

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM: 3.42
(ID # 20686)

MEETING DATE:

Tuesday, January 10, 2023

FROM : SHERIFF-CORONER-PA:

SUBJECT: SHERIFF-CORONER-PA: Acceptance of FY2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award from the U.S. Department of Justice; Ratify and Approve Interlocal Agreement; and Amend Salary Ordinance No. 440 pursuant to Resolution No. 440-9330 submitted herewith; All Districts. [\$498,388] [Federal Grant Revenue - 100%]; [4/5 vote required].

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and approve the Interlocal Agreement and the Cooperative Agreement (OJP Form 4000/2) (Documents) with the Bureau of Justice Assistance (BJA) and accept the award of \$498,388 for the grant period of October 1, 2021, through September 30, 2025, under the Edward Byrne Memorial Justice Assistance Grant (JAG) FY 2022 Program;
2. Authorize the Chair to sign and execute the Interlocal Agreement and the Certifications and Assurances on behalf of the County;

Continued on page 2

ACTION:

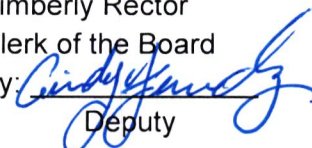

Donald Sharp, Undersheriff

12/13/2022

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, seconded by Supervisor Perez and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and that Resolution 440-9330 is adopted as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: January 10, 2023
xc: H.R., Sheriff

Kimberly Rector
Clerk of the Board
By: 
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

RECOMMENDED MOTION: That the Board of Supervisors:

3. Amend Salary Ordinance No. 440 pursuant to Resolution No. 440-9330 submitted herewith Per the Resolution, adjust the following positions:

<u>Ord. 440</u>	<u>Class Code</u>	<u>+/-</u>	<u>Class Title</u>	<u>Salary</u>	<u>Plan Grade</u>	<u>Salary Range</u>
2500200000	74106	+1	Admin. Svcs Analyst II	SEU	273	\$61,896 - \$78,954

4. Authorize the Sheriff, Undersheriff, Assistant Sheriff, Chief Deputy, or Administrative Services Manager to sign and execute any related grant documents including modifications that do not increase the total award by more than 20% for the BJA FY22 JAG grant; extensions, certifications, assurances, progress reports, and reimbursement requests to the BJA that may be necessary for completion of the project, as approved as to form by County Counsel, on behalf of the County; and
5. Approve and direct the Auditor-Controller to make the budget adjustments on the attached Schedule A.

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 28,134	\$ 84,399	\$ 498,388	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Federal Grant Revenue – 100%			Budget Adjustment:	Yes
			For Fiscal Year:	22/23-25/26

C.E.O. RECOMMENDATION: Approve

BR# 23-057

BACKGROUND:

Summary

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program is the primary provider of federal criminal justice funding to state and local jurisdictions. The JAG Program provides states, territories, tribes, and local governments with critical funding necessary to support a range of law enforcement program areas.

On June 17, 2022, per Board Policy A-30, the Sheriff's Department notified the Executive Office of its intent to apply for JAG funding. On August 10, 2022, the Sheriff's Department applied for \$498,388 in grant funds from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (BJA), on behalf of 15 cities in Riverside County. On September 29, 2022, the Sheriff's Department was notified that the grant application submitted under the 2022 BJA FY 22 JAG Program was approved in the amount of \$498,388.

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

Because of a funding disparity, the County of Riverside will act as the fiscal agent that will administer the JAG grant and disperse grant funds to the 15 other eligible cities within Riverside County. The U.S. Department of Justice defines a funding disparity when a county and multiple municipalities within that county are all eligible for direct awards, but the sum of the awards for the individual municipalities exceeds 400 percent of the county's award amount.

The Interlocal Agreement between the Sheriff's Department and the 15 cities has been approved as to form by County Counsel.

Impact on Residents and Businesses

JAG will provide funding to support law enforcement programs throughout Riverside County to improve or enhance each agency and the communities they serve.

SUPPLEMENTAL:

Additional Fiscal Information

This grant is federally funded through JAG and is 100% reimbursable. The Sheriff's Department is expected to reimburse each of the agencies for their expenses upon receipt of their completed allowable purchases before requesting reimbursement from the Department of Justice (DOJ).

The DOJ approved the County as the JAG fiscal agent and has allocated funding to the Sheriff's Department to administer the grant. As the fiscal agent, the Sheriff's Department will use \$99,834 to fund an Administrative Services Analyst to manage the JAG program on behalf of the County and cities (subrecipients). The fiscal agent will conduct required federal monitoring activities, administer technical assistance, and conduct site visits with the JAG-funded subrecipients. The Sheriff's Department will use \$12,699 of the total funding allocation to train, gather, analyze, and integrate research to support grant proposals. Federal funding will supplement program management, administration, and training activities within the Sheriff's Grants Unit to support public safety projects.

The Sheriff's Department will spend the JAG funding allocation in FYs 22/23 through FY23/24. The attached Schedule A details budget adjustments for the Sheriff's Department (Dept ID 2500201500) in the amount of \$28,134 (FY22-23). The remaining amount of \$84,399 (FY23-24) will be budgeted through the normal budget process.

JAG funding is allocated to the Sheriff's Department and 15 cities throughout Riverside County as follows:

AGENCY	ALLOCATION
BANNING	\$9,109
BEAUMONT	\$9,569

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

CATHEDRAL CITY	\$10,260
CORONA	\$18,265
DESERT HOT SPRINGS	\$17,990
HEMET	\$25,811
INDIO	\$35,865
JURUPA VALLEY	\$21,510
LAKE ELSINORE	\$12,261
MENIFEE	\$10,098
MORENO VALLEY	\$56,476
PALM SPRINGS	\$18,358
PERRIS	\$17,990
RIVERSIDE CITY	\$111,872
TEMECULA	\$10,421
RIVERSIDE COUNTY	\$112,533
TOTAL	\$498,388

ATTACHMENTS:

1. Interlocal Agreement & Addendum A (Riverside County Sheriff's Department Certified Standard Assurances)
2. Schedule A- Budget Adjustment
3. RSO and Executive Officer Assurances
4. Resolution No. 440-9330

SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA

SCHEDULE A. BUDGET ADJUSTMENT

FY 2022-2023
Schedule A

Increase Appropriations:

10000-2500200000-510040	Regular Salaries	\$ 9,925
10000-2500200000-518080	Other Budgeted Benefits	\$ 5,510

10000-2500200000-528140	Conference/Registration Fees	\$12,699
-------------------------	------------------------------	----------

Total Increase in Estimated Appropriations **\$28,134**

Increase Estimated Revenues:

10000-2500200000-767080	Federal-BJA Block Grant	\$28,134
-------------------------	-------------------------	----------

Total Increase in Estimated Revenue **\$28,134**

Heydee Koury

Heydee Koury, Sr Accountant - Auditor

12/12/2022

Rebecca S Cortez

Rebecca S Cortez, Principal Management Analyst

12/29/2022

Michael Bowers

Michael Bowers, Assistant HR Director

12/9/2022

Kristine Bell-Valdez

Kristine Bell-Valdez, Supervising Deputy County Counsel

12/12/2022

RESOLUTION NO. 440-9330

BE IT RESOLVED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on January 10, 2023, that pursuant to Section 4(a)(ii) of Ordinance No. 440, the Sheriff/Coroner/Public Administrator is authorized to make the following listed change(s), operative on the date of approval, as follows:

<u>Job</u>		<u>Department ID</u>	<u>Class Title</u>
<u>Code</u>	<u>+/-</u>		
74106	+ 1	2500200000	Administrative Services Analyst II

ROLL CALL:

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the date therein set forth.

KIMBERLY RECTOR, Clerk of said Board

By: 
Deputy

01.10.2023 3.42

/kc

12/09/2022

440 Resolutions\KC

INTERLOCAL AGREEMENT
BETWEEN THE CITIES OF BANNING, BEAUMONT, CATHEDRAL CITY, CORONA, DESERT HOT
SPRINGS, HEMET, INDIO, JURUPA VALLEY, LAKE ELSINORE, MENIFEE, MORENO VALLEY,
PALM SPRINGS, PERRIS, CITY OF RIVERSIDE, TEMECULA AND
THE COUNTY OF RIVERSIDE, CA

CONCERNING DISTRIBUTION OF THE
2022 JUSTICE ASSISTANCE GRANT AWARD

This Interlocal Agreement ("Agreement") is made and entered into this 10th day of Jan., 2022, by and between THE COUNTY OF RIVERSIDE, acting by and through its governing body, the Riverside County Board of Supervisors (hereinafter referred to as "COUNTY"), and named CITIES as referenced in Appendix 1 (hereinafter referred to as "CITIES"), acting by and through their respective governing bodies, the City Councils, all of whom are situated within the County of Riverside, State of California, as follows:

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of all parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this Agreement; and

WHEREAS, the COUNTY agrees to release to CITIES their respective grant allocation from the JAG Award, less ten percent (10%) re-allocated to COUNTY, as reflected on Appendix 1, here attached and hereby incorporated by reference as part of this Agreement, on a reimbursement basis; and COUNTY agrees to provide the administration of COUNTY's and CITIES' programs during the entire permissible duration of said programs; and additionally the COUNTY and CITIES each agree that it is their responsibility to ensure these funds are expended in accordance with JAG guidelines; and

WHEREAS, the COUNTY and CITIES believe it to be in their best interests to reallocate the JAG funds.

NOW THEREFORE, the COUNTY and CITIES agree as follows:

Section 1.

COUNTY agrees to release to CITIES up to their respective grant allocation from the JAG Award, less ten percent (10%) re-allocated to COUNTY, as reflected in Appendix 1 on a reimbursement basis, from the JAG Award within (45) days upon receipt of fully documented reimbursement request, and; COUNTY agrees to provide the administration of COUNTY's and CITIES' programs during the entire permissible duration of said programs.

Section 2.

COUNTY and CITIES each agree that it is their responsibility to ensure these funds are expended in accordance with JAG guidelines.

JAN 10 2023 3.42

Section 3.

COUNTY and CITIES agree to comply with all applicable Federal statutes, regulations, policies, guidelines, and requirements, including OMB Circulars that apply to the 2022 Justice Assistance Grant; and 2 CFR Part 200 (Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards) and also specifically assures and certifies all items as written in the attached Addendum A "Riverside County Sheriff's Department Certified Standard Assurances."

Section 4.

CITIES agree to provide COUNTY performance reports every month demonstrating progress in achieving desired goals and outcomes in a form and manner as required under the 2022 Justice Assistance Grant Program.

Section 5.

CITIES agree to provide COUNTY with sufficient, timely information within five business days after receiving a written request from COUNTY to meet JAG requirements for quarterly, semi-annual, and annual financial and performance reports.

Section 6.

Nothing arising from this Agreement shall impose any liability for claims or actions against COUNTY other than what is authorized by law.

Section 7.

Nothing arising from this Agreement shall impose any liability for claims or actions against CITIES other than what is authorized by law.

Section 8.

Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable to any other party to this Agreement for any claim or action arising from the services provided under this Agreement.

Section 9.

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

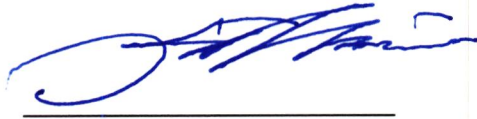
Section 10.

By entering into this Agreement, the parties do not intend to create any obligations, either express or implied, other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Appendix 1			
Eligible Agencies in FY 2022 JAG Disparate Area			
Riverside County (Sheriff's Department) FA	BJA Formula	To Fiscal Agent (Sheriff's Department)	Adjusted Individual Allocation
Banning	\$10,122	\$1,013	\$9,109
Beaumont	\$10,633	\$1,064	\$9,569
Cathedral City	\$11,400	\$1,140	\$10,260
Corona	\$20,295	\$2,030	\$18,265
Desert Hot Springs	\$19,989	\$1,999	\$17,990
Hemet	\$28,679	\$2,868	\$25,811
Indio	\$39,850	\$3,985	\$35,865
Jurupa Valley	\$23,900	\$2,390	\$21,510
Lake Elsinore	\$13,624	\$1,363	\$12,261
Menifee	\$11,221	\$1,123	\$10,098
Moreno Valley	\$62,752	\$6,276	\$56,476
Palm Springs	\$20,398	\$2,040	\$18,358
Perris	\$19,989	\$1,999	\$17,990
Riverside City	\$124,303	\$12,431	\$111,872
Temecula	\$11,579	\$1,158	\$10,421
Riverside County	\$69,654		\$69,654
	\$498,388		
% To Fiscal Agent	10%		
\$ To FA	\$42,879		

WHEREFORE, all parties freely and voluntarily agree to all of the above terms.

COUNTY OF RIVERSIDE, CA



Chair, County Board of Supervisors
KEVIN JEFFRIES

ATTEST:


Clerk of the Board
KIMBERLY A. RECTOR

APPROVED AS TO FORM:
Minh C. Train


Amrit P. Dhillon
Deputy County Counsel

JAN 10 2023 3.42

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS

Edward Byrne Justice Assistance Grant Program FY 2022 Local Solicitation

Certifications and Assurances by the Chief Executive of the Applicant Government

On behalf of the applicant unit of local government named below, in support of that locality's application for an award under the FY 2022 Edward Byrne Justice Assistance Grant ("JAG") Program, and further to 34 U.S.C. § 10153(a), I certify to the Office of Justice Programs ("OJP"), U.S. Department of Justice ("USDOJ"), that all of the following are true and correct:

1. I am the chief executive of the applicant unit of local government named below, and I have the authority to make the following representations on my own behalf as chief executive and on behalf of the applicant unit of local government. I understand that these representations will be relied upon as material in any OJP decision to make an award, under the application described above, to the applicant unit of local government.
2. I certify that no federal funds made available by the award (if any) that OJP makes based on the application described above will be used to supplant 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.
3. I assure that the application described above (and any amendment to that application) was submitted for review to the governing body of the unit of local government (e.g., city council or county commission), or to an organization designated by that governing body, not less than 30 days before the date of this certification.
4. I assure that, before the date of this certification— (a) the application described above (and any amendment to that application) was made public; and (b) an opportunity to comment on that application (or amendment) was provided to citizens and to neighborhood or community-based organizations, to the extent applicable law or established procedure made such an opportunity available.
5. I assure that, for each fiscal year of the award (if any) that OJP makes based on the application described above, the applicant unit of local government will maintain and report such data, records, and information (programmatic and financial), as OJP may reasonably require.
6. I have carefully reviewed 34 U.S.C. § 10153(a)(5), and, with respect to the programs to be funded by the award (if any), I hereby make the certification required by section 10153(a)(5), as to each of the items specified therein.



Signature of Chief Executive of the Applicant Unit of
Local Government

KEVIN JEFFRIES

Printed Name of Chief Executive

1/10/23

Date of Certification

CHAIR, BOARD OF SUPERVISORS

Title of Chief Executive

Name of Applicant Unit of Local Government

FORM APPROVED COUNTY COUNSEL

BY

AMRIT P. DHILLON

DATE

12/18/2022

ATTEST:

KIMBERLY A. RECTOR, Clerk

By

DEPUTY



Riverside County Sheriff's Department Certified Standard Assurances

On behalf of the Subrecipient, and in support of this grant agreement, I certify under penalty of perjury, that all of the following are true and correct:

1. LEGAL AUTHORITY

I have the authority to make the following representations on behalf of myself and the Subrecipient. I understand that these representations will be relied upon as material in any Sheriff's Department's decision to make an award to the Subrecipient based on its application. I certify that the Subrecipient has the legal authority to apply for the federal assistance sought by the application, and that it has the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project costs) to plan, manage, and complete the project described in the application properly. I assure that, throughout the period of performance for the award made by the COUNTY based on the application--

- (1) the Subrecipient will comply with all award requirements and all federal statutes and regulations applicable to the award;
- (2) the Subrecipient will require all Second-Tier Subrecipients to comply with all applicable award requirements and all applicable federal statutes and regulations; and the Subrecipient will maintain safeguards to address and prevent any organizational conflict of interest, and also to prohibit employees from using their positions in any manner that poses, or appears to pose, a personal or financial conflict of interest.

2. FEDERAL STATUTES AND REGULATIONS

The Subrecipient understands that the federal statutes and regulations applicable to the award (if any) made by the Sheriff's Department based on the application specifically include statutes and regulations pertaining to civil rights and nondiscrimination, and, in addition--

- (1) the Subrecipient understands that the applicable statutes pertaining to civil rights will include section 601 of the Civil Rights Act of 1964 (42 U.S.C. § 2000d); section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794); section 901 of

the Education Amendments of 1972 (20 U.S.C. § 1681); and section 303 of the Age Discrimination Act of 1975 (42 U.S.C. § 6102);

(2) the Subrecipient understands that the applicable statutes pertaining to nondiscrimination may include section 809(c) of Title I of the Omnibus Crime Control and Safe Streets Act of 1968 (34 U.S.C. § 10228(c)); section 1407(e) of the Victims of Crime Act of 1984 (34 U.S.C. § 20110(e)); section 299A(b) of the Juvenile Justice and Delinquency Prevention Act of 2002 (34 U.S.C. § 11182(b)); and that the grant condition set out at section 40002(b)(13) of the Violence Against Women Act (34 U.S.C. § 12291(b)(13)), which will apply to all awards made by the Office on Violence Against Women, also may apply to an award made otherwise;

- a. the Subrecipient understands that it must require any Second tier Subrecipient to comply with all such applicable statutes (and associated regulations); and
- b. on behalf of the Subrecipient, I make the specific assurances set out in 28 C.F.R. §§ 42.105 and 42.204.

- (3) The Subrecipient also understands that (in addition to any applicable program-specific regulations and to applicable federal regulations that pertain to civil rights and nondiscrimination) the federal regulations applicable to the award (if any) made by the Sheriff's Department based on the application may include, but are not limited to, 2 C.F.R. Part 2800 (the DOJ "Part 200 Uniform Requirements") and 28 C.F.R. Parts 22 (confidentiality - research and statistical information), 23 (criminal intelligence systems), 38 (regarding faith-based or religious organizations participating in federal financial assistance programs), and 46 (human subjects protection).
- (4) I assure that the Subrecipient will assist the COUNTY as necessary (and will require Second Tier Subrecipients and contractors to assist as necessary) with the Sheriff's Department's compliance with section 106 of the National Historic Preservation Act of 1966 (54 U.S.C. § 306108), the Archeological and Historical Preservation Act of 1974 (54 U.S.C. §§ 312501-312508), and the National Environmental Policy Act of 1969 (42 U.S.C. §§ 4321-4335), and 28 C.F.R. Parts 61 (NEPA) and 63 (floodplains and wetlands).
- (5) I assure that the Subrecipient will give the COUNTY and the Government Accountability Office, through any authorized representative, access to, and opportunity to examine, all paper or electronic records related to the award (if any) made by the Sheriff's Department based on the application.
- (6) If this is an award from the National Institute of Justice or the Bureau of Justice Statistics pursuant to which award funds may be made available (whether by the award directly or by any subaward at any tier) to an institution of higher education (as defined at 34 § 10251(a)(17)), I assure that, if any award funds actually are made available to such an institution, the Subrecipient will require that, throughout the period of performance--

- a. each such institution comply with any requirements that are

imposed on it by the First Amendment to the Constitution of the United States; and

- b. subject to par. a, each such institution comply with its own representations, if any, concerning academic freedom, freedom of inquiry and debate, research independence, and research integrity, at the institution, that are included in promotional materials, in official statements, in formal policies, in applications for grants (including this award application), for accreditation, or for licensing, or in submissions relating to such grants, accreditation, or licensing, or that otherwise are made or disseminated to students, to faculty, or to the general public.
- (7) I assure that, if the Subrecipient is a governmental entity, with respect to the award (if any) made by the Sheriff's Department based on the application--
- a. it will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655), which govern the treatment of persons displaced as a result of federal and federally-assisted programs; and
 - b. it will comply with requirements of 5 U.S.C. §§ 1501-1508 and 7324-7328, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.
- (8) If the Subrecipient receives an award from the Office of Community Oriented Policing Services (COPS Office), I assure that as required by 34 U.S.C. § 10382(c)(11), it will, to the extent practicable and consistent with applicable law--including, but not limited to, the Indian Self-Determination and Education Assistance Act--seek, recruit, and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions, as provided under 34 U.S.C. § 10382(c)(11).
- (9) If the Subrecipient receives a DOJ award under the STOP School Violence Act program, I assure as required by 34 U.S.C. § 10552(a)(3), that it will maintain and report such data, records, and information (programmatic and financial) as DOJ may reasonably require.

3. LOBBYING

As required by 31 U.S.C. § 1352, as implemented by 28 C.F.R. Part 69, the Subrecipient certifies and assures (to the extent applicable) the following:

- a. No Federal appropriated funds have been paid or will be paid,

by or on behalf of the Subrecipient, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, or the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

- b. If the Subrecipient's request for Federal funds is in excess of \$100,000, and any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal grant or cooperative agreement, the Subrecipient shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities" in accordance with its (and any DOJ awarding agency's) instructions; and
- c. The Subrecipient shall require that the language of this certification be included in the award documents for all subgrants and procurement contracts (and their subcontracts) funded with Federal award funds and shall ensure that any certifications or lobbying disclosures required of recipients of such subgrants and procurement contracts (or their subcontractors) are made and filed in accordance with 31 U.S.C. § 1352.

4. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS

Pursuant to DOJ regulations on non-procurement debarment and suspension implemented at 2 C.F.R. Part 2867, and to other related requirements, the Subrecipient certifies, with respect to prospective participants in a primary tier "covered transaction," as defined at 2 C.F.R. § 2867.20(a), that neither it nor any of its principals--

- (1) is presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;
- (2) has within a three-year period preceding this application been convicted of a felony criminal violation under any Federal law, or been convicted or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, tribal, or local) transaction or private agreement or transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax

evasion or receiving stolen property, making false claims, or obstruction of justice, or commission of any offense indicating a lack of business integrity or business honesty that seriously and directly affects its (or its principals') present responsibility;

- (3) is presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, tribal, or local) with commission of any of the offenses enumerated in paragraph (b) of this certification; and/or
- (4) has within a three-year period preceding this application had one or more public transactions (Federal, State, tribal, or local) terminated for cause or default.

Where the Subrecipient is unable to certify to any of the statements in this certification, it shall attach an explanation to this application. Where the Subrecipient or any of its principals was convicted, within a three-year period preceding this application, of a felony criminal violation under any Federal law, the Subrecipient also must disclose such felony criminal conviction in writing to the Sheriff's Department.

5. FEDERAL TAXES

If the Subrecipient is a corporation, it certifies either that (1) the corporation has no unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, or (2) the corporation has provided written notice of such an unpaid tax liability (or liabilities) to the Sheriff's Department. Where the Subrecipient is unable to certify to any of the statements in this certification, it shall attach an explanation to this application.

6. DRUG-FREE WORKPLACE

(GRANTEES OTHER THAN INDIVIDUALS) As required by the Drug-Free Workplace Act of 1988, as implemented at 28 C.F.R. Part 83, Subpart F, for grantees, as defined at 28 C.F.R. §§ 83.620 and 83.650:

- A. The Subrecipient certifies and assures that it will, or will continue to, provide a drug-free workplace by—
 - (1) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in its workplace and specifying the actions that will be taken against employees for violation of such prohibition;
 - (2) Establishing an on-going drug-free awareness program to inform employees about—
 - a. The dangers of drug abuse in the workplace;

- b. The Subrecipient's policy of maintaining a drug-free workplace;
 - c. Any available drug counseling, rehabilitation, and employee assistance programs; and
 - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (3) Making it a requirement that each employee to be engaged in the performance of the award be given a copy of the statement required by paragraph (a);
- (4) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the award, the employee will—
 - a. Abide by the terms of the statement; and
 - b. Notify the employer in writing of the employee's conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (5) Notifying the Sheriff's Department, in writing, within 10 calendar days after receiving notice under subparagraph (4)(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title of any such convicted employee to the Sheriff's Department.

Notice shall include the identification number(s) of each affected award;

- (6) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (4)(b), with respect to any employee who is so convicted:
 - a. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency; and (f).
- (7) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (1), (2), (3), (4), (5), and (6).

7. LAW ENFORCEMENT AGENCY CERTIFICATION REQUIREMENT ("SAFE POLICING CERTIFICATION")

If this application is for a discretionary award pursuant to which award funds may be made available (whether by the award directly or by any subaward at any tier) to a State, local, college, or university law enforcement agency, the Subrecipient certifies that any such law enforcement agency to which funds will be made available has been

certified by an approved independent credentialing body or has started the certification process. To become certified, a law enforcement agency must meet two mandatory conditions:

- (1) the agency's use of force policies adhere to all applicable federal, State, and local laws; and
- (2) the agency's use of force policies prohibit chokeholds except in situations where use of deadly force is allowed by law.

For detailed information on this certification requirement, see <https://cops.usdoj.gov/SafePolicingEO>.

The Subrecipient acknowledges that compliance with this safe policing certification requirement does not ensure compliance with federal, state, or local law, and that such certification shall not constitute a defense in any federal lawsuit. Nothing in the safe policing certification process or safe policing requirement is intended to be (or may be) used by third parties to create liability by or against the United States or any of its officials, officers, agents or employees under any federal law. Neither the safe policing certification process nor the safe policing certification requirement is intended to (or does) confer any right on any third-person or entity seeking relief against the United States or any officer or employee thereof. No person or entity is intended to be (or is) a third-party beneficiary of the safe policing certification process, or, with respect to the safe policing certification requirement, such a beneficiary for purposes of any civil, criminal, or administrative action.

8. COORDINATION REQUIRED UNDER PUBLIC SAFETY AND COMMUNITY POLICING PROGRAMS

As required by the Public Safety Partnership and Community Policing Act of 1994, at 34 U.S.C. § 10382(c)(5), if this application is for a COPS award, the Subrecipient certifies that there has been appropriate coordination with all agencies that may be affected by its award. Affected agencies may include, among others, Offices of the United States Attorneys; State, local, or tribal prosecutors; or correctional agencies.

9. REQUIRED AUDITS AND FINANCIAL STATEMENTS

Subrecipients expending \$750,000 or more in federal funds annually must comply with the single audit requirement established by the Federal Office of Management and Budget (OMB) Uniform Guidance 2 CFR Part 200, Subpart F and arrange for a single audit by an independent Certified Public Accountant (CPA) firm annually. Audits conducted under this section will be performed using the guidelines established by the American Institute of Certified Public Accountants (AICPA) for such audits.

10. APPLICABILITY OF PART 200 UNIFORM REQUIREMENTS AND DOJ GRANTS FINANCIAL GUIDE

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by the DOJ in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements") and the current edition of the DOJ Grants Financial Guide as posted on the OVW website, including any updated version that may be posted during the period of performance apply to this Grant Subaward. The Subrecipient also agrees that all financial records pertinent to this award, including the general accounting ledger and all supporting documents, are subject to review by COUNTY throughout the life of the award, during the close-out process, and for three years after submission of the final Federal Financial Report (SF-425) or as long as the records are retained, whichever is longer, pursuant to 2 C.F.R. 200.334, 200.337.

11. REQUIREMENTS RELATED TO SYSTEM FOR AWARD MANAGEMENT AND UNIQUE ENTITY IDENTIFIER

Subrecipients (and any Second-Tier Subrecipients) must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at <https://www.sam.gov/>. This includes applicable requirements 2-109d Federal Fund Grant Subaward Assurances - STOP (Revised 12/2021) 4 regarding registration with SAM, as well as maintaining the currency of information in SAM. Subrecipients also must comply with applicable restrictions for Second-Tier Subawards, including restrictions on Grant Subawards to entities that do not acquire and provide (to Subrecipients) the unique entity identifier required for SAM registration. The details of the Subrecipients' obligations related to SAM and to unique entity identifiers are posted on the OVW website at <https://www.justice.gov/ovw/awardconditions> (Award Condition: Requirements related to System for Award Management (SAM) and unique entity identifiers), and are incorporated by reference here.

CERTIFICATION

I certify the Subrecipient will comply with the COUNTY requirements and the grant assurances outlined above. I acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the Subrecipient to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and 3801-3812). I also acknowledge that the Sheriff's Department's awards, including certifications provided in connection with such awards, are subject to review by the Department of Justice.

Subrecipient Agency : _____

Official Designee's Signature: _____

Official Designee's Typed Name: _____

Official Designee's Title: _____

Date: _____

FORM APPROVED COUNTY COUNSEL
BY APD 12/8/2022
AMRIT P. DHILLON DATE

✓ Award Letter

September 29, 2022

Dear Laronte Groom,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you the Office of Justice Programs (OJP) has approved the application submitted by RIVERSIDE, COUNTY OF for an award under the funding opportunity entitled 2022 BJA FY 22 Edward Byrne Memorial Justice Assistance Grant Program - Local Solicitation. The approved award amount is \$498,388.

Review the Award Instrument below carefully and familiarize yourself with all conditions and requirements before accepting your award. The Award Instrument includes the Award Offer (Award Information, Project Information, Financial Information, and Award Conditions) and Award Acceptance. For COPS Office and OVW funding the Award Offer also includes any Other Award Documents.

Please note that award requirements include not only the conditions and limitations set forth in the Award Offer, but also compliance with assurances and certifications that relate to conduct during the period of performance for the award. These requirements encompass financial, administrative, and programmatic matters, as well as other important matters (e.g., specific restrictions on use of funds). Therefore, all key staff should receive the award conditions, the assurances and certifications, and the application as approved by OJP, so that they understand the award requirements. Information on all pertinent award requirements also must be provided to any subrecipient of the award.

Should you accept the award and then fail to comply with an award requirement, DOJ will pursue appropriate remedies for non-compliance, which may include termination of the award and/or a requirement to repay award funds.

Prior to accepting the award, your Entity Administrator must assign a Financial Manager, Grant Award Administrator, and Authorized Representative(s) in the Justice Grants System (JustGrants). The Entity Administrator will need to ensure the assigned Authorized Representative(s) is current and has the legal authority to accept awards and bind the entity to the award terms and conditions. To accept the award, the Authorized Representative(s) must accept all parts of the Award Offer in the Justice Grants System (JustGrants), including by executing the required declaration and certification, within 45 days from the award date.

To access your funds, you will need to enroll in the Automated Standard Application for Payments (ASAP) system, if you haven't already completed the enrollment process in ASAP. The Entity Administrator should have already received an email from ASAP to initiate this process.

Congratulations, and we look forward to working with you.

Maureen Henneberg
Deputy Assistant Attorney General

Office for Civil Rights Notice for All Recipients

The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ) has been delegated the responsibility for ensuring that recipients of federal financial assistance from the OJP, the Office of Community Oriented Policing Services (COPS), and the Office on Violence Against Women (OVW) are not engaged in discrimination prohibited by law. Several federal civil rights laws, such as Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973, require recipients of federal financial assistance to give assurances that they will comply with those laws. Taken together, these civil rights laws prohibit recipients of federal financial assistance from DOJ from discriminating in services and employment because of race, color, national origin, religion, disability, sex, and, for grants authorized under the Violence Against Women Act, sexual orientation and gender identity. Recipients are also prohibited from discriminating in services because of age. For a complete review of these civil rights laws and nondiscrimination requirements, in connection with DOJ awards, see <https://ojp.gov/funding/Explore/LegalOverview/CivilRightsRequirements.htm>.

Under the delegation of authority, the OCR investigates allegations of discrimination against recipients from individuals, entities, or groups. In addition, the OCR conducts limited compliance reviews and audits based on regulatory criteria. These reviews and audits permit the OCR to evaluate whether recipients of financial assistance from the Department are providing services in a non-discriminatory manner to their service population or have employment practices that meet equal-opportunity standards.

If you are a recipient of grant awards under the Omnibus Crime Control and Safe Streets Act or the Juvenile Justice and Delinquency Prevention Act and your agency is part of a criminal justice system, there are two additional obligations that may apply in connection with the awards: (1) complying with the regulation relating to Equal Employment Opportunity Programs (EEOs); and (2) submitting findings of discrimination to OCR. For additional information regarding the EEO requirement, see 28 CFR Part 42, subpart E, and for additional information regarding requirements when there is an adverse finding, see 28 C.F.R. §§ 42.204(c), .205(c)(5).

The OCR is available to help you and your organization meet the civil rights requirements that are associated with DOJ grant funding. If you would like the OCR to assist you in fulfilling your organization's civil rights or nondiscrimination responsibilities as a