

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



ITEM: 3.28
(ID # 23098)

MEETING DATE:

Tuesday, November 07, 2023

FROM : SHERIFF-CORONER-PA:

SUBJECT: SHERIFF-CORONER-PA: Acceptance of FY2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award from the U.S. Department of Justice; All Districts. [\$547,705 - Federal Grant Revenue - 100%]; [4/5 vote required].

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and approve the Interlocal Agreement between the JAG participating local agencies (cities) to accept the award of \$547,705 for the grant period of October 1, 2022, through September 30, 2026, under the Edward Byrne Memorial Justice Assistance Grant (JAG) FY 2023 Program;
2. Authorize the Chair of the Board of Supervisors to sign and execute the Interlocal Agreement and the OJP Certifications and Assurances, as approved by the County Counsel on behalf of the County; and,
3. Authorize the Sheriff, Undersheriff, Assistant Sheriff, Chief Deputy Sheriff, Deputy Director Sheriff's Administrative Services, Administrative Services Manager or designee to sign and execute any related grant and execute any related grant documents, including modifications amendments, extensions, certifications, cooperative agreements, assurances, progress reports, and reimbursement requests to the BJA that may be necessary for completion of the project, as approved by County Counsel, on behalf of the County.

ACTION:


Donald Sharp, Undersheriff 10/26/2023

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Jeffries and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington and Perez
Nays: None
Absent: Gutierrez
Date: November 7, 2023
xc: Sheriff

Kimberly A. Rector
Clerk of the Board

By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$547,705	\$0	\$547,705	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS: Federal Grant Revenue – 100%			Budget Adjustment: No	
			For Fiscal Year: 23/24-26/27	

C.E.O. RECOMMENDATION: Approve

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 July 24, 2023, per Board Policy A-30, the Sheriff's Office notified the Executive Office of its intent to apply for JAG funding. On August 30, 2023, the Riverside Sheriff's Office applied for \$547,705 in grant funds from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (BJA), on behalf of 16 cities in Riverside County. On September 25, 2023, the Riverside Sheriff's Office was notified that the grant application submitted under the 2023 BJA FY 23 JAG Program was approved in the amount of \$547,705.

Due to 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 16 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 Riverside Sheriff's Office and the 16 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 Riverside Sheriff's Office is expected to reimburse each of the agencies for their expenses upon receipt of their completed allowable purchases before requesting reimbursement from the DOJ.

The DOJ approved the County as the JAG fiscal agent and has allocated funding to the Department to administer the grant. As the fiscal agent, the Riverside Sheriff's Office will use

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\$109,299 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 Office will use \$12,991 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.

JAG funding is allocated to the Riverside Sheriff's Office and 16 cities throughout Riverside County as follows:

AGENCY	ALLOCATION
BANNING	\$9,812
BEAUMONT	\$10,977
CATHEDRAL CITY	\$11,051
COACHELLA	\$9,143
CORONA	\$19,674
DESERT HOT SPRINGS	\$19,377
HEMET	\$27,801
INDIO	\$38,629
JURUPA VALLEY	\$23,168
LAKE ELSINORE	\$13,207
MENIFEE	\$10,877
MORENO VALLEY	\$60,829
PALM SPRINGS	\$19,773
PERRIS	\$19,377
RIVERSIDE CITY	\$120,495
TEMECULA	\$11,225
RIVERSIDE COUNTY	\$122,290
TOTAL	\$547,705

ATTACHMENTS:

1. JAG23 Award Letter
2. Interlocal Agreement
3. OJP Certifications and Assurances

Rebecca S Cortez
Rebecca S Cortez, Principal Management Analyst

11/1/2023

Aaron Gettis
Aaron Gettis, Deputy County Counsel

10/25/2023

INTERLOCAL AGREEMENT
BETWEEN THE CITIES OF BANNING, BEAUMONT, CATHEDRAL CITY, COACHELLA, 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
2023 JUSTICE ASSISTANCE GRANT AWARD

This Interlocal Agreement ("Agreement") is made and entered into this 7th day of Nov., 2023, 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.

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 2023 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 2023 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.

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

COUNTY OF RIVERSIDE, CA



KEVIN JEFFRIES
Chair, County Board of Supervisors

ATTEST:
Kimberly A. Rector



Clerk of the Board of Supervisors

APPROVED AS TO FORM:
Minh C. Train



Amrit P. Dhillon *K Bell Valdez*
Deputy County Counsel

Appendix 1			
Eligible Agencies in FY 2023 JAG Disparate Area			
Riverside County (Sheriff's Department) FA	BJA Formula	To Fiscal Agent (Sheriff's Department)	Adjusted Individual Allocation
Banning	\$10,902	\$1,090	\$9,812
Beaumont	\$12,197	\$1,220	\$10,977
Cathedral City	\$12,279	\$1,228	\$11,051
Coachella	\$10,159	\$1,016	\$9,143
Corona	\$21,860	\$2,186	\$19,674
Desert Hot Springs	\$21,530	\$2,153	\$19,377
Hemet	\$30,890	\$3,089	\$27,801
Indio	\$42,921	\$4,292	\$38,629
Jurupa Valley	\$25,742	\$2,574	\$23,168
Lake Elsinore	\$14,674	\$1,467	\$13,207
Menifee	\$12,086	\$1,209	\$10,877
Moreno Valley	\$67,588	\$6,759	\$60,829
Palm Springs	\$21,970	\$2,197	\$19,773
Perris	\$21,530	\$2,153	\$19,377
Riverside City	\$133,883	\$13,388	\$120,495
Temecula	\$12,472	\$1,247	\$11,225
Riverside County	\$75,022	\$47,268	\$122,290
Total	\$547,705		\$547,705
% To Fiscal Agent	\$0		
\$ To FA	\$47,268		

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS

Edward Byrne Memorial Justice Assistance Grant Program FY 2023 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 2023 Edward Byrne Memorial 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

11/7/2023

Date of Certification

CHAIR, BOARD OF SUPERVISORS

Title of Chief Executive

County of Riverside

Name of Applicant Unit of Local Government

ATTEST:

KIMBERLY A. RECTOR, Clerk

By



DEPUTY

FORM APPROVED COUNTY COUNSEL

BY

KRISTINE BELL-VALDEZ

DATE

NOV 7 2023 3.28

Award Letter

September 25, 2023

Dear Kevin Jeffries,

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 2023 BJA FY 23 Edward Byrne Memorial Justice Assistance Grant (JAG) Program - Local Solicitation. The approved award amount is \$547,705.

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.