

Resolution No.

## STOCKTON CITY COUNCIL

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### **RESOLUTION APPROVING AMENDMENT NO. 5 TO THE INTERLOCAL MEMORANDUM OF UNDERSTANDING TO ACCEPT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUNDS IN THE AMOUNT OF \$383,843**

The City of Stockton (City) has participated in the U.S. Department of Justice Assistance Grant Programs for the past 19 years and desires to participate in the 2015 Justice Assistance Grant Program; and

The City and San Joaquin County (County) are eligible to receive a combined allocation of \$383,843 (the City's allocation is \$326,539) in Justice Assistance Grant funds based upon a federal formula established by Congress to local governments across the nation to enhance the level of public safety in the local community; and

The disparate allocation provision of the Justice Assistance Grant Program requires the City and County to participate in a joint planning process to determine how the anticipated award of \$383,843 in grant funds is used; and

On June 21, 2016, Members of the San Joaquin County Sheriff's Department Probation Department, and District Attorney's Office, along with the Stockton Police Department agreed to revise the formula allocation to better support the purpose and intent of the Firearms Reduction Consortium; and

The revised allocation for the 2016 Justice Assistance Grant funds is set forth in Attachment A of Exhibit 1, the "Edward Byrne Memorial Justice Assistance Grant Program 2016 Funding Recommendations"; and

In accordance with the Justice Assistance Grant Program requirements, the proposed use of funds for the 2016 Justice Assistance Grant was presented at a duly noticed public hearing held on July 26, 2016; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City of Stockton is hereby authorized to participate in and accept the combined 2016 Justice Assistance Grant allocation in the amount of \$383,843.

2. Amendment No. 5 to the Interlocal Memorandum of Understanding, as set forth in Exhibit 1 and incorporated herein, is approved.

3. The recommended use of 2016 grant funds, as set forth in Attachment A to Exhibit 1, is hereby approved and adopted.

4. The City Manager is hereby authorized to execute and submit all documents, including, without limitation, agreements, amendments with the granting agency, and payment requests in compliance with Justice Assistance Grant Program requirements.

5. Upon receipt of the fully executed Justice Assistance Grant Agreement, the City Manager is hereby authorized to make any and all appropriations, transfers of funds, or expenditures as necessary to carry out the purpose and intent of this Resolution, for the Police Grants and Special Programs 2016-17 Justice Assistance Grant.

6. The City recognizes any liability arising out of the performance of the Justice Assistance Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency whose actions gave rise to the liability.

7. Grant funds received hereunder shall not be used to supplant ongoing law enforcement expenditures.

8. Any personnel positions approved for the funding under this proposal shall be filled without unnecessary delay and shall not be subject to local hiring freezes.

PASSED, APPROVED, and ADOPTED July 26, 2016.

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ANTHONY SILVA, Mayor  
of the City of Stockton

ATTEST:

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BONNIE PAIGE  
City Clerk of the City of Stockton