hereto.

17 12. SUBGRANTEE may not assign this Agreement in whole or in part without the express
18 written consent of COUNTY.

19 13. For a period of three years after final payment hereunder or until all claims related to
20 this Agreement are finally settled, whichever is later, SUBGRANTEE shall preserve and maintain all
21 documents, papers and records relevant to the work performed or property or equipment acquired in
22 accordance with this Agreement, including Attachments A, B, C, D and E hereto. For the same time
23 period, SUBGRANTEE shall make said documents, papers and records available to COUNTY and the
24 agency from which COUNTY received the grant funds or their duly authorized representative(s), for
25 examination, copying, or mechanical reproduction on or off the premises of SUBGRANTEE, upon
26 request, during usual working hours.

1 14. SUBGRANTEE shall provide to COUNTY all records and information requested by
2 COUNTY for inclusion in quarterly reports and such other reports or records as COUNTY may be
3 required to provide to the agency from which COUNTY received grant funds or other persons or
4 agencies.

5 15. COUNTY may terminate this Agreement and be relieved of the payment of any
6 consideration to SUBGRANTEE if a) SUBGRANTEE fails to perform any of the covenants contained
7 in this Agreement, including the applicable terms of Attachments A, B, C, D and E hereto, at the time
8 and in the manner herein provided, or b) COUNTY loses funding under the grant. In the event of
9 termination, COUNTY may proceed with the work in any manner deemed proper by COUNTY.

10 16. SUBGRANTEE and its agents and employees shall act in an independent capacity in the
11 performance of this Agreement, including Attachments A, B, C, D and E hereto, and shall not be
12 considered officers, agents or employees of COUNTY or SHERIFF or of the agency from which
13 COUNTY received grant funds.

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1 **IN WITNESS WHEREOF**, the parties have executed this Agreement in the County of Orange,
2 State of California.

3
4 DATED: _____, 2012

COUNTY OF ORANGE, a political
subdivision of the State of California

5
6 By



Sandra Hutchens, Sheriff-Coroner

Sheriff-Coroner Department
"COUNTY"

7
8
9
10 APPROVED AS TO FORM:

11 COUNTY COUNSEL

12
13 By



Nicole Sims, Deputy

14 DATED: 7/17, 2012

15
16 SUBGRANTEE

17
18 By

Name and Title



City

19
20
21 ATTEST:

DATED: _____, 2012

22
23 By

City Clerk

24
25 DATED: _____, 2012

APPROVED AS TO FORM.



THOMAS F. NIXON
City Attorney
City of Garden Grove

DATED: 10/8/12