

Request for City Council Action

Date: October 6, 2015

Agenda Section: Consent Agenda No. 5	Originating Department: Police Department/Legal
Item: Ordinance Authorizing the Addition of a Justice Assistance Grant to the Police Department's FY 2016 Budget No. 5.7	Approved:

Background and Summary:

The City of Carbondale has been awarded a U.S. Department of Justice, Justice Assistance Grant (JAG) in the amount of \$19,501.

Part of the JAG program's legislative framework addresses funding disparities among jurisdictions. By statute, a disparate allocation occurs when a constituent unit of local government is scheduled to receive one and one half times more than another constituent unit while the other unit of government bears more than 50% of the costs of prosecution or incarceration that arise for Part 1 violent crimes reported by the geographically constituent units. JAG disparate jurisdictions are certified by the Director of the Bureau of Justice Assistance (BJA), based in part on input from the state's Attorney General. The City of Carbondale and Jackson County have been certified as disparate jurisdictions.

Jurisdictions certified as disparate must file a joint application for the aggregate of funds allocated to them, specifying the amount of the funds that are to be distributed to each of the units of local government and the purposes for which the funds will be used. When beginning the JAG application process, a Memorandum of Understanding (MOU) must be completed, signed, and faxed to the Office of Justice Programming indicating who will serve as the applicant/fiscal agent for the joint funds. The City of Carbondale will serve as the applicant.

In the federal FY2015 JAG allocation for eligible jurisdictions, the City of Carbondale was awarded \$19,501 and Jackson County was not awarded any funding. Representatives of the two jurisdictions met and agreed to divide the City of Carbondale's allocation. The agreement calls for an equal distribution of \$9,750.50 for each jurisdiction. The funding to Jackson County would offset the costs arising from the increase in services on the County due to Carbondale's additional crime fighting capability. Had the two agencies not agreed to share their funding allocation, neither of the agencies would be eligible for funding from the JAG program.

JAG funds can be used for a variety of purposes, including the hiring of additional personnel, paying

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
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Council Action: Motion by _____ 2nd by _____ to _____

overtime to increase the hours already worked by personnel, purchasing equipment and planning, evaluation, and technology improvement programs.

The JAG program relies on annual appropriations from Congress. As a result, it is not prudent to use JAG funds to begin activities that will have an ongoing cost for the City. The purchase of equipment allows the City to take advantage of the JAG funds without committing future City resources.

The JAG program does not require any local matching funds, but grant regulations do not allow the City to substitute the JAG funds for City funds. Consequently, the grant will enable the City to improve police operations beyond what would have been possible with City funds.

The Police Department would like to use this allocation of JAG funds to purchase mobile computer system printers and equipment for the Department's marked patrol fleet. The addition of this equipment will provide the Department with the ability to migrate to an electronic mobile crash reporting system.

RECOMMENDED ACTION:

It is recommended that the City Council approve an Ordinance accepting the Justice Assistance Grant, approve a budget adjustment to the Police Department's FY 2016 budget in the amount of \$19,501 and authorize the City Manager, or his designee, to execute such assurances, certifications and other documents as may be necessary to accept and administer the grant.

CITY OF CARBONDALE, ILLINOIS

ORDINANCE NO. 2015-__

**AN ORDINANCE AUTHORIZING THE ADDITION OF A JUSTICE ASSISTANCE
GRANT TO THE POLICE DEPARTMENT'S FY2016 BUDGET**

ADOPTED BY THE CITY COUNCIL

OF THE CITY OF CARBONDALE, ILLINOIS

THE 6TH DAY OF OCTOBER, 2015

**Published in pamphlet form by authority of the City Council of the City of Carbondale,
Jackson County, Illinois, this 7th day of October, 2015.**

CERTIFICATE OF PUBLICATION

**I, Jennifer R. Sorrell, the duly qualified City Clerk of the City of Carbondale, Illinois,
and the official custodian of the records of said City, do hereby certify that this ordinance
was published in pamphlet form by authority of the City Council on the 7th day of October,
2015.**

Jennifer R. Sorrell, City Clerk

ORDINANCE NO. 2015-____

AN ORDINANCE AUTHORIZING THE ADDITION OF A JUSTICE ASSISTANCE GRANT TO THE POLICE DEPARTMENT'S FY2016 BUDGET

WHEREAS, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

WHEREAS, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City of Carbondale has been awarded a \$19,501.00 Justice Assistance Grant (JAG) through the U.S. Department of Justice; and

WHEREAS, Representatives from the City of Carbondale and Jackson County met and agreed to equally divide the City of Carbondale's allocation due to Jackson County not being awarded any funding; and

WHEREAS, the funding to Jackson County would offset the costs arising from the increase in services on the County due to Carbondale's additional crime fighting capability; and

WHEREAS, the intent of the grant funds includes hiring of additional personnel, paying overtime to increase the hours already worked by personnel, purchasing equipment and planning, evaluation, and technology improvement programs; and

WHEREAS, the City Council of the City of Carbondale finds it in the best interest of the City of Carbondale to accept the Justice Assistance Grant and to adjust the Police Department's Fiscal Year 2016 (FY2016) budget by a total of Nineteen Thousand Five Hundred One and 00/100ths Dollars (\$19,501.00).

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF CARBONDALE AS FOLLOWS:**

SECTION 1. That the City Council deems it in the best interest of the citizens of Carbondale to authorize the City Manager to accept the award of a grant from the U.S. Department of Justice and to adjust the budget by increasing the Police Department's FY2016 budget expenditures by a total of Nineteen Thousand Five Hundred One and 00/100ths Dollars (\$19,501.00) in the amount and manner as provided in Exhibit "A", attached hereto and incorporated by reference.

SECTION 2. That the FY2016 budget is hereby increased in accordance with the expenditures as shown in Exhibit "A", and such funds are hereby appropriated in accordance with law for the purposes of this Ordinance.

SECTION 3. That the City Manager of the City of Carbondale is hereby authorized to execute such assurances, certifications and other documents as may be necessary to administer the grant and shall take any and all reasonable, necessary, and proper action to carry out the intent and purposes of this Ordinance.

SECTION 4. That the Finance Director is hereby authorized to increase the Police Department's FY2016 budget in accordance with this Ordinance and transfer the amount of Nineteen Thousand Five Hundred One and 00/100ths Dollars (\$19,501.00) as specified in Exhibit "A" attached hereto.

SECTION 5. That all ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.

SECTION 6. That repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance insofar as they are the same or substantially the same as those of any prior ordinance, shall be construed as a continuation of said prior ordinances.

SECTION 7. That it is the intention of the City Council of the City of Carbondale that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

SECTION 8. That the City Council of the City of Carbondale finds that the subject matter of this Ordinance pertains to the government and affairs of the City of Carbondale and is passed pursuant to authorities granted it by State statutes and the Home Rule powers of the City of Carbondale pursuant to the provisions of Article VII, Section 6(a) of the Illinois Constitution.

SECTION 9. That this Ordinance shall take effect upon its passage, approval, recording, and publication in pamphlet form in accordance with law.

APPROVED: _____
John M. Henry, Mayor

ATTEST: _____
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

P. Michael Kimmel, City Attorney

