

One-rdg. X
P. Hrngs. _____
Pgs. 6
Filed: 09-17-19

Sponsored by: Fisk

First Reading: _____

Second Reading: _____

COUNCIL BILL 2019- 218

SPECIAL ORDINANCE _____

AN ORDINANCE

1 AUTHORIZING the City Manager, or his designee, to accept the Edward Byrne
2 Memorial Justice Assistance Grant from the United States
3 Department of Justice and to enter into an interlocal agreement
4 with Greene County, outlining the division of the grant funds;
5 amending the budget for the Springfield Police Department for
6 Fiscal Year 2019-2020 in the amount of \$160,487.00; and declaring
7 that this bill qualifies as a one reading bill pursuant to Charter
8 Section 2.16(25).
9 _____

10
11 WHEREAS, the City of Springfield, Missouri, (“City”) and Greene County,
12 Missouri, (“County”) have previously partnered to apply for and accept the United States
13 Department of Justice, Edward Byrne Memorial Justice Assistance Grant (“JAG”); and
14

15 WHEREAS, the joint application award amount is \$160,487.00, with the City
16 receiving \$96,292.20 and the County receiving \$64,194.80; and
17

18 WHEREAS, the JAG terms require law enforcement agencies to enter into an
19 interlocal agreement regarding division of the funds awarded under the grant.
20

21 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
22 SPRINGFIELD, MISSOURI, as follows, that:
23

24 Section 1 – The City Manager, or his designee, is hereby authorized to accept
25 the Edward Byrne Memorial Justice Assistance Grant from the United States
26 Department of Justice and to enter into an interlocal agreement with Greene County for
27 the purpose of carrying out the terms of the grant, said agreement to be in substantially
28 the same form as “Exhibit A,” which is attached hereto and incorporated herein by
29 reference.
30

31 Section 2 – The budget of the Springfield Police Department for Fiscal Year
32 2019-2020 is hereby amended in the accounts and in the amounts as shown on Budget
33 Adjustment No. 009, a copy of which is attached hereto and incorporated herein by

34 reference as "Exhibit B."

35

36 Section 3 – City Council hereby finds that the budget adjustment made above
37 has been recommended by the City Manager.

38

39 Section 4 – The City Manager is directed to cause the appropriate accounting
40 entries to be made in the books and records of the City.

41

42 Section 5 – City Council hereby finds and declares this Ordinance relates to the
43 acceptance of a grant from a state or federal agency and pursuant to Section 2.16(25)
44 of the City Charter, this Ordinance shall require one reading. Therefore, this Ordinance
45 shall be in full force and effect from and after passage.

46

47 Passed at meeting: _____

48

49 _____
50 Mayor

51

52 Attest: _____, City Clerk

53

54 Filed as Ordinance: _____

55

56 Approved as to form: , Assistant City Attorney

57

58 Approved for Council action: , City Manager

59

60

EXPLANATION TO COUNCIL BILL 2019 - 218

FILED: 09-17-19

ORIGINATING DEPARTMENT: Police

PURPOSE: Authorizing the City Manager, or his designee, to accept the Edward Byrne Memorial Justice Assistance Grant from the United States Department of Justice and to enter into an interlocal agreement with Greene County, outlining the division of the grant funds; amending the budget for the Springfield Police Department for Fiscal Year 2019-2020 in the amount of \$160,487.00; and declaring that this bill qualifies as a one reading bill pursuant to Charter Section 2.16(25).

BACKGROUND INFORMATION: The Edward Byrne Memorial Justice Assistance Grant ("JAG") formula for allocation of state and local government funds is determined based on population and the Uniform Crime Report Part I, Violent Crime Statistics. Based on this formula, the City of Springfield is eligible for grant monies. JAG does not require matching funds. However, as noted in "Exhibit A," a disparate allocation exists between the City and Greene County, with the County bearing more than 50 percent of the costs of prosecution and incarceration that arise from the Part I Crimes. Jurisdictions identified as disparate must submit a joint application in order to be awarded any funds. The amount of funds to be distributed to each entity and the purpose for which the funds will be used must be included in the application. An Interlocal Agreement must be completed between the parties identifying the amount each has agreed to accept.

REMARKS: The joint application award amount is \$160,487. The City and Greene County have agreed to divide the funds with 60% going to the City and 40% going to the County. The City will receive \$96,292.20 and the County will receive \$64,194.80. The City will establish an account for the joint application award amount and reimburse the County for their share. The City of Springfield Police Department will use their share of the funds to purchase Tasers that will replace older model Tasers that are no longer supported by the manufacturer as well as camera equipment to be used by the Uniform Operations Bureau. Greene County will use their share of the funds to purchase radar units, rifle sights, and radio scanners. The application was submitted August 23, 2019. A budget adjustment is required and submitted with this document. This Ordinance may be passed as a one-reading ordinance as it relates to a contract for acceptance of grant funds from a state or federal agency.

Submitted by:

Approved by:


Paul F. Williams, Chief of Police


Jason Gage, City Manager

Exhibit A

INTERLOCAL AGREEMENT
BETWEEN CITY OF SPRINGFIELD, MISSOURI AND GREENE COUNTY, MISSOURI
2019 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this _____ day of _____ 2019, by and between the County of Greene, acting by and through its governing body, the Greene County Commission, hereinafter referred to as County, and the City of Springfield, acting by and through its governing body the City Council, hereinafter referred to as City, both of Greene County, State of Missouri, witnesseth:

WHEREAS, this Agreement is made under the authority of City Council, Ordinance _____, passed _____, 2019; and

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 both 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 City agrees to provide the County \$64,194.80 from the JAG award for the Law Enforcement Equipment Program; and

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

NOW THEREFORE, the County and City agree as follows:

Section 1. City agrees to pay the County a total of \$64,194.80 of the total JAG funds of \$160,487.00. The City's share is \$96,292.20.

Section 2. County agrees to use \$64,194.80 for the Law Enforcement Program before the deadline set by JAG.

Section 3. The City hereby agrees to assume responsibility for the liabilities imposed by law on its employees, agencies, and institutions. The County hereby agrees to assume responsibility for the liabilities imposed by law on its employees, agencies, and institutions.

Section 4. Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 5. The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 6. By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 7. The County hereby agrees to comply with all requirements of the award, including the Special Conditions and Civil Rights requirements. They will complete a letter stating this and provide to the City.

Section 8. The County agrees to provide a letter stating they have complied with all financial conditions after they have been reimbursed for purchases.

CITY OF SPRINGFIELD, MISSOURI

GREENE COUNTY, MISSOURI

By: _____
City Manager or Designee

By: _____
Presiding Commissioner

Attest:

By: _____
Commissioner 1st District

City Clerk

By: _____
Commissioner 2nd District

Approved as to Form:

Attest:

By: _____
Greene County Clerk

City Attorney or Designee

Approved as to form:

CERTIFICATE OF DIRECTOR OF FINANCE

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefore.

By: _____
Greene County Counselor

Director of Finance or Acting Director

CERTIFICATE OF AUDITOR

I certify that the expenditure contemplated by this document is within the purpose of the appropriation to which it is to be charged and that there is an unencumbered balance of appropriated and available funds to pay therefore.

Auditor Certification

CITY OF SPRINGFIELD, MO
BUDGET ADJUSTMENT

Exhibit B

Budget Adjustment
009

Revenues:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
25220	18	92510	416010			\$ 160,487	FY20 Dept of Justice, Edward Byrne Memorial Justice Assistance Grant (JAG)
Net Revenue Adjustment						\$ 160,487	

Expenditures:

Fund	Dept	Org	Account	P&G	Location	Amount	Description
25220	18	92510	501190			\$ 96,292	Tools and Equipment
25220	18	92510	504620			64,195	Specialty Services
Net Expenditure Adjustment						\$ 160,487	

Fund Balance Appropriation:

Fund	Title	Amount

Explanation: To appropriate grant funds, which require no matching funds. Grant funds to be split between the City of Springfield and Greene County. City portion: \$96,292. County portion: \$64,195. The City's share of the funds will be used to purchase 52 model tasers, along with holsters, battery packs, and cartridges as well as camera equipment for investigators in the Uniform Operations Bureau. Greene County will use their share of the funds to purchase radar units, rifles sights and radio scanners.

Requested By:

Paul F. Williams 9/18/19
Department Head Date

Approved By:

Jason A. Hays 9/18/19
Director of Finance Date

Authorization:

Council Bill No. 2019-218
Ordinance No. _____
1st Reading _____
2nd Reading _____
Date Journal Imp No. _____

City Manager

Date