



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604

www. CityofSacramento.org

Consent
April 21, 2009

**Honorable Mayor and
Members of the City Council**

Title: Recovery Act Edward Byrne Memorial Competitive Grant Program

Location/Council District: Citywide

Recommendation: Adopt four separate **Resolutions** authorizing the City Manager or his designee, on behalf of the City of Sacramento, to apply for the following federal grant funding through the Recovery Act Edward Byrne Memorial Competitive Grant Program, which is administered through the U.S. Department of Justice, Bureau of Justice Assistance (BJA): 1) \$351,175, plus allowable federal indirect costs at a rate to be determined, in the category "Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime," to provide additional City Ammunition Ordinance investigators: 2) \$614,200, plus allowable federal indirect costs at a rate to be determined, in the category "Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime," to provide a law enforcement jobs program for diverse youth: 3) \$177,887, plus allowable federal indirect costs at a rate to be determined, in the category "Reducing Mortgage Fraud and Crime Related to Vacant Properties," to provide a mortgage fraud investigator: and 4) \$514,600, plus allowable federal indirect costs at a rate to be determined, in the category "Enhancing Forensic and Crime Scene Investigations" to provide three advanced Forensic Consultants.

Contact: Jim Maccoun, Captain, 808-0841

Presenters: Not applicable

Department: Police

Division: Fiscal Operations

Organization No: 11001021

Description/Analysis

Issue: On February 17, 2009, President Obama signed into law the landmark *American Recovery and Reinvestment Act of 2009*, providing the allocation of up to \$2 billion in grant funds for law enforcement agencies through the Edward Byrne Memorial Competitive Grant Program. On March 19, 2009, grants in eight separate categories were opened for application. The Sacramento Police Department (SPD) is seeking approval to apply for a total of \$1,657,862, plus allowable federal indirect costs at a rate to be determined, for four grants from three funding categories. All Edward Byrne Memorial Competitive Grant applications are due April 27, 2009.

If the grant application(s) are successful, the City Council will be requested to review and consider a decision to accept any funding made available through this grant program.

Policy Considerations: Applying for and accepting federal grants is consistent with past practices of using Bureau of Justice Assistance funding to enhance law enforcement programs. The SPD has received and used BJA funding in Fiscal Year (FY)2004/05, FY 2005/06, and FY2006/07. The Edward Byrne Memorial Competitive Grants open for application are intended to help communities improve the capacity of state and local justice systems, and provide national support for training and technical assistance to address local needs.

Environmental Considerations:

California Environmental Quality Act (CEQA): This activity is not subject to the California Environmental Quality Act (CEQA), because it does not constitute a "project" as defined in section 15378 of the CEQA Guidelines, and is exempt pursuant to section 15061(b)(3) (no significant effect on the environment) of the CEQA Guidelines.

Commission/Committee Action: Not applicable

Rationale for Recommendation: The Police Department is requesting approval to compete for four grants under three grant categories of the Recovery Act Edward Byrne Competitive Grant program:

1. The SPD's first "**Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime**" grant application would request sufficient funding to pay Reserve Officer rates equivalent to two full-time employees for two years to work as investigators of ammunition ordinance cases. The expectation of the grant is for funding to be used to hire staff to include law enforcement officers, analysts, and community workers to reduce violent crime, including gang and gun violence.

Sacramento's Ammunition Sales Log Ordinance (City Code Chapter 5.66) requires every business that sells ammunition within the City to obtain

identifying information from the purchaser at the time of the sale. It is modeled after the Project Safe Neighborhood program, and includes a task force staffed by various local and federal agencies for the purpose of combating gun violence and reducing the number of gun-related crimes. Additional investigators are needed to follow up on the sale of ammunition and recovery of firearms from prohibited persons (those with convictions or prior domestic violence restraining orders) as per the ordinance. When staffing resources were reduced, the backlog of cases grew. Reducing the delay time from the time of the prohibited ammunition purchase to the case being assigned is critical to public and officer safety.

2. The SPD's second "**Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime**" grant application would request sufficient funding to pay for the services of the equivalent of two full-time consultants for two years as described below. The grant application would also request sufficient funding to pay 15 part-time Student Trainees for two years as described below. In addition to the grant expectations stated above, this grant category encourages outreach to youth to reduce crime.

In 2004 Time magazine named the city of Sacramento the most diverse community in the nation. The Sacramento Police Department has a deep desire to employ a workforce that mirrors the diversity of the community it serves. Unfortunately the city's diversity is not reflected in the City's Police Department employees. The SPD seeks to create a career track for at risk youth to reduce crime and violence by providing job education and training this diverse group needs to be successful in a law enforcement career. This training/coaching program, coordinated by a Program Manager who would work with community based organizations, would position the candidate to be a much sought after commodity in the world of law enforcement recruitment. Participation in the program would provide life skill and job training through the guidance of a life coach as an alternative to the risk factors that challenge these youth. An important part of their career track training would be the availability of Student Trainee employment throughout the Sacramento Police Department funded by the grant.

The goal of this grant program would be to recruit qualified youth from diverse backgrounds to gain the requisite interpersonal skills and work experience to become invaluable community members who explore careers in law enforcement or public service.

3. The SPD's "**Reducing Mortgage Fraud and Crime Related to Vacant Properties**" grant application would request sufficient funding to pay Reserve Officer rates equivalent to one full-time investigator for two years working in the SPD's Real Estate Fraud Unit. The expectation of the grant is for funding to be used to increase the number of state and local

investigators, prosecutors, and crime prevention practitioners, and to support innovative efforts such as regional mortgage fraud task forces that give states and localities additional tools to address mortgage fraud. The unit is currently only able to investigate approximately 12% of the cases it receives from direct reporting and the District Attorney's Office. These types of cases can be time consuming due to the amount of documentation that must be collected from numerous financial institutions. Due to the high volume, cases can wait months before they are reviewed and investigated. Grant funding for additional investigators would be used to increase the level of investigation from 12% to at least 20% of cases received, as well as the involvement in larger mortgage fraud investigative initiatives.

4. The SPD's "**Enhancing Forensic and Crime Scene Investigations**" grant application would request sufficient funding to pay for the services of three full-time advanced forensics consultants for two years. The expectation of the grant is for funding to be used for increasing staff resources devoted to pursuing cases requiring investigative and forensics expertise such as violent crime cases or child exploitation cases.

The SPD's Latent Examination Unit of the Forensic Investigations Section produces investigative leads in the form of fingerprint identifications that assist in solving crimes. The Unit currently consists of two supervising forensic investigators, two latent print examiners, and two latent print examiner trainees. Prior to 2007/08, the Unit also had three advanced latent print examiners. Advanced latent print examiners typically have several years of latent comparison experience and handle more difficult casework than newer latent print examiners. The recent addition of the two latent print examiner trainees into a two-year training curriculum was intended to help offset the sudden loss of three advanced latent print examiners. However, a significant backlog of comparison requests has resulted from understaffing and the length of the training program. The backlog continues to grow daily and impedes detectives' ability to identify viable suspects of crimes for prosecution. During the two-year grant period, a grant funding award of \$514,600 will allow the Forensic Investigations Section to fund three full time forensic consultants to handle advanced casework and assist in reducing the backlog of forensic requests. The work produced through the grant funding will produce viable investigative leads for criminal prosecution.

Financial Considerations: The Recovery Act Edward Byrne Competitive Grant program will fund 100 percent of approved salaries and benefits with no City matching dollars required or addition of full-time equivalent positions (FTEs). At the conclusion of the grant term, continuance of staffing for each grant program may be evaluated; however, there is no obligation under the grant to continue position funding. The funding requests for each grant are as follows:

1. The first **“Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime”** grant application will seek \$346,575 to fund the equivalent of two full-time Reserve Officers for two years to investigate ammunition sales cases. The annual salary and benefits rate for reserve officers for the 960 allowable hours per year is \$39,989, which represents a cost savings over hiring a comparable full-time employee. The funding requested will also include the estimated cost of \$4,600 for two people to travel to two meetings (long distance and regional) as required in the grant, and the allowable federal indirect costs at a rate to be determined. Total estimated funding to be sought in this grant application will equal \$351,175, plus allowable federal indirect costs at a rate to be determined.
2. The second **“Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime”** grant application will seek \$145,600 to fund one full-time consultant to serve as a program manager for two years at the rate of \$35 per hour; \$104,000 to fund the equivalent of one full-time consultant to serve as a youth mentor(s) for two years at the rate of \$25 per hour; and \$360,000 to fund the equivalent of 15 part-time student trainees to work in various areas of the Police Department for two years at the average rate of \$12 per hour. The funding requested will also include the estimated cost of \$4,600 for two people to travel to two meetings (long distance and regional) as required in the grant, and the allowable federal indirect costs at a rate to be determined. Total estimated funding to be sought in this grant application will equal \$614,200, plus allowable federal indirect costs at a rate to be determined.
3. The **“Reducing Mortgage Fraud and Crime Related to Vacant Properties”** grant application will seek \$173,287 to fund the equivalent of one full-time Reserve Officer for two years to investigate mortgage fraud. The funding request will also include the estimated cost of \$4,600 for two people to travel to two meetings (long distance and regional) as required in the grant, and the allowable federal indirect costs at a rate to be determined. Total estimated funding to be sought in this grant application will equal \$177,887, plus allowable federal indirect costs at a rate to be determined.
4. The **“Enhancing Forensic and Crime Scene Investigations”** grant application will seek \$510,000 to fund the equivalent of three forensic consultants for two years at the approximate rate of \$50 per hour. The funding request will also include the estimated cost of \$4,600 for two people to travel to two meetings (long distance and regional) as required in the grant, and the allowable federal indirect costs at a rate

to be determined. Total estimated funding to be sought in this grant application will equal \$514,600, plus allowable federal indirect costs at a rate to be determined.

If all grant applications are approved, total grant funding from the Recovery Act Edward Byrne Memorial Competitive Grant program will equal an estimated \$1,657,862, plus allowable federal indirect costs at a rate to be determined.

Emerging Small Business Development (ESBD): Not applicable.

Respectfully Submitted by: Jim R. Maccoun
Jim Maccoun, Captain

Approved by: Rick Brazier
Rick Brazier, Chief of Police

Recommendation Approved:

Ray Kerridge
Ray Kerridge
City Manager

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ATTACHMENT 1**Background****Recovery Act: Edward Byrne Memorial
Competitive Grant Program
CDFA #16.808****Overview of the Edward Byrne Memorial Competitive Grant Program**

This grant program is authorized by the American Recovery and Reinvestment Act of 2009 (Public Law 111-5) (the "Recovery Act").

The stated purposes of the Recovery Act are: to preserve and create jobs and promote economic recovery; to assist those most impacted by the recession; to provide investments needed to increase economic efficiency by spurring technological advances in science and health; to invest in transportation, environmental protection, and other infrastructure that will provide long-term economic benefits; and to stabilize state and local government budgets, in order to minimize and avoid reductions in essential services and counterproductive state and local tax increases.

The Recovery Act places great emphasis on accountability and transparency in the use of taxpayer dollars. Among other things, it creates a new Recovery Accountability and Transparency Board and a new web site – Recovery.gov – to provide information to the public, including access to detailed information on grants and contracts made with Recovery Act funds.

The Office of Justice Programs' (OJP) Bureau of Justice Assistance (BJA), through the Recovery Act Edward Byrne Memorial Competitive Grant Program (Byrne Competitive Program), will help communities improve the capacity of state and local justice systems and provide for national support efforts including training and technical assistance programs strategically targeted to address local needs. This competitive grant announcement focuses on initiatives in eight areas: 1) preventing and reducing violent crime through community-based data-driven approaches; 2) providing funding for neighborhood-based probation and parole officers; 3) reducing mortgage fraud and crime related to vacant properties; 4) hiring of civilian support personnel in law enforcement (training staff, analysts, dispatchers, etc.); 5) enhancing forensic and crime scene investigations; 6) improving resources and services for victims of crime; 7) supporting problem-solving courts; and 8) national training and technical assistance partnerships.

Grant recipients will participate in an evaluation of programs supported through this solicitation. The National Institute of Justice will manage these evaluation activities through the selection of evaluators, who will work directly with grant recipients. Each applicant must certify their willingness and capacity to participate in an evaluation, including offering full cooperation to the evaluator, and to provide access and data.

Note: Absent explicit statutory authorization or written delegation of authority to the contrary, all final grant award decisions will be made by the OJP Assistant Attorney General (AAG), who may also give consideration to factors including, but not limited to, underserved populations, strategic priorities, past performance, and available funding when making awards.

RESOLUTION NO.
Adopted by the Sacramento City Council

APPLICATION FOR “COMPREHENSIVE COMMUNITY-BASED DATA-DRIVEN APPROACHES TO PREVENTING AND REDUCING VIOLENT CRIME” GRANT FROM THE EDWARD BYRNE MEMORIAL COMPETITIVE GRANT PROGRAM

BACKGROUND

- A. On February 17, 2009, President Obama signed into law the *American Recovery and Reinvestment Act of 2009* which provides up to \$2 billion in grant funding for the Edward Byrne Memorial Competitive Grant program designed to help communities improve the capacity of state and local justice systems, and provide national support for training and technical assistance to address local needs.
- B. The “Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime” grant is part of the Edward Byrne Memorial Competitive Grant program which fights crime specifically through comprehensive, community-based data-driven approaches to reduce violent crime.
- C. The grant provides funding directly to law enforcement agencies to hire personnel in an effort to create and preserve jobs, and to increase their community policing capability and crime prevention efforts.
- D. As a designated eligible applicant, the City of Sacramento Police Department will compete for \$351,175 in funding to pay the cost of two full-time Reserve Officers for two years and grant-required travel, plus allowable federal indirect costs at a rate to be determined.
- E. The application deadline for this grant is April 27, 2009.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. On behalf of the City of Sacramento, the City Manager, or his designated representative, is hereby authorized to apply for FY2009 Edward Byrne Memorial Competitive Grant “Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime” including any necessary certifications for \$351,175, plus allowable federal indirect costs at a rate to be determined, from the U.S. Department of Justice, Bureau of Justice Assistance.

RESOLUTION NO.
Adopted by the Sacramento City Council

APPLICATION FOR “COMPREHENSIVE COMMUNITY-BASED DATA-DRIVEN APPROACHES TO PREVENTING AND REDUCING VIOLENT CRIME” GRANT FROM THE EDWARD BYRNE MEMORIAL COMPETITIVE GRANT PROGRAM

BACKGROUND

- A. On February 17, 2009, President Obama signed into law the *American Recovery and Reinvestment Act of 2009* which provides up to \$2 billion in grant funding for the Edward Byrne Memorial Competitive Grant program designed to help communities improve the capacity of state and local justice systems, and provide national support for training and technical assistance to address local needs.
- B. The “Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime” grant is part of the Edward Byrne Memorial Competitive Grant program which fights crime specifically through comprehensive, community-based data-driven approaches to reduce violent crime.
- C. The grant provides funding directly to law enforcement agencies to hire personnel in an effort to create and preserve jobs, and to increase their community policing capability and crime prevention efforts.
- D. As a designated eligible applicant, the City of Sacramento Police Department will compete for \$614,200 in funding to pay the cost of two full-time Consultants for two years, 15 part-time Student Trainees, and grant-required travel, plus allowable federal indirect costs to be determined.
- E. The application deadline for this grant is April 27, 2009.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. On behalf of the City of Sacramento, the City Manager, or his designated representative, is hereby authorized to apply for FY2009 Edward Byrne Memorial Competitive Grant “Comprehensive Community-Based Data-Driven Approaches to Preventing and Reducing Violent Crime” including any necessary certifications for \$614,200, plus allowable federal indirect costs at a rate to be determined, from the U.S. Department of Justice, Bureau of Justice Assistance.

RESOLUTION NO.
Adopted by the Sacramento City Council

**APPLICATION FOR "REDUCING MORTGAGE FRAUD AND CRIME
RELATED TO VACANT PROPERTIES" GRANT FROM THE EDWARD BYRNE
MEMORIAL COMPETITIVE GRANT PROGRAM**

BACKGROUND

- A. On February 17, 2009, President Obama signed into law the *American Recovery and Reinvestment Act of 2009* which provides up to \$2 billion in grant funding for the Edward Byrne Memorial Competitive Grant program designed to help communities improve the capacity of state and local justice systems, and provide national support for training and technical assistance to address local needs.
- B. The "Reducing Mortgage Fraud and Crime Related to Vacant Properties" grant is part of the Edward Byrne Memorial Competitive Grant program which fights crime specifically through investigating and addressing mortgage fraud.
- C. The grant provides funding directly to law enforcement agencies to hire personnel in an effort to create and preserve jobs, and to increase their community policing capability and crime prevention efforts.
- D. As a designated eligible applicant, the City of Sacramento Police Department will compete for \$177,877 in funding to pay the cost of one full-time Reserve Officer for two years and grant-required travel, plus allowable federal indirect costs at a rate to be determined.
- E. The application deadline for this grant is April 27, 2009.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL
RESOLVES AS FOLLOWS:**

- Section 1. On behalf of the City of Sacramento, the City Manager, or his designated representative, is hereby authorized to apply for FY2009 Edward Byrne Memorial Competitive Grant for "Reducing Mortgage Fraud and Crime Related to Vacant Properties" including any necessary certifications for \$177,877, plus allowable federal indirect costs at a rate to be determined, from the U.S. Department of Justice, Bureau of Justice Assistance.

RESOLUTION NO.

Adopted by the Sacramento City Council

**APPLICATION FOR "ENHANCING FORENSIC AND
CRIME SCENE INVESTIGATIONS" GRANT FROM THE EDWARD BYRNE
MEMORIAL COMPETITIVE GRANT PROGRAM**

BACKGROUND

- A. On February 17, 2009, President Obama signed into law the *American Recovery and Reinvestment Act of 2009* which provides up to \$2 billion in grant funding for the Edward Byrne Memorial Competitive Grant program designed to help communities improve the capacity of state and local justice systems, and provide national support for training and technical assistance to address local needs.
- B. The "Enhancing Forensic and Crime Scene Investigations" grant is part of the Edward Byrne Memorial Competitive Grant program which fights crime specifically through pursuing cases requiring investigative and forensic expertise such as violent crime cases or child exploitation cases.
- C. The grant provides funding directly to law enforcement agencies to hire personnel in an effort to create and preserve jobs, and to increase their community policing capability and crime prevention efforts.
- D. As a designated eligible applicant, the City of Sacramento Police Department will compete for \$514,600 in funding to pay the cost of three full-time Forensic Consultants for two years and grant-required travel, plus allowable federal indirect costs at a rate to be determined.
- E. The application deadline for this grant is April 27, 2009.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL
RESOLVES AS FOLLOWS:**

- Section 1. On behalf of the City of Sacramento, the City Manager, or his designated representative, is hereby authorized to apply for FY2009 Edward Byrne Memorial Competitive Grant for "Enhancing Forensic and Crime Scene Investigations" including any necessary certifications for approximately \$514,600, plus allowable federal indirect costs at a rate to be determined, from the U.S. Department of Justice, Bureau of Justice Assistance.