

County of Santa Clara
Office of the County Executive
Children and Family Services, Public Safety & Justice




BH05 061709

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Program Manager II

DATE: June 17, 2009

TO: Board of Supervisors

FROM: 
Gary A. Graves
Acting County Executive

SUBJECT: Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program

RECOMMENDED ACTION

Consider recommendations relating to the FY 2010 Recommended Budget for American Recovery and Reinvestment Act Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program in the Office of the County Executive, the Office of the Sheriff, the Office of the Public Defender and the Department of Correction.

Possible action:

- a. Increase revenues and expenditures in the Office of the County Executive, Justice Assistance Grant Fund 0202 - \$2,565,061.
- b. Increase revenues and expenditures in the Office of the County Executive, General Fund - \$108,811.
- c. Increase revenues and expenditures in the Office of the Sheriff, General Fund - \$161,755.
- d. Add one Management Analyst, Unclassified (W1P) in the Office of the Sheriff.

- e. Increase revenues and expenditures in the Office of the Public Defender, General Fund - \$113,633.
- f. Add one Office Specialist III, Unclassified (V31) and one Attorney I-Public Defender, Unclassified (W8P) in the Office of the Public Defender.
- g. Increase revenues and expenditures in the Department of Correction, General Fund - \$49,370.

FISCAL IMPLICATIONS

There is no net fiscal impact on the General Fund.

The County will receive a total of \$2,565,061 from the American Recovery and Reinvestment Act Edward Byrne Memorial Justice Assistance Grant Formula (Recovery Act JAG) Program. These monies will be budgeted in the Justice Assistance Grant Fund 0202 and transferred to various cities and County departments according to the terms of the Memorandum of Understanding and parameters of the grant award. The program will be administered by staff in the Office of the County Executive.

Detailed budgetary information is included on the attached FY 2010 Recovery Act JAG Program Budget spreadsheet. The total amount available for the County is \$433,569, which includes \$108,811 for administrative expenses associated with the County's role of Fiscal Agent.

CONTRACT HISTORY

As the current Fiscal Agent/ Lead Agency, a dependent contractor assisted the County in the past with grant administration responsibilities, including fund distribution, program monitoring for participating jurisdictions, submitting quarterly financial reports and annual progress reports, and providing ongoing assistance to sub-grantees (participating cities and County departments.)

REASONS FOR RECOMMENDATION

Pursuant to Board approval of actions relating to the application for Recovery Act JAG monies, at the April 21, 2009 Board of Supervisors meeting, Agenda Item No. 21, the Administration applied for an allocation of \$2,565,061 by the deadline of May 18. Award should be received later this summer.

The recommended actions are necessary to include the revenues and expenditures associated with this grant in the FY 2010 Approved Budget and to add the staff positions required to fulfill the grant requirements.

Certified as disparate, the County and 12 cities are eligible to share a formula grant amount of \$2,565,061. The amount of funding shared from the Cities to the County is 11% or \$263,887. In addition to the County's eligibility for \$166,091, the County's share for programming is \$420,012. On top of this amount, the Cities of Cupertino and Saratoga have

contributed their individual allocations of \$38,672 to the Sheriff's Office. Therefore, the total amount available for programming is \$458,684.

As the fiscal agent and applicant for this Recovery Act JAG program, the Office of the County Executive (CEO) was allocated an amount of \$222,445. Per agreement with the Cities, the County is also allowed discretion to shift funds between administration and programming categories, depending on needs.

Allocations		Expenditures	
Programming	\$458,684	Superior Court	\$247,560
Administrative	\$222,445	Sheriff's Office	\$161,755
County total	\$681,129	Dept of Correction	\$49,370
		Public Defender's	\$113,633
		CEO	\$108,811
		County total	\$681,129
10 Cities	\$1,883,932	10 Cities	\$1,883,392
TOTAL	\$2,565,061	TOTAL	\$2,565,061

BACKGROUND

The County's Public Safety and Justice Committee reviewed the Recovery Act JAG program application on April 2, 2009 and recommended that the Board of Supervisors

approve delegating authority to the Administration to enter into Memorandum of Understanding (MOU) with the cities in order to administer the grant and to submit joint application. At the Board of Supervisors meeting on April 21, 2009, the Board of Supervisors approved the delegations of authority and the joint application.

On May 18, 2009, the Administration submitted this joint application, in the amount of \$2,565,061, for 16 projects by 17 separate entities, including 13 disparate jurisdictions listed in the MOU, the Superior Court, Sheriff's Office, Department of Correction, and Public Defenders Office. A brief description of the program and project plan can be found in the attached Abstract.

Consistent with the Recovery Act's emphasis on accountability, reporting requirements under the Recovery Act grant program will differ from and expand upon the Bureau of Justice Assistance's (BJA) standard reporting requirements for grants. The Fiscal Agent will be responsible for monitoring of subawards under the grant in accordance with all applicable statutes, regulations, the White House: Office of Management and Budget's circulars, and guidelines, including the Financial Guide.

In addition the the public review afforded by our local process, the County is committed to providing information to its residents and meeting the transparency requirements of the Recovery Act. All staff reports and copies of program certifications are thus posted on the County's RecoverySCC dot org. This web site tracks how the County uses Recovery Act monies to help with our local economic recovery, create and retain jobs, and provide a safety net services to our residents hurting from this severe recession. Quarterly reports and performance data on the Recovery Act JAG program will be maintained on this web site.

ATTACHMENTS

- FY 2010 Recovery Act JAG Program Budget
- Program Abstract