



DATE: November 14, 2017

TO: Mayor and City Council

FROM: Chief of Police

SUBJECT: Authorization for the City Manager to Execute an Agreement with the Alameda County Sheriff's Office and the U.S. Department of Justice to Accept the FY2017 Byrne Justice Assistance Grant (JAG) fund in the Amount of \$42,491.60 for Hayward Police Department Operations

RECOMMENDATION

That the City Council authorizes the acceptance of the FY2017 Byrne Justice Assistance Grant (JAG) with the Alameda County Sheriff's Office and the U.S. Department of Justice in the amount of \$42,491.60 for Hayward Police Department Operations.

BACKGROUND

The Hayward Police Department has participated in the Byrne Justice Assistance Grant (JAG) (Byrne Grant) funds since 2005. Historically, the City has used the Byrne Grant Funds for several operational issues relating to the Hayward Police Department.

On August 7, 2017, the Hayward Police Department was notified by the Alameda County Sheriff's Office Planning and Research Unit that federal certification requirements must be acknowledged and signed by each city's "Chief Legal Officer"/City Attorney certifying compliance with 8 U.S.C. Section 1373. The section addresses several issues relating to citizenship and immigration status. The U.S. Department of Justice instituted this new requirement before the award acceptance documents are processed.

The County Planning and Research Unit reports that of the ten members who participated in this Consortium, two members have withdrawn, one member has signed the certification, and the remaining eight members are checking with their City Managers and Attorneys.

Staff, in consultation with the City Attorney's office, has elected to not sign the certification and wait until further discussions with the remaining eight members take place as to impact of signing the certification. Alameda County has received approval from the U.S. Department of Justice to submit the grant application, which will be processed without the required signed certifications. However, no actual award will be made until the certifications are signed by the receiving agencies. If this certification is required in future grant applications, this could impact the City's ability to apply and be awarded similar Federal funding. In the interim, the County's Planning and Research Unit recommends the remaining members submit their budget applications and Memorandum Amendments to keep their options open.

DISCUSSION

The Alameda County Sheriff's Office intends to apply for the FY2018 Byrne Justice Assistance Grant (JAG) Local program on behalf of the remaining Consortium members for the twelfth consecutive year. Alameda County qualified for a total allocation of \$774,808 in FY2017 Byrne JAG Local funds, of which the Hayward Police Department will receive \$42,491.60 (total award is \$44,728 and after the County's 5% administrative fee of \$2,236.40, the City will receive \$42,491.60). These funds require no local match and allow a wide range of uses by participating Police Departments.

For FY 2017, the Hayward Police Department plans to use the Byrne JAG Local funds to upgrade their security camera system for \$29,492 and maintenance fees of \$16,000 for the Police Department's off-site fitness training facility located at the Hayward Airport.

STRATEGIC INITIATIVES

This agenda item is a routine operational item and does not relate to one of the Council's Strategic Initiatives.

FISCAL IMPACT

This agreement will result in the continuation of the Police Department's Byrne Grant funding, which staff will use to fund the ongoing costs of the Training Center and toward the upgrading of the Hayward Police Department's security camera system. There is no impact to the General Fund.

NEXT STEPS

If Council authorizes this action, a Memorandum of Understanding will be signed by the City Manager and staff will continue to work with the City Manager and the City Attorney as to the Certification agreement for the FY2017 Byrne Justice Assistance Grant (JAG).

Prepared by: Adam Lumia, Senior Management Analyst

Recommended by: Mark Koller, Chief of Police

Approved by:



Kelly McAdoo, City Manager