



ERIC GARCETTI  
MAYOR

September 2, 2020

Honorable Members of the City Council  
c/o City Clerk  
Room 395, City Hall

RE: Notification of Application and Request for Authority to Accept Grant Award for FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

Dear Honorable Members:

Pursuant to Section 14.6 of the Los Angeles Administrative Code, the Mayor's Office of Public Safety is notifying the City Council of the submission of a formula grant application for the FY 2019 Justice Assistance Grant Program (FY19 JAG). The Department of Justice (DOJ), Bureau of Justice Assistance issued a RFP for the FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) Program on July 25, 2019. An application on behalf of the City of Los Angeles was submitted on August 23, 2019. On September 24, 2019 the City of Los Angeles received the award letter.

Transmitted herewith for consideration by the City Council is a request to accept \$2,386,696.00 in grant funds and approve a joint spending plan with the County of Los Angeles for the FY19 JAG Program. There is no match requirement associated with this grant.

The JAG is a formula grant which provides states and units of local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution and court programs, prevention and education programs, corrections and community corrections, drug treatment and enforcement, crime victim and witness initiatives, and planning, evaluation, and technology improvement programs. JAG awards are disbursed by the grantor in the first fiscal year of the appropriation and may be expended over the following three years for a total of four years. The grant period is October 1, 2018 to September 30, 2022. The early start date is due to the grant being awarded at the beginning of the Federal government's fiscal year, which runs from October through September.

Formula allocations are awarded by the DOJ to states and then local jurisdictions based on Part 1 violent crime statistics. The FY19 JAG provides the City and County of Los Angeles a direct allocation determined by population and Part 1 violent crime statistics and requires approval of a joint spending plan. Out of the total FY19 JAG allocation of \$2,386,696.00, the proposed City/County joint spending plan allocates \$1,312,682.80 to the City and \$1,074,013.20 to the County.

### **CLEAR**

The funds are being directed to the Community Law Enforcement and Recovery (CLEAR) program which is part of the Mayor's Gang Reduction Strategy that was introduced in April 2007. This strategy includes suppression and prevention components. CLEAR program represents the suppression component of the City's Gang Reduction Strategy, and is focused on facilitating the recovery of gang-infested communities. This is accomplished by decreasing the criminal activity of targeted gangs in designated communities through an effective collaboration with the Mayor's Office of Gang Reduction Youth Development (GRYD), as well as City and County criminal justice agencies. The CLEAR program is integral to the success of GRYD. The CLEAR Team includes the Los Angeles Police Department (LAPD), County of Los Angeles Probation Department, Los Angeles City Attorney, County of Los Angeles District Attorney, and the Los Angeles Mayor's Office.

The FY19 JAG will partially support the CLEAR program during FY 2020-21 in a total of nine CLEAR program sites: Northeast, Newton, Southeast, Foothill, Southwest, Hollenbeck/Boyle Heights, Hollenbeck/Ramona Gardens, Rampart and 77th. The FY19 JAG will provide a total of \$1,034,632.72 for the following personnel support: nine (9) Deputy City Attorney's, nine (9) Deputy District Attorneys, and nine (9) Deputy Probation Officers. We are requesting authority to execute a Professional Services Agreement (PSA) with the County of Los Angeles to pay for Deputy District Attorney and Deputy Probation Officer positions. The City Attorney, Probation, and District Attorney's Offices are all committed to the CLEAR program at the current funding levels.

The chart below details the funding for CLEAR in FY 2020-2021:

<b>Position</b>	<b>FY19 JAG</b>
9 Deputy City Attorneys	\$314,897.36
9 Deputy District Attorneys	\$469,247.36
9 Deputy Probation Officers	\$250,488.00
<b>TOTAL PERSONNEL FUNDING FOR CLEAR</b>	<b>\$1,034,632.72</b>

In addition, the LAPD component of CLEAR places Detectives, Sergeants and Police Officers in each CLEAR site. There are a total of 10 LAPD personnel assigned per CLEAR site (1 Detective, 1 Sergeant, and 8 Police Officers). LAPD salaries for CLEAR in FY 2021-2020 will be funded through LAPD's existing budget.

Below is a summary of the budget for the City of Los Angeles FY19 JAG:

<b>Cost Category</b>	<b>Budget</b>
CLEAR Personnel – 9 Deputy City Attorney III's	\$314,897.36
CLEAR Contractual Services – County 9 Deputy District Attorney III's 9 Deputy Probation Officers	\$719,735.36
Mayor Salaries (M&A)	\$157,765.15
Fringe Benefits	\$77,904.45
Mayor's Management and Administrative	\$3,000.00
City 3% NIBRS	\$39,380.48
<b>TOTAL CITY ALLOCATION</b>	<b>\$1,312,682.80</b>

### **Los Angeles Police Department**

#### **National Incident-Based Reporting System (NIBRS) 3 percent set-aside**

In FY 2016, the Federal Bureau of Investigation (FBI) formally announced its intention to sunset the Uniform Crime Reporting (UCR) Program's traditional Summary Reporting System (SRS) and replace it with the UCR Program's National Incident-Based Reporting System (NIBRS). By January 1, 2021, the FBI intends for NIBRS to be the law enforcement crime data reporting standard for the nation.

Beginning in FY2018, BJA is requiring direct JAG award recipients not certified by their state as NIBRS compliant to dedicate 3 percent of their JAG award toward achieving full compliance with the FBI's NIBRS data submission requirements under the UCR Program.

In 2016, the Los Angeles Police Department (LAPD) began its transition to the NIBRS from the Uniform Crime Reporting (UCR) Summary Reporting System (SRS). To meet the California and Federal reporting standards, the LAPD is modernizing its software to collect incident-based data, procuring hardware to run the upgraded RMS, training staff to collect and report incident-based data, and gradually rolling out the new system to those affected by the changes. Out of the City of Los Angeles' total FY19 JAG allocation of \$1,312,682.80, the 3% NIBR spending plan allocates \$39,380.48 to fund software and hardware upgrades related to this effort.

#### **Management and Administration**

DOJ guidelines allow up to 10% of the total award to be used in support of the management and administration (M&A) of grant-funded programs. From this award, 10% will be used for M&A. The responsibilities of the fiscal agent include applying for the grant, monitoring expenditures, complying with quarterly reporting requirements, conducting audits of City and County projects and expenditures, complying with grantor and single-audit review requirements and requests, managing the disbursement and reimbursement of grant funds, and oversight of sub-recipient spending.

Of the total amount for M&A (\$238,669.60), \$157,765.15 will be used for salaries, \$77,904.45 for fringe benefits, and \$3,000.00 for office and administration for Mayor's Office staff.

### **County Allocation**

The County of Los Angeles will utilize its FY19 JAG allocation to support the following programs: Los Angeles County Sheriff's Department, District Attorney SAGE: Strategies Against Gang Environments, Public Defender Alternative Sentencing Program, Alternate Public Defender Alternate Sentencing Program/Psychiatric Social Worker, Probation Department and AB109 Re-Entry Housing Project. As the administrative agent, the Mayor's Office is responsible for monitoring the County programs and expenditures, and reports on their activities to DOJ.

### **Recommendations**

**IT IS THEREFORE** requested that the City Council:

1. **AUTHORIZE** the Mayor, or designee, to accept the FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$2,386,696.00 for the period effective from October 1, 2018 through September 30, 2022;
2. **AUTHORIZE** the Mayor, or designee, to negotiate and execute the Grant Award Agreement on behalf of the City and submit any other necessary agreements and documents relative to the grant award, subject to the approval of the City Attorney as to form;
3. **APPROVE** the FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) budget and authorize the Mayor's Office of Public Safety to expend the grant in accordance with the approved budget;
4. **APPROVE** a Memorandum of Understanding between the City of Los Angeles and the County of Los Angeles for the FY 2019 Edward Byrne Memorial Justice Assistance Grant for the period of October 1, 2018 through September 30, 2022, for a total not to exceed \$2,386,696.00 and authorize the Mayor, or designee, to execute the Memorandum of Understanding, subject to the approval of the City Attorney as to form;
5. **AUTHORIZE** the Mayor, or designee, to execute a Subrecipient Agreement between the City of Los Angeles and the County of Los Angeles for the FY 2019 Edward Byrne Memorial Justice Assistance Grant for up to 45 months, for a total not to exceed \$1,074,013.20, subject to the approval of the City Attorney as to form;

6. **AUTHORIZE** the Mayor, or designee, to execute a contract between the City of Los Angeles and the County of Los Angeles for the CLEAR Program for up to 12 months, for a total not to exceed \$719,735.36, subject to the approval of the City Attorney as to form and upon submission of invoices and approval by the Mayor, or designee, of such invoices for JAG-related expenditures:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
46T216	District Attorney	\$ 469,247.36
46T216	Probation Department	\$ 250,488.00
	<b>TOTAL</b>	<b>\$ 719,735.36</b>

7. **AUTHORIZE** the Controller to:

- a. **CREATE** a new interest-bearing Fund, titled FY19 Justice Assistance Grant Fund, establish a receivable in this new Fund in the amount of \$2,386,696.00, expend funds upon presentation of proper documentation from the Mayor's office and create new **Appropriation Accounts** within the new Fund XXX, Department 46 as follows:

<u>Appropriation Number</u>	<u>Account Name</u>	<u>Amount</u>
46T216	CLEAR Contractual Services	\$ 719,735.36
46T912	City Attorney Grant Allocation	\$ 314,897.36
46T146	Mayor	\$ 157,765.15
46T299	Related Costs	\$ 77,904.45
46T210	Mayor's – Office and Administrative	\$ 3,000.00
46T668	Partner Jurisdiction	\$1,074,013.20
46T970	LAPD Grant Allocation	\$ 39,380.48
	<b>TOTAL</b>	<b>\$2,386,696.00</b>

- b. **EXPEND** funds upon presentation of proper demands from the Office of the Mayor.

8. **AUTHORIZE** the Controller to transfer up to \$157,765.15 from FY19 JAG Fund XXX, Account No. 46T146 to the Mayor's General Fund No. 100, Department 46, Account No. 001020 for reimbursement of grant-funded personnel salaries;
9. **AUTHORIZE** the Controller to transfer up to \$77,904.45 from FY19 JAG Fund XXX/46, Account No. 46T299 to the Mayor's General Fund No. 100, Department 46, Revenue Source No. 5346 for reimbursement of grant-funded fringe benefits; and

**10. AUTHORIZE** the Mayor, or designee, to prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer and authorize the Controller to implement the instructions.

Sincerely,

A handwritten signature in black ink, appearing to read "E. Garcetti", with a horizontal line extending to the right.

Eric Garcetti  
Mayor

EG:MA

Attachments

- 1 Grant Application Narrative
- 2 Award Letter
- 3 County of Los Angeles Memorandum of Understanding