

**Edward Byrne Memorial Justice Assistance Grant (JAG) Program
FY 2016 Local Solicitation
Application**

The U.S. Department of Justice, Bureau of Justice Assistance (BJA), has announced the availability of grant funds to local units of government through the Edward Byrne Memorial Justice Assistance Grant Program. The City of Portland, Multnomah County and the City of Gresham have applied for a joint total of \$465,810.

The JAG program allows local governments to support a broad range of activities to prevent and control crime and to improve the criminal justice system. The funding distribution is based on population and crime statistics as well as law enforcement expenditure data.

There are six purpose areas under JAG:

- Law enforcement programs.
- Prosecution and court programs.
- Prevention and education programs.
- Corrections and community corrections programs.
- Drug treatment programs.
- Planning, evaluation and technology improvement programs.

More information may be found at <https://www.bja.gov/funding.aspx#1>

The application will be submitted to the U.S. Department of Justice on June 23, 2016. The joint application and application ordinance will be on the June 22, and June 29, 2016, Regular City Council agendas.

The Portland Police Bureau, as the lead applicant of the application, provides the opportunity for public comment on the proposals contained in the application. To share comments or questions, contact Catherine Reiland, Senior Business Operations Manager, 503-823-0727 or email: Catherine.reiland@portlandoregon.gov

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance
Edward Byrne Memorial Justice Assistance Grant (JAG) Program:
FY 2016 Local Solicitation; #BJA-2016-9020
City of Portland, Oregon Police Bureau
Program Abstract
Application Attachment 1

Applicant name: City of Portland, Oregon
Disparate partners: Multnomah County and City of Gresham

Project title: Edward Byrne Memorial Justice Assistance Grant (JAG) Program Fiscal Year 2016 Local Solicitation to assist the Portland-Metropolitan area law enforcement and criminal justice community to prevent and reduce crime and violence.

Project goals:

1. To hire a 1.0 FTE Crime Analyst (CA) for approximately 15 months. The CA will be assigned to the Portland Police Bureau's Detective Division and will compile, maintain, integrate, analyze, and report findings on criminal intelligence, as well as statistical data and information.
2. To contract with a local service provider that coordinates treatment, temporary housing, counseling, and training opportunities for women involved in prostitution-related offenses for approximately 11 months.
3. To retain a 0.43 FTE Deputy District Attorney (DDA) Level 2 for 12 months. The DDA2 will be assigned to a Neighborhood Office and will work with citizens, citizen groups, business owners, community associations, and law enforcement to identify crime issues pertinent to the community.
4. To retain a 0.44 FTE Parole and Probation Officer (ACCESS PPO) for 12 months. The ACCESS PPO will strengthen the referral and education system surrounding appropriate referrals to alcohol and drug treatment.
5. To purchase digital signage for facilities, camera equipment for the Planning and Research Unit, and Tasers® for transport personnel.
6. To purchase two short-barreled rifles with accessories and a FARO Focus 3-D Scanner.

Project Identifiers:

1. City of Portland - Criminal Intelligence & Hiring of Personnel; Alcohol Testing, Case Management, Community-Based Programs, Counseling, Drug Testing, Human Trafficking, Mental Health, Screening & Assessment, Sexual Assault & Victimization
2. Multnomah County District Attorney's Office – Retention of Personnel, Community Prosecution, and Community-Based Programs
3. Multnomah County Department of Community Justice – Retention of Corrections Personnel, Community Courts, Drug Courts and Treatment, Evaluation, Probation, Re-entry, Substance Abuse Treatment
4. Multnomah County Sheriff's Office – Communications, Correctional Facilities, Equipment – General, and Less Than Lethal
5. City of Gresham Police Department – Equipment-Tactical, Equipment-Forensic, Firearms, and Office Safety.

The City of Portland will act as fiscal agent for the grant and distribute funds to the units of local government identified in the disparate certification. Each partner has agreed to the allocation of grant funding.

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City of Portland Programs

Identifiers: Criminal Intelligence & Hiring of Personnel; Alcohol Testing, Case Management, Community-Based Programs, Counseling, Drug Testing, Human Trafficking, Mental Health, Screening & Assessment, Sexual Assault, & Victimization

The City of Portland will hire a 1.0 FTE Crime Analyst (CA) for approximately 15-months who will compile, maintain, integrate, analyze, and report findings on criminal intelligence, as well as statistical data and information. This information will be used to support criminal investigations by providing crime trends or links within the investigation with the overall goal to reduce criminal activity impacting the community.

The CA's work product includes, but is not limited to: tracking data generated through crime reports, administrative reviews, internal and external law enforcement databases; identifying and tracking trends, patterns or anomalies in reported criminal activity; identifying and proposing solutions, policy, or direction in support of investigative efforts related to criminal activity; preparing regular reports and analysis in support of criminal investigations; preparing and presenting relevant data to advisory groups, city policy makers, citizens groups, external partners, and other interested parties regarding the efforts of Portland Police Bureau (PPB) to investigate and reduce criminal activity impacting the community; and gathering actionable intelligence from multiple sources, including human sources, open source and criminal law enforcement electronic databases, and from written documents.

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The position will be assigned to the PPB Detective Division at a total cost of \$110,291. The focus of the limited-term grant-funded position will be bureau-specific and involve law enforcement-related administrative duties.

LifeWorks NW New Options for Women (NOW)

Prostitution, as well as the compelling and promotion of prostitution by pimps, has created key public safety concerns in the City of Portland's East neighborhoods along the major north-south highway, 82nd Avenue, as well as general concerns for the victims of these crimes. That said, because the actual sex acts are performed throughout the city, many other neighborhoods are affected by these crimes. The PPB's East Precinct Sex Trafficking Unit (STU) utilizes a three-prong multidisciplinary approach in addressing the problems surrounding prostitution-related offenses. Not only does the STU consist of highly trained and experienced officers, it also includes a Multnomah County Deputy District Attorney (DDA) and a local service provider. This multidisciplinary approach allows the team to move beyond traditional law enforcement responses by utilizing social services to help victims of human trafficking and target those who purchase sex from these victims.

LifeWorks NW was selected as the local service provider through a competitive process for the JAG 2016 grant cycle.

LifeWorks NW New Options for Women (NOW) provides trauma-informed care to women in Portland in order to help them exit the sex industry. Most, if not all, of NOW's clients are survivors of childhood sexual abuse and/or molestation, which include human trafficking. This severe trauma does not go away when women turn 18. The NOW program works with

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women to reduce relapse into the lifestyle that traditionally surrounds prostitution. NOW's services include addictions treatment, treatment for mental health disorders (including psychiatric care, as needed), challenging criminality, domestic violence education and support, parenting education, urinalysis (to make sure they stay drug-free and are not lying about drug usage), and mentoring/case management. NOW provides an environment in which these women are able to speak about their experiences of being trafficked and prostituted and truly address their issues. NOW assists the women in the program in finding stable housing, legal income, furthering education, and assisting them in obtaining any form of identification they may need. Prior to the formation of NOW six years ago, the women in this Portland population had no other options.

NOW staff will meet bi-weekly with STU officers and the DDA to discuss the women's progress. During these meetings, the team will discuss the status of each client and how to best help her successfully complete both the NOW program and county probation.

The Fiscal Year 2016 JAG grant will provide funding to the LifeWorks NW NOW Program at a cost of \$110,000.

Grant Program Performance Measures

Portland will report on the Personnel and Behavioral Health programs during the reporting periods in accordance with performance measure requirements.

Multnomah County Programs

Multnomah County District Attorney's Office

Identifiers: Retention of Personnel, Community Prosecution, and Community-Based Programs

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The Multnomah County District Attorney's Office (MCDA) will retain a 0.43 FTE Neighborhood Deputy District Attorney Level 2 (DDA) for a period of 12 months with Fiscal Year 2016 JAG funds at a total cost of \$57,696. The remainder of the personnel costs will be paid with District Attorney Office funds.

The Neighborhood Deputy District Attorney program is unique to MCDA. Each Neighborhood DDA (DDA) in Multnomah County is assigned to a specific City of Portland Police Bureau (PPB) precinct. These assignments include North, East, and Central Precincts, as well as the City of Gresham Police Department and the regional transit authority TriMet. The DDA screens all quality of life misdemeanor cases, as well as select felony cases of specific interest to their assigned precinct. Those cases, which are deemed of particular import to the community, are kept on the DDA's caseload and personally handled at all stages of prosecution, from indictment to sentencing.

Additionally, the DDA attends various community meetings, including but not limited to: 1) Neighborhood association meetings; 2) private citizen group meetings; 3) business group meetings; 4) public safety council meetings; 5) city hall meetings; and 6) crime prevention meetings. The DDA's meetings are focused in their assigned precinct.

The DDA also works closely with precinct officers to educate them on search and seizure issues, improve report writing, and develop strategies to address recurring quality of life problems in their area.

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The North Precinct Neighborhood DDA

The FY 2016 JAG funds will be applied towards a Neighborhood DDA position assigned to PPB's North Precinct. The DDA will work with citizens, citizen groups, business owners, community associations, and law enforcement to identify crime issues pertinent to the community. The DDA will assist these groups in maintaining current crime reduction and prevention strategies in addition to developing entirely new strategies viewed through the lens of improving neighbors' quality of life.

The DDA works closely with PPB's North Portland Neighborhood Response Team (NRT) to address problems that directly impact neighbors' quality of life. An example of this partnership involves problem-solving for drug houses. To do this, the DDA works collaboratively with the NRT team, the City of Portland Attorney's Office, and citizen groups. The consideration of different viewpoints allows the group to create unique solutions for these locations, some of which have plagued the community for years. The results have been apparent as certain persistent problem locations have been quieted or altogether eliminated.

The DDA also works with the PPB Burglary Task Force. This assignment represents an effort to reduce burglaries and to facilitate better prosecutions throughout the criminal justice system. The DDA regularly attends Burglary Task Force roll calls in an effort to educate themselves about cases that are important to the community. The DDA is then "on call" to the Task Force in the event legal questions arise during the course of an investigation or if assistance is needed to problem-solve a specific case or issue.

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Additionally, the DDA assists in the writing and execution of search warrants. Because the DDA sits in close proximity to the officers, the DDA is easily accessible for questions regarding search warrants. These consults cover everything from whether a search warrant is required to strategies involving service of the warrant and when additional evidence is needed for adequate probable cause. When appropriate, the DDA will accompany the writing officer to Judges' Chambers for warrant signing, in the event there are legal questions requiring the DDA's expertise.

In FY 2015-16, the DDA worked closely with NRT to write and serve a search warrant based exclusively on controlled buys of stolen property utilizing two confidential informants. Once inside the house, the warrant service team found stolen property from a number of residential burglaries that occurred in the surrounding area. Without the DDA program in place, such a result may not have been possible.

Performance Measures

The MCDA is committed to employing evidence-based practices in order to make certain the program goals are fully realized. To that end, MCDA will demonstrate success through performance measures that include the capture and reporting of activities outlined in the above narrative. In addition, MCDA will track outcomes of those activities, to ensure that results are consistent with the goals of the position. MCDA will utilize data points provided by the Local Public Safety Coordination Counsel (LPSCC), a body that tracks Multnomah County crime data objectively. In addition to data provided internally that measures the number of cases issued and

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indicted and case outcomes, the DDA will personally track law enforcement and community contacts.

In order to further effectuate the program goals, the DDA will screen misdemeanor and select felony cases with a particular emphasis on prosecuting chronic residential burglaries and problem drug and chronic nuisance properties. The DDA will meet with precinct police officers, attend community and business group meetings, and develop and maintain projects and cases that specifically target quality of life problems in their neighborhood area.

Activity	Data Collection Method	Projected Measurements: 6 Months	Projected Measurements: 12 months
Misdemeanor and Felony case screening	Specific case flags are assigned to all cases screened by the DDA and track in MCDA's internal database	150 cases screened	300 cases screened
Community Meeting Attendance	DDA complies monthly list of meetings	25 meetings	50 meetings
Individual Citizen Contacts	DDA maintains monthly list of contacts	1,000 citizens	2,000 citizens
Business Contacts	DDA maintains monthly list of contacts	50 business contacts	100 business contacts
Individual Police Contacts	DDA maintains monthly list of contacts	2,000 officers	4,000 officers
Governmental Agency Contacts	DDA maintains monthly list of contacts	100 agency contacts	200 agency contacts
Neighborhood Group and Association Contacts	DDA maintains monthly list of contacts	40 groups / associations	80 groups / associations
Crime Prevention Projects	DDA maintains list of projects developed and maintained, as well as a log of hours spent working these projects	200 hours	400 hours

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Search warrants executed against neighborhood drug and chronic nuisance properties	DDA maintains list of search warrants written and executed	1-2 search warrant	2-4 search warrants
Felony residential burglary charges indicted	Specific case flags are assigned to all cases prosecuted by the DDA and tracked in MCDA's internal database.	6 separate burglaries	12 separate burglaries

Multnomah County Department of Community Justice

Identifiers: Retention of Corrections Personnel, Community Courts, Drug Courts & Treatment, Evaluation, Probation, Re-Entry, and Substance Abuse Treatment

The Multnomah County Department of Community Justice (DCJ) will retain a 0.44 FTE Probation and Parole Officer (ACCESS PPO) for a period of 12 months with Fiscal Year 2016 JAG funds at a total cost of \$57,696. The remainder of the personnel costs will be paid with Department of Community Justice funds.

Centralization of referrals to residential treatment programs helps DCJ be certain that very limited resources are being spent on the highest risk and highest need individuals on probation or post-prison supervision. Approximately 70% of high risk offenders have serious addiction problems and commit their crimes while using illegal drugs. The ACCESS PPO will continue to strengthen the referral and education system surrounding appropriate referrals to community-based alcohol and drug treatment.

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Duties of the ACCESS PPO include:

- Increasing access to Alcohol & Drug (A&D) assessments, which increase referrals to treatment (outpatient and residential);
- Working closely with the county jail's corrections counselor. Through close collaboration, some individuals are allowed to be released from jail early to a residential treatment bed;
- Working with jail, assigned PPO, and evaluator to make sure client is able to enter treatment at release from jail;
- Providing transport from jail or prison to treatment program;
- Working with Assessment and Referral Center corrections counselors, jail and prison discharge planners, and Health and Assessment Team (HAT) members to identify and place clients needing housing services to stabilize while waiting for residential treatment;
- Acting as broker for PPOs and providers to ensure clients are able to access residential treatment when a bed becomes available;
- Participating as a member of the county Addictions Treatment Providers group, providing information to community providers and seeking input on system improvements; and
- Educating DCJ staff about treatment resources, eligibility, and the referral process.

Multnomah County Sheriff's Office

Identifiers: Communications, Correctional Facilities, Equipment-General, and Less-Than-Lethal

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The Multnomah County Sheriff's Office (SO) will use the 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) grant program funds to purchase supplies that will provide information and education to staff and inmates, enhance media communications, and enable less-than-lethal (safe) inmate transportation.

Providing digital signage in the dorms and lobby of the jails allows inmates and visitors access to pertinent information and answers to the most frequently asked questions by the public and inmates. The SO will purchase 14 signage players and LED players, licenses, and installation service.

The Planning and Research Unit supports every division of the SO. The unit creates media as part of public outreach (informational materials, public service announcements, and other communications) and internal support (training and recruitment). The SO will use JAG funds to purchase the next advanced stage of photographic technology. This includes a camera, lenses, tripod, flash kit, lighting kits, and other supplies associated with professional quality photographic technology.

The SO provides adult corrections services to Multnomah County. This includes booking, housing, and any movement of inmates within the system, including those in need of hospital care. With the number of jail beds remaining the same (or potentially being reduced) and the County residential population increasing, it is anticipated that more inmates housed in jail may face acute illnesses and mental health issues, which require hospital visits and/or stays. If an inmate is resistant during escort or transportation, activation of less-lethal technology allows corrections deputies to gain control in a safe manner. Grant funding will purchase eight

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fully supported Tasers®. The SO's Supply purchases and Indirect Costs result in a total cost of \$57,696.

City of Gresham Program

The City of Gresham Police Department (GPD) will use 2016 JAG funds to purchase two short-barreled rifles (SBR) for patrol unit officers and a 3-D scanner and software. The Daniel Defense DDM4 V4S rifles will replace aging rifles the department has had in service for more than 17 years. These service-issued weapons will be assigned to specific officers who have had more than 40-hours of training in the use of this specific firearm and will be used during the course of regularly assigned duties. These SBRs offer greater accuracy, use fewer rounds, and have less potential of liability for the officer and the City of Gresham. Specific patrol officers have these service-issued weapons for responding to calls of potential use of a weapon and in active shooter situations, such as the one at Reynold's High School on June 10, 2014.

The 3-D Scanner will assist in the investigation of crimes by the Investigations Unit. The scanner has the ability to capture millions of data points within a 360° view and project a 3-D image that is comprehensive and accurate. The 3-D image provides proper measurements of critical evidence at a crime scene, which allows a virtual view of that environment. In the use of Forensics, a 3-D model of a crime scene is drawn from the points collected and can be used in court for the jury to see the crime scene as people moved allowing the viewers to see critical components of the crime that occurred, thus enhancing court presentations. The GPD's Supply and Equipment purchases result in a total cost of \$72,431.

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Grant Program Accountability Measures

The grantee and the subrecipients will report on their relevant General Information, Activity-Program Selection, Program Module, and semi-annual Goals & Objectives in accordance with the applicable JAG Accountability Measures in the BJA Performance Measurement Tool (PMT).

Coordination of Related Justice Funds and JAG Funds

The City, Multnomah County, and the City of Gresham do not anticipate any coordination of related DOJ-funded projects and Fiscal Year 2016 JAG funded projects.

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Budget Detail

City of Portland

A. Personnel **\$ 77,337**

Position	Computation	Cost
1.0 FTE Crime Analyst		
10/1/16 – 6/30/17	\$32.03/hr x 1,560 hrs	\$ 49,967
7/1/17 – 11/20/17	\$32.67/hr x 837.76 hrs	27,370

B. Fringe Benefits **\$ 32,954**

Position	Computation	Cost
1.0 FTE Crime Analyst		
10/1/16 - 6/30/17		
Fringe		
Workers' Comp	0.01375 x 1,560 =	\$ 21
FICA	0.07650 x 49,967 =	3,822
TriMet regional payroll tax	0.0074 x 49,967 =	370
OPSRP retirement	0.1378 x 49,967 =	6,885
Benefits		
Insurances	prorated for 1,560 hours	10,126
		21,224
7/1/17 - 11/20/17		
Fringe		
Workers' Comp	0.01375 x 837.76 =	12
FICA	0.07650 x 27,370 =	2,094
TriMet regional payroll tax	0.0075 x 27,370 =	205
OPSRP retirement	0.1378 x 27,370 =	3,772
Benefits		
Insurances	prorated for 837.76 hours	5,647
		11,730

C. Travel **\$ 0**

No expenses in this category

D. Equipment **\$ 0**

No expenses in this category

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E. Supplies **\$ 0**
No expenses in this category

F. Construction **Not Allowed**
No expenses in this category

G. Consultants/Contracts **\$355,519**

Subrecipients

City of Portland

*Prostitution Outreach and Prevention Program
Grant agreement with LifeWorks NW*

\$110,000

Multnomah County

District Attorney's Office

Item	Computation				Cost
0.43 FTE Deputy District Attorney (DDA2) Step 3					
Salary	3,096.82	x	12	=	\$ 37,162
Fringe Benefits					
FICA	0.0765	x	37,162	=	\$ 2,843
PERS Bond (uniformed rate)	0.1407	x	37,162	=	\$ 5,229
PERS Bond Surcharge (uniformed rate)	0.0825	x	37,162	=	\$ 3,066
TriMet payroll tax	0.0074	x	37,162	=	\$ 275
Workers' Comp	0.0100	x	37,162	=	\$ 372
County Attorney Liability	0.0140	x	37,162	=	\$ 520
Unemployment	0.0035	x	37,162	=	\$ 130
Health/Benefits Admin	0.0025	x	37,162	=	\$ 93
Retiree Medical	0.0100	x	37,162	=	\$ 372
LTD/ STD/ Life	0.0200	x	37,162	=	\$ 743
LTD/ STD/ Life	0.0075	x	37,162	=	\$ 279
Prosecuting Attorney Cost Share					
Medical/Dental Insurance	0.0052	x	37,162	=	\$ 193
Health & Dental Insurance (pro- rated for less than 1.0 FTE) (flat rate @\$15,001/year)					\$ 6,419
			Total Fringe		\$ 20,534
Total Salary & Fringe					\$ 57,696

Source: FY17 Questica

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Department of Community Justice

<u>Item</u>	<u>Computation</u>			<u>Cost</u>
0.44 FTE Probation and Parole Officer (ACCESS PPO)				
Salary	\$ 2,975.300	x	12	= \$ 35,704
Fringe Benefits				
FICA	0.0765	x	35,704	= \$ 2,731
PERS Bond (uniformed rate)	0.1818	x	35,704	= \$ 6,491
PERS Bond Surcharge (uniformed rate)	0.0825	x	35,704	= \$ 2,946
VEBA	0.0100	x	35,704	= \$ 357
TriMet payroll tax	0.0074	x	35,704	= \$ 264
Workers' Comp	0.0150	x	35,704	= \$ 536
Liability	0.0175	x	35,704	= \$ 625
Unemployment	0.0025	x	35,704	= \$ 89
Health Benefits Admin	0.0100	x	35,704	= \$ 357
Retiree Medical	0.0200	x	35,704	= \$ 714
LTD/ STD/ Life	0.0075	x	35,704	= \$ 268
Health & Dental Insurance(pro- rated for less than 1.0 FTE) (flat rate @\$15,037/year)				\$ 6,614
			Total Fringe	\$ 21,992
Total Salary & Fringe				\$ 57,696

Sheriff's Office

<u>Item</u>	<u>Computation</u>			<u>Cost</u>
Supplies				
<i>Digital signage</i>				
Signage player	14	x	189	\$ 2,646
Desktop license	14	x	175	2,450
Wireless Touchpad	2	x	25	50
Shipping	1	x	85	85
LED TVs	14	x	398	5,572
Brackets	14	x	27.50	385
Display installation	14	x	500	7,000
Electrical installation	1	x	23,000	23,000
<i>Camera Equipment</i>				
Canon camera	1	x	1,199	1,199
50 mm lens	1	x	125	125
85 mm lens/telephoto	1	x	349	349
18 mm STM lens	1	x	279	279
200 mm zoom lens	1	x	1,249	1,249

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Tripod	1	x	150		150
Flash kit	1	x	150		150
Umbrella lighting kit	1	x	55		55
Light bulbs (4 pack)	1	x	50		50
Light reflectors w/bag	1	x	19		19
Camera/accessories backpack	1	x	29		29
Photography instruction book	1	x	24		24
<i>Less than Lethal</i>					
Tasers	8	x	989		7,912
Total Supplies					52,778
	Indirect	9.318%			4,918
Total Budget					\$ 57,696

City of Gresham

Item	Computation			Cost	
Equipment					
FARO Focus 3-D Scanner	1	x	68,041	= \$	68,041
Supplies					
Rifle - Daniel Defense					
DDM4 V4S with 11.5 Barrel	2	x	1,290	=	2,580
Accessories:	2	x	905	=	1,810
Aimpoint Pro					
Vtac Slings					
ARMS Front and					
Rear Flip Up Sights					
Streamlight TLR-1HP					
Total Equipment and Supplies					\$ 72,431

H. Other **\$ 0**
No expenses in this category

Total Direct Costs **\$465,810**

I. Indirect Costs **\$ 0**
No expenses in this category

TOTAL PROJECT COSTS **\$465,810**

Federal Request **\$465,810**

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Budget Summary

A. Personnel	\$ 77,337
B. Fringe Benefits	\$ 32,954
C. Travel	\$ 0
D. Equipment	\$ 0
E. Supplies	\$ 0
F. Construction	Not Allowed
G. Consultants/Contracts	\$355,519
H. Other	\$ 0
I. Indirect Costs	\$ 0
TOTAL PROJECT COSTS	\$465,810
Federal Request	\$465,810
Applicant Funds	\$ 0

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Budget Narrative

Section A: Personnel (\$77,337) This expense will provide funding for the City of Portland to hire a 1.0 FTE limited term Crime Analyst (CA) for approximately 15 months. The CA compiles, maintains, integrates, analyzes, and reports findings on criminal intelligence, as well as statistical data and information. The findings and information will be used to support criminal investigations by providing crime trends or links within the investigation with the overall goal to reduce criminal activity impacting the community. The CA will be assigned to the Police Bureau Detective Division, which has not had an assigned unit CA for several years due to City budget shortfalls.

Section B: Fringe Benefits (\$32,954) This expense will fund the Fringe and Benefits expenses for the 1.0 FTE limited term CA hired by the City under this grant program.

Section C: Travel (\$ -0-) There are no Travel costs associated with this grant request.

Section D: Equipment (\$ -0-) There are no Equipment costs associated with this grant request.

Section E: Supplies (\$ -0-) There are no Supply costs associated with this grant request.

Section F: Construction (\$ -0-) There are no Construction costs allowed with this grant request.

Section G: Consultants/Contracts (\$355,519) This expense will provide funding for the Fiscal Year 2016 JAG subrecipients. The City of Portland will fund a contract/grant agreement with LifeWorks NW for prostitution outreach and prevention in Multnomah County for approximately 11 months.

Multnomah County will retain a 0.43 FTE Deputy District Attorney (DDA) for 12 months. The DDA will be assigned to the North Neighborhood of Portland and will work with

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance
Edward Byrne Memorial Justice Assistance Grant (JAG) Program:
FY 2016 Local Solicitation; #BJA-2016-9020
City of Portland, Oregon Police Bureau
Budget Detail and Budget Narrative
Application Attachment 3

citizens, citizen groups, business owners, community associations, and law enforcement to identify crime issues pertinent to that community. The County will also retain a 0.44 FTE Parole and Probation Officer (ACCESS PPO) for 12 months. The ACCESS PPO will strengthen the referral and education system surrounding appropriate referrals to alcohol and drug treatment. The County will also purchase digital signage for facilities, camera equipment for the Sheriff's Office (SO) Planning and Research Unit, and Tasers® for SO transport personnel. The City of Gresham will purchase two short-barreled rifles with accessories for their patrol unit and a FARO Focus 3-D Scanner for their Investigations Unit.

Section H: Other (\$ -0-) There are no Other costs associated with this grant request.

Section I: Indirect Costs (\$ -0-) There are no Indirect Costs associated with this grant request.

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance
Edward Byrne Memorial Justice Assistance Grant (JAG) Program:
FY 2016 Local Solicitation; #BJA-2016-9020
City of Portland, Oregon Police Bureau
Review Narrative
Application Attachment 4

Application Review

The City of Portland, Oregon Police Bureau posted a notice regarding the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2016 Local Solicitation on the City of Portland website <http://www.portlandonline.com/police/> on May 17, 2016.

Visitors to the site were able to view a description of the grant program, a link to the Office of Justice Programs solicitations web page, and the JAG 2016 solicitation.

The name, telephone number, and email address for the Bureau's grant program manager was listed in the event someone wanted to contact the Bureau. The solicitation posting was removed and the final joint application posted on June 15, 2016. The application was removed from the webpage on July 25, 2016, after the 30-day wait period for Regular, non-emergency Council items.

Governing Body Review

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2016 Local Solicitation JAG application documents were submitted to the bureau's Commissioner-in-Charge (the Mayor) on June 8, 2016.

Copies of the JAG documents were made available on June 17, 2016, to each City Council member (4), the Auditor's Office, the City Attorney, members of the press, and the public. Prior to the June 22, Council meeting, the Council Agenda items and related documents were posted to the City's website. The City Auditor's Office emails the agenda link to a variety

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance
Edward Byrne Memorial Justice Assistance Grant (JAG) Program:
FY 2016 Local Solicitation; #BJA-2016-9020
City of Portland, Oregon Police Bureau
Review Narrative
Application Attachment 4

of email addresses in the region. The agenda items are also published in the “Daily Journal of Commerce.” The Agenda Calendar is a permanent online public record.

The First Reading of the JAG documents was on June 22, 2016. The Portland Police Bureau grant program manager read a statement, on the record, about the City’s and its partners’ proposed 2016 funding projects and answered questions from Council members. Public comments are accepted into the record. The Second Reading, where public comment is allowed but not expected, was on June 29, 2016. The application ordinance will become effective 30-days after the Second Reading, which will be July 29, 2016.

The Intergovernmental Agreements with the bureau’s grant partners, Multnomah County and the City of Gresham, will appear on the Council agenda in conjunction with the application ordinance. Draft versions of the IGAs will be included in the submitted application packet on June 23, 2016. The fully executed IGAs will be forwarded to BJA in late July 2016, once they are authorized by Council and signed by the Authorizing Official (Mayor Hales) and the City of Portland Auditor.

FY 2016 JAG Intergovernmental Agreements

The cities of Portland and Gresham and the county of Multnomah are in the process of executing Intergovernmental Agreements (IGAs) for the Edward Byrne Memorial Justice Assistance Grant (JAG) FY 2016 Local Solicitation Grant Program. The IGAs identify the city of Portland (Portland) as the lead applicant and fiscal agent for the aggregate eligible allocation to all the disparate municipalities.

Local codes may require the affected Governing Bodies to authorize their respective Authorized Representative to enter into a contractual agreement that obligates financial resources.

The IGA authorization process, which involves three separate municipalities, takes longer than the six-week grant solicitation timeframe. Multnomah County and Gresham signed their respective IGAs and sent them back to the Portland Police Bureau (PPB). PPB submitted the two IGAs and an authorization ordinance to the bureau's Commissioner-in-Charge (the Mayor) on June 8, 2016.

Copies of the IGA documents were made available on June 17, 2016, to each City Council (Council) member (4), the Auditor's Office, the City Attorney, members of the press, and the public. The Council Agenda items and related documents were also posted to the City's website. The Auditor's Office emails the agenda link to a variety of email addresses in the region. The agenda items are also published in the "Daily Journal of Commerce." The Agenda Calendar is a permanent online public record.

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance
Edward Byrne Memorial Justice Assistance Grant (JAG) Program:
FY 2016 Local Solicitation; #BJA-2016-9020
City of Portland, Oregon Police Bureau
Intergovernmental Agreements - Application Attachment 5

The authorization ordinance went before Council on June 22, 2016. The Council authorized the Mayor and the City Auditor to sign the IGAs, which will occur after the June 23, 2016, grant application submission date. The fully executed IGAs and the authorization ordinance will be forwarded to Bureau of Justice Assistance by July 8, 2016.

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
COP Contract Number: #30005219 MC Contract Number: #2016-126

This Agreement is made by and between Multnomah County (MC), Oregon, acting by and on behalf of its Office of the District Attorney (DA), Department of Community Justice (DCJ), and Sheriff's Office (SO), and the City of Portland, Oregon, on behalf of its Police Bureau (PPB). This Agreement may refer to MC or PPB individually as a "Party" or jointly as the "Parties."

RECITALS:

- A. WHEREAS, the City of Portland, Oregon, as applicant and fiscal agent, desires to submit a joint application for the aggregate eligible allocation to all disparate municipalities for the FY 2016 Justice Assistance Grant (JAG) program. Multnomah County will receive \$173,088, the City of Gresham will receive \$72,431, and the City of Portland will receive \$220,291; and
- B. WHEREAS, Multnomah County desires to receive FY 2016 JAG federal funding in accordance with the terms and conditions of the grant application and award document; and
- C. WHEREAS, Multnomah County and the City of Portland have authority to cooperate for any lawful purpose with each other by means of an intergovernmental agreement according to ORS 190.110 et seq. to enter into an agreement to perform any lawful purpose; and
- D. WHEREAS, the purpose of this Agreement is to address payment to Multnomah County as a subrecipient of FY 2016 JAG; and
- E. WHEREAS, Multnomah County and the City of Portland desire to enter into this Intergovernmental Agreement.

NOW, THEREFORE, MC and PPB agree as follows:

1. TERM

This agreement shall be effective as of July 1, 2016, and extend through September 30, 2019, or until grant funds are exhausted unless earlier terminated in accordance with Section 7 of this agreement or modified as provided in Section 15.

2. FEDERAL REQUIREMENTS

Parties are subject to the rules and regulations of the following:

- a. 2 CFR 200: Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl
- b. 2015 Office of Justice Program (OJP) Financial Guide, <http://ojp.gov/financialguide/DOJ/>
- c. FY 2016 JAG Submitted Application and Award Document
- d. Exhibit A: JAG and Federal Requirements and Certifications

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
COP Contract Number: #30005219 MC Contract Number: #2016-126

3. RESPONSIBILITIES OF MC

MC agrees to:

- a. Use JAG program funds for authorized purpose areas as described in the approved 2016 application.
- b. Provide consistent communication with PPB.
- c. Provide data that measures the results of their work. Quarterly performance metrics reports must be submitted through Bureau of Justice Assistance (BJA) Performance Measurement Tool (PMT) website: <https://www.bjaperformancetools.org/help/JAGTraining.html>
- d. Provide semi-annual Goals & Objectives reports to PPB.
- e. Submit quarterly invoices for approved program expenses to PPB.
- f. Provide documentation upon request from PPB demonstrating compliance with all of the applicable JAG requirements, Federal civil rights laws, including having an EEOP in place, reporting Findings of Discrimination, and providing language services to LEP persons.

4. RESPONSIBILITIES OF PPB

PPB agrees to:

- a. Provide consistent communication with MC.
- b. Submit quarterly financial status (SF-425) reports through the BJA portal Grant Monitoring System (GMS).
- c. Collect, compile, and submit collective quarterly reports through PMT and GMS.
- d. Administer and distribute FY 2016 JAG program funds.
- e. Monitor subaward in accordance with 2 CFR 200.
- f. Provide ongoing oversight and assistance and assure compliance of Federal Civil Rights Laws.

5. COMPENSATION

- 5.1 Not-to-Exceed. MC's total reimbursable project costs may not exceed \$173,088. MC will divide the total not-to-exceed reimbursable costs of \$173,088 equally between the DA, DCJ, and SO at \$57,696 each.
- 5.2 PPB, through the U.S. Department of Justice (DOJ) OJP BJA FY 2016 JAG grant, will reimburse MC 100% of the total program costs when submitted with proper expense reimbursement documentation as required by 2 CFR 200: Uniform Guidance and OJP Financial Guide.
- 5.3 Invoicing. MC will submit quarterly invoices for program costs with back-up documentation in accordance with 2 CFR 200: Uniform Guidance and OJP Financial Guide to PPB Fiscal Division at veronica.nordeen@portlandoregon.gov and rachel.stansbury@portlandoregon.gov.

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
COP Contract Number: #30005219 MC Contract Number: #2016-126

6. PAYMENT TERMS

Electronic funds transfer. PPB shall send payment to MC within thirty (30) days after receipt of each billing via electronic funds transfer.

7. EARLY TERMINATION

This agreement may be terminated prior to the end of the grant upon sixty (60) days mutual written consent of the parties or upon ninety (90) days written notice by one party. Termination under any provision of this paragraph shall not affect any rights, obligation, or liability of MC or PPB, which accrued prior such termination.

8. INDEMNIFICATION CONTRIBUTION

8.1 IF ANY THIRD PARTY MAKES ANY CLAIM OR BRINGS ANY ACTION, SUIT OR PROCEEDING ALLEGING A TORT AS NOW OR HEREAFTER DEFINED IN ORS 30.260 ("THIRD PARTY CLAIM") AGAINST A PARTY (THE "NOTIFIED PARTY") WITH RESPECT TO WHICH THE OTHER PARTY ("OTHER PARTY") MAY HAVE LIABILITY, THE NOTIFIED PARTY MUST PROMPTLY NOTIFY THE OTHER PARTY IN WRITING OF THE THIRD PARTY CLAIM AND DELIVER TO THE OTHER PARTY A COPY OF THE CLAIM, PROCESS, AND ALL LEGAL PLEADINGS WITH RESPECT TO THE THIRD PARTY CLAIM. EITHER PARTY IS ENTITLED TO PARTICIPATE IN THE DEFENSE OF A THIRD PARTY CLAIM, AND TO DEFEND A THIRD PARTY CLAIM WITH COUNSEL OF ITS OWN CHOOSING. RECEIPT BY THE OTHER PARTY OF THE NOTICE AND COPIES REQUIRED IN THIS PARAGRAPH AND MEANINGFUL OPPORTUNITY FOR THE OTHER PARTY TO PARTICIPATE IN THE INVESTIGATION, DEFENSE AND SETTLEMENT OF THE THIRD PARTY CLAIM WITH COUNSEL OF ITS OWN CHOOSING ARE CONDITIONS PRECEDENT TO THE OTHER PARTY'S LIABILITY WITH RESPECT TO THE THIRD PARTY CLAIM.

8.2 WITH RESPECT TO A THIRD PARTY CLAIM FOR WHICH MULTNOMAH COUNTY IS JOINTLY LIABLE WITH THE CITY OF PORTLAND (OR WOULD BE IF JOINED IN THE THIRD PARTY CLAIM), MULTNOMAH COUNTY SHALL CONTRIBUTE TO THE AMOUNT OF EXPENSES (INCLUDING ATTORNEYS' FEES), JUDGMENTS, FINES AND AMOUNTS PAID IN SETTLEMENT ACTUALLY AND REASONABLY INCURRED AND PAID OR PAYABLE BY THE CITY OF PORTLAND IN SUCH PROPORTION AS IS APPROPRIATE TO REFLECT THE RELATIVE FAULT OF MULTNOMAH COUNTY ON THE ONE HAND AND OF THE CITY OF PORTLAND ON THE OTHER HAND IN CONNECTION WITH THE EVENTS WHICH RESULTED IN SUCH EXPENSES, JUDGMENTS, FINES OR SETTLEMENT AMOUNTS, AS WELL AS ANY OTHER RELEVANT EQUITABLE CONSIDERATIONS. THE RELATIVE FAULT OF MULTNOMAH COUNTY ON THE ONE HAND AND OF THE CITY OF PORTLAND ON THE OTHER HAND SHALL BE DETERMINED BY REFERENCE TO, AMONG OTHER THINGS, THE PARTIES' RELATIVE INTENT, KNOWLEDGE, ACCESS TO INFORMATION AND OPPORTUNITY TO CORRECT OR PREVENT THE CIRCUMSTANCES RESULTING IN SUCH EXPENSES, JUDGMENTS, FINES OR SETTLEMENT AMOUNTS. MULTNOMAH COUNTY'S CONTRIBUTION AMOUNT IN

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
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ANY INSTANCE IS CAPPED TO THE SAME EXTENT IT WOULD HAVE BEEN CAPPED UNDER OREGON LAW IF MULTNOMAH COUNTY HAD SOLE LIABILITY IN THE PROCEEDING.

8.3 WITH RESPECT TO A THIRD PARTY CLAIM FOR WHICH THE CITY OF PORTLAND IS JOINTLY LIABLE WITH MULTNOMAH COUNTY (OR WOULD BE IF JOINED IN THE THIRD PARTY CLAIM), THE CITY OF PORTLAND SHALL CONTRIBUTE TO THE AMOUNT OF EXPENSES (INCLUDING ATTORNEYS' FEES), JUDGMENTS, FINES AND AMOUNTS PAID IN SETTLEMENT ACTUALLY AND REASONABLY INCURRED AND PAID OR PAYABLE BY MULTNOMAH COUNTY IN SUCH PROPORTION AS IS APPROPRIATE TO REFLECT THE RELATIVE FAULT OF THE CITY OF PORTLAND ON THE ONE HAND AND OF MULTNOMAH COUNTY ON THE OTHER HAND IN CONNECTION WITH THE EVENTS WHICH RESULTED IN SUCH EXPENSES, JUDGMENTS, FINES OR SETTLEMENT AMOUNTS, AS WELL AS ANY OTHER RELEVANT EQUITABLE CONSIDERATIONS. THE RELATIVE FAULT OF THE CITY OF PORTLAND ON THE ONE HAND AND OF MULTNOMAH COUNTY ON THE OTHER HAND SHALL BE DETERMINED BY REFERENCE TO, AMONG OTHER THINGS, THE PARTIES' RELATIVE INTENT, KNOWLEDGE, ACCESS TO INFORMATION AND OPPORTUNITY TO CORRECT OR PREVENT THE CIRCUMSTANCES RESULTING IN SUCH EXPENSES, JUDGMENTS, FINES OR SETTLEMENT AMOUNTS. THE CITY OF PORTLAND'S CONTRIBUTION AMOUNT IN ANY INSTANCE IS CAPPED TO THE SAME EXTENT IT WOULD HAVE BEEN CAPPED UNDER OREGON LAW IF IT HAD SOLE LIABILITY IN THE PROCEEDING.

9. INSURANCE

Each party shall each be responsible for providing worker's compensation insurance as required by law. Neither party shall be required to provide or show proof of any other insurance coverage.

10. OREGON LAW AND FORUM

This agreement shall be construed according to the laws of the State of Oregon. Any action regarding this agreement or work performed under this agreement shall be filed in Multnomah County or in the United States District Court for the district of Oregon.

11. NON-DISCRIMINATION

Parties will comply with all federal, state, and local statutes regarding civil rights and non-discrimination practices.

12. ACCESS TO RECORDS

Each party shall have access to the books, documents and other records of the other that are related to this agreement and the FY 2016 JAG grant program for the purpose of examination, copying, site visit, and audit, unless otherwise limited by law. The books, documents and other records related to this agreement and the FY 2016 JAG shall be maintained as long as stipulated in the federal grant award or by the Pass-Through Entity (PPB), whichever is the longer.

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
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FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
COP Contract Number: #30005219 MC Contract Number: #2016-126

13. SUBCONTRACTS AND ASSIGNMENT

Neither party shall subcontract or assign any part of this agreement without the written consent of the other party.

14. FORCE MAJEURE

Neither MC nor PPB shall be held responsible for delay or default caused by fire, riot, acts of nature, power outage, government fiat, terrorist acts or other acts of political sabotage, civil unrest, labor unrest, or war, where such cause is beyond the reasonable control of MC or PPB. However, both parties shall make all reasonable efforts to remove or eliminate such cause of delay or default and shall, upon the cessation of the cause, diligently pursue performance of its obligations under this Agreement.

15. MODIFICATION

This agreement may be modified by mutual consent of the parties. Any modification to provisions of this agreement shall be reduced to writing and signed by all parties.

16. ENTIRE AGREEMENT

This agreement constitutes the entire Agreement between the parties. This Agreement may be modified or amended only by the written agreement of the parties.

17. ALTERNATIVE DISPUTE RESOLUTION.

The Parties should attempt in good faith to resolve any dispute arising out of this agreement. This may be done at any management level, including at a level higher than persons directly responsible for administration of the agreement. In addition, the parties may agree to utilize a jointly selected mediator or arbitrator (for non-binding arbitration) to resolve the dispute short of litigation.

18. SEVERABILITY

The Parties agree that if any term or provision of this Agreement is declared by a court of competent jurisdiction to be illegal or in conflict with any law, the validity of the remaining terms and provisions shall not be affected, and the rights and obligations of the Parties shall be construed and enforced as if the Agreement did not contain the particular term held to be invalid.

19. COUNTERPARTS

This Agreement may be executed in several counterparts, all of which when taken together shall constitute one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart. Each copy of the Agreement so executed shall constitute an original.

20. ADDITIONAL TERMS AND CONDITIONS: NONE

**Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
COP Contract Number: #30005219 MC Contract Number: #2016-126**

EACH PARTY, BY EXECUTION OF THIS AGREEMENT, HEREBY ACKNOWLEDGES THAT HE/SHE HAS READ THIS AGREEMENT, UNDERSTANDS IT, AGREES TO BE BOUND BY ITS TERMS AND CONDITIONS, AND HAS THE AUTHORITY TO SIGN AND BIND ITS AGENCY.

MULTNOMAH COUNTY, OREGON

CITY OF PORTLAND, OREGON:

Deborah Kafoury, Chair

Charlie Hales, Mayor

Date: _____

Date: _____

Approved as to form:

Approved: _____
Mary Hull Caballero, City Auditor

By: _____
Multnomah County Attorney

Date: _____

Date: _____

Approved as to form:

Scott Taylor, Department Director, MCD CJ

By: _____
City of Portland Attorney

Date: _____

Date: _____

Daniel Staton, Sheriff, MCSO

Date: _____

Rod Underhill, District Attorney, MCDA

Date: _____

**Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT**

**For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738**

FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds

Exhibit A – JAG and Federal Requirements and Certifications

COP Contract Number: #30005219

MC Contract Number: #2016-126

I. **General.** Multnomah County (MC), also known as subgrantee, agrees to comply with all federal requirements applicable to this Agreement, including without limitation financial management and procurement requirements and maintain accounting and financial records in accordance with Generally Accepted Accounting Principles (GAAP) and financial, administrative, and audit requirements as set forth in the most recent versions of the Code of Federal Regulations (CFR), U.S. Department of Justice program legislation, and Office of Justice Programs, Bureau of Justice Assistance policies and regulations.

II. **Specific Requirements and Certifications**

A. **FY 2016 JAG Requirements**

1. Compliance with Applicable Federal Laws

Applicants for state and local JAG formula grants are required to certify compliance with all applicable federal laws at the time of application. In that regard, Members of Congress have asked the Department of Justice to examine whether jurisdictions with “sanctuary policies” (i.e., policies that either prevent law enforcement from releasing persons without lawful immigration status into federal custody for deportation, or that prevent state or local law enforcement from sharing certain information with Department of Homeland Security [DHS] officials), are in violation of 8 U.S.C. section 1373.

All applicants should understand that if OJP receives information that indicates that an applicant may be in violation of any applicable federal law, that applicant may be referred to the DOJ Office of Inspector General (OIG) for investigation; if the applicant is found to be in violation of an applicable federal law by the OIG, the applicant may be subject to criminal and civil penalties, in addition to relevant OJP programmatic penalties, including suspension or termination of funds, inclusion on the high risk list, repayment of funds, or suspension and debarment.

2. Law Enforcement Agency Training Information

Any law enforcement agency receiving direct or subawarded JAG funding must submit quarterly accountability metrics data related to training on use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public that officers have received. **Any grantees that fail to submit this data will have their grant funds frozen.**

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
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Exhibit A – JAG and Federal Requirements and Certifications
COP Contract Number: #30005219 MC Contract Number: #2016-126

Accountability metrics reports must be submitted through BJA's PMT, available at
www.bjaperformancetools.org.

MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

Date: _____

Approved as to form:

By: _____
Multnomah County Attorney

Date: _____

Scott Taylor, Department Director, MCDCJ

Date: _____

Daniel Staton, Sheriff, MCSO

Date: _____

Rod Underhill, District Attorney, MCDA

Date: _____

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
Exhibit A – JAG and Federal Requirements and Certifications
COP Contract Number: #30005219 MC Contract Number: #2016-126

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION - LOWER TIER COVERED TRANSACTION

This certification is required by the regulations implementing Executive Order 12549 and 12689, 2 CFR part 180.

By signing and submitting this Agreement, GPD certifies as follows:

The certification in this clause is a material representation of fact relied upon by PPB. If it is later determined that MC knowingly rendered an erroneous certification, in addition to remedies available to PPB, the federal government may pursue available remedies, including but not limited to, suspension and/or debarment. MC agrees to comply with the requirements throughout the period of this Agreement. MC further agrees to include a provision requiring such compliance in its lower tier covered transactions.

MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

Date: _____

Approved as to form:

By: _____
Multnomah County Attorney

Date: _____

Scott Taylor, Department Director, MCDCJ

Date: _____

Daniel Staton, Sheriff, MCSO

Date: _____

Rod Underhill, District Attorney, MCDA

Date: _____

COP Ordinance #

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
Exhibit A – JAG and Federal Requirements and Certifications
COP Contract Number: #30005219 MC Contract Number: #2016-126

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form--LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions [as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/19/96). Note: Language in paragraph (2) herein has been modified in accordance with Section 10 of the Lobbying Disclosure Act of 1995 (P.L. 104-65, to be codified at 2 U.S.C. 1601, *et seq.*)]

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000.00 and not more than \$100,000.00 for each such failure.

Note: Pursuant to 31 U.S.C. § 1352(c)(1)-(2)(A), any person who makes a prohibited expenditure or fails to file or amend a required certification or disclosure form shall be subject to a civil penalty of not less than \$10,000.00 and not more than \$100,000.00 for each such expenditure or failure.

Multnomah County/City of Portland
INTERGOVERNMENTAL AGREEMENT
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Exhibit A – JAG and Federal Requirements and Certifications

COP Contract Number: #30005219

MC Contract Number: #2016-126

MC certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, MC understands and agrees that the provisions of 31 U.S.C. A 3801, *et seq.*, apply to this certification and disclosure, if any.

MULTNOMAH COUNTY, OREGON

Deborah Kafoury, Chair

Date: _____

Approved as to form:

By: _____
Multnomah County Attorney

Date: _____

Scott Taylor, Department Director, MCDCJ

Date: _____

Daniel Staton, Sheriff, MCSO

Date: _____

Rod Underhill, District Attorney, MCDA

Date: _____

City of Gresham/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
Exhibit A – JAG and Federal Requirements and Certifications
COP Contract Number: #30005218 COG Contract Number:

I. **General.** The City of Gresham Police Department (GPD), also known as subgrantee, agrees to comply with all federal requirements applicable to this Agreement, including without limitation financial management and procurement requirements and maintain accounting and financial records in accordance with Generally Accepted Accounting Principles (GAAP) and financial, administrative, and audit requirements as set forth in the most recent versions of the Code of Federal Regulations (CFR), U.S. Department of Justice program legislation, and Office of Justice Programs, Bureau of Justice Assistance policies and regulations.

II. Specific Requirements and Certifications

A. FY 2016 JAG Requirements

1. Compliance with Applicable Federal Laws

Applicants for state and local JAG formula grants are required to certify compliance with all applicable federal laws at the time of application. In that regard, Members of Congress have asked the Department of Justice to examine whether jurisdictions with “sanctuary policies” (i.e., policies that either prevent law enforcement from releasing persons without lawful immigration status into federal custody for deportation, or that prevent state or local law enforcement from sharing certain information with Department of Homeland Security [DHS] officials), are in violation of 8 U.S.C. section 1373.

All applicants should understand that if OJP receives information that indicates that an applicant may be in violation of any applicable federal law, that applicant may be referred to the DOJ Office of Inspector General (OIG) for investigation; if the applicant is found to be in violation of an applicable federal law by the OIG, the applicant may be subject to criminal and civil penalties, in addition to relevant OJP programmatic penalties, including suspension or termination of funds, inclusion on the high risk list, repayment of funds, or suspension and debarment.

City of Gresham/City of Portland
INTERGOVERNMENTAL AGREEMENT
For the Use of U.S. Department of Justice, Office of Justice Programs,
Bureau of Justice Assistance; CFDA 16.738
FY 2016 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Funds
Exhibit A – JAG and Federal Requirements and Certifications
COP Contract Number: #30005218 COG Contract Number:

2. Law Enforcement Agency Training Information

Any law enforcement agency receiving direct or subawarded JAG funding must submit quarterly accountability metrics data related to training on use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public that officers have received. **Any grantees that fail to submit this data will have their grant funds frozen.**

Accountability metrics reports must be submitted through BJA’s PMT, available at www.bjaperformancetools.org.

CITY OF GRESHAM, OREGON

Erik Kvarsten, City Manager

Date: _____

Approved as to form:

By: _____
City of Gresham Legal Counsel

Date: _____

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**CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND
VOLUNTARY EXCLUSION - LOWER TIER COVERED TRANSACTION**

This certification is required by the regulations implementing Executive Order 12549 and 12689, 2 CFR part 180.

By signing and submitting this Agreement, GPD certifies as follows:

The certification in this clause is a material representation of fact relied upon by PPB. If it is later determined that GPD knowingly rendered an erroneous certification, in addition to remedies available to PPB, the federal government may pursue available remedies, including but not limited to, suspension and/or debarment. GPD agrees to comply with the requirements throughout the period of this Agreement. GPD further agrees to include a provision requiring such compliance in its lower tier covered transactions.

CITY OF GRESHAM, OREGON

Erik Kvarsten, City Manager

Date: _____

Approved as to form:

By: _____
City of Gresham Legal Counsel

Date: _____

City of Gresham/City of Portland
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CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form--LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions [as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/19/96). Note: Language in paragraph (2) herein has been modified in accordance with Section 10 of the Lobbying Disclosure Act of 1995 (P.L. 104-65, to be codified at 2 U.S.C. 1601, *et seq.*)]

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000.00 and not more than \$100,000.00 for each such failure.

Note: Pursuant to 31 U.S.C. § 1352(c)(1)-(2)(A), any person who makes a prohibited expenditure or fails to file or amend a required certification or disclosure form shall be subject to a civil penalty of not less than \$10,000.00 and not more than \$100,000.00 for each such expenditure or failure.

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GPD certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, GPD understands and agrees that the provisions of 31 U.S.C. A 3801, *et seq.*, apply to this certification and disclosure, if any.

CITY OF GRESHAM, OREGON

Erik Kvarsten, City Manager

Date: _____

Approved as to form:

By: _____
City of Gresham Legal Counsel

Date: _____

U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance
Edward Byrne Memorial Justice Assistance Grant (JAG) Program:
FY 2016 Local Solicitation; #BJA-2016-9020
City of Portland, Oregon Police Bureau
Applicant Disclosure of Pending Applications
Application Attachment 6

Applicant name: City of Portland, Oregon

Disparate partners: Multnomah County and City of Gresham

The City of Portland, Multnomah County, and the City of Gresham do not have pending applications submitted within the last 12 months for federally funded assistance that include requests for funding to support the same projects being proposed under this solicitation and will cover the identical cost items outlined in the budget narrative and worksheet in the application under this solicitation.