



LEROY D. BACA, SHERIFF

**County of Los Angeles**  
**Sheriff's Department Headquarters**  
4700 Ramona Boulevard  
Monterey Park, California 91754-2169



June 15, 2004

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
Los Angeles, California 90012

Dear Supervisors:

**APPROVE SUBMISSION OF GRANT APPLICATION TO THE UNITED  
STATES DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY  
ORIENTED POLICING SERVICES  
(ALL DISTRICTS) (3 VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Authorize the Sheriff to submit a grant application to the United States Department of Justice, Office of Community Oriented Policing Services (COPS), requesting a maximum of \$989,477 in federal funding, with no local match required, to be used to replace two (2) mobile command trailers, thereby enhancing the emergency management capabilities of the Sheriff's Department.
2. Instruct the Chair of the Board of Supervisors to provide wet signatures on the following grant application documents: two (2) Certifications forms (Attachment 1), two (2) Assurances forms (Attachment 2), two (2) Special Condition forms (Attachment 3), and two (2) Supplemental Signature forms (Attachment 4).

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The COPS Office has invited the Los Angeles County Sheriff's Department to submit an application in response to their COPS 2004 Technology Grant Program.

*A Tradition of Service*

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Under this program, the Department is eligible to receive a maximum of \$989,477 in federal funding, with no local match required. COPS Technology funding allows recipients the opportunity to establish and enhance a variety of technical equipment and/or programs to encourage the continuation and enhancement of community policing efforts within their jurisdictions. This grant program is intended to place departments at the forefront of innovative technological developments.

With this potential funding, the Sheriff's Department's Emergency Operations Bureau (EOB) will have the opportunity to purchase two (2) mobile command posts. These units will replace the two (2) command/communications mobile trailers that were purchased in 1965. The existing mobile command posts are inadequate to meet the demands of today's multi-agency response missions. The replacement of these thirty-nine year old mobile command trailers would enhance the emergency management capabilities of the Sheriff's Department, public safety first responders, and the County's Emergency Operations Center.

#### Implementation of Strategic Plan Goals

The COPS 2004 Technology Grant Program supports the County of Los Angeles' Strategic Plan. Specifically, with the support of this potential funding source, the Department will be able to realize the achievement of Goal #2: Workforce Excellence. The grant funds, directed at purchasing two (2) mobile command and communications units will increase the operational effectiveness and efficiency of the Department, as it relates to emergency preparedness and management.

#### **FISCAL IMPACT/FINANCING**

The COPS 2004 Technology Grant Program will provide \$989,477 in grant funding to the Department. Under this program, the County is not required to contribute any matching funds.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

This proposed program will be effective for one (1) year, with the ability to extend. The application documents have been reviewed and approved as to form by County Counsel.

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**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This funding would have a positive impact on current services as it would satisfy the need for modern mobile facilities and state-of-the-art technical hardware to respond to incidences including, but not limited to, suicide bombings, releases of biological/chemical agents, active shooter-incidents, earthquakes, and fires.

**CONCLUSION**

Upon approval by your Board, the Department requests that your Board please provide four (4) individually adopted copies of this action and two (2) originally executed copies of the attached Certifications forms, Assurances forms, Special Condition forms, and Supplemental Signature forms to the Sheriff's Department. The Department's contacts for this requested Board action are Karen J. Anderson, Grants Manager, at (323) 526-5408 or Michelle Day, Grants Coordinator, at (323) 526-5212.

Respectfully submitted,



LEROY D. BACA  
SHERIFF

# **ATTACHMENT 1**



## Certifications

### Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements Coordination with Affected Agencies.

Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements Coordination with Affected Agencies.

Although the Department of Justice has made every effort to simplify the application process, other provisions of federal law require us to seek your agency's certification regarding certain matters. Applicants should read the regulations cited below and the instructions for certification included in the regulations to understand the requirements and whether they apply to a particular applicant. Signing this form complies with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying," 28 CFR Part 67, "Government-Wide Debarment and Suspension (Nonprocurement)," 28 CFR Part 83 Government-Wide Requirements for Drug-Free Workplace (Grants)," and the coordination requirements of the Public Safety Partnership and Community Policing Act of 1994. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered grant.

#### 1. Lobbying

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

A. 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 any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the making of any federal grant; the entering into of any cooperative agreement; and the extension, continuation, renewal, amendment or modification of any federal grant or cooperative agreement;

B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence 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 grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

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

#### 2. Debarment, Suspension and Other Responsibility Matters (Direct Recipient)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.440 -

A. The applicant certifies that it and its principals:

(i) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department or agency;

(ii) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) or private agreement or transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, or receiving stolen property, making false claims, or obstruction of justice, or commission of any offense indicating a lack of business integrity or business honesty that seriously affects your present responsibility.

(iii) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in paragraph (A)(ii) of this certification; and

(iv) Have not within a three-year period preceding this application had one or more public transactions (federal, state or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

#### 3. Drug-Free Workplace (Grantees Other Than Individuals)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 83, for grantees, as defined at 28 CFR Part 83, Sections 83 and 83.510

A. The applicant certifies that it will, or will continue to, provide a drug-free workplace by:

(i) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(ii) Establishing an on-going drug-free awareness program to inform employees about -

- (a) The dangers of drug abuse in the workplace;
- (b) The grantee's policy of maintaining a drug-free workplace;
- (c) Any available drug counseling, rehabilitation and employee assistance programs; and
- (d) The penalties that may be imposed upon employees for drug-abuse violations occurring in the workplace;

(iii) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (i);

(iv) Notifying the employee in the statement required by paragraph (i) that, as a condition of employment under the grant, the employee will -

- (a) Abide by the terms of the statement; and
- (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (v) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (iv)(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: COPS Office, 1100 Vermont Ave., NW, Washington, D.C. 20530. Notice shall include the identification number(s) of each affected grant.

(vi) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (iv)(b), with respect to any employee who is so convicted -

- (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- (b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state or local health, law enforcement or other appropriate agency;
- (vii) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (i), (ii), (iii), (iv), (v) and (vi).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:  
Place of performance (street address, city, county, state, zip code)

Check  if there are workplaces on file that are not identified here.

4. Coordination

The Public Safety Partnership and Community Policing Act of 1994 requires applicants to certify that there has been appropriate coordination with all agencies that may be affected by the applicant's grant proposal if approved. Affected agencies may include, among others, the Office of the United States Attorney, state or local prosecutors, or correctional agencies. The applicant certifies that there has been appropriate coordination with all affected agencies.

Grantee Agency Name and Address:  
Los Angeles County Sheriff's Department  
4700 Ramona Boulevard  
Monterey Park, CA 91754 Grantee IRS/ Vendor Number: 95-6000927

False statements or claims made in connection with COPS grants (including cooperative agreements) may result in fines, imprisonment, disbarment from participating in federal grants or contracts, and/or any other remedy available by law.

I certify that the assurances provided are true and accurate to the best of my knowledge.

Elections or other selections of new officials will not relieve the grantee entity of its obligations under this grant.

Typed Name and Title of Law Enforcement Executive (or Official with Programmatic Authority, as applicable):

Leroy D. Baca, Sheriff

Signature: *Leroy D. Baca* Date: 6/1/04

Typed Name and Title of Government Executive (or Official with Financial Authority, as applicable):

Don Knabe, Chairman, Board of Supervisors

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

By *Don Knabe*  
APPROVED AND FORWARDED  
LLOYD W. BELLMAN, County Counsel

Signature: *Lloyd W. Bellman* Date: \_\_\_\_\_

## **ATTACHMENT 2**



## Assurances

Several provisions of federal law and policy apply to all grant programs. We (the Office of Community Oriented Policing Services) need to secure your assurance that the applicant will comply with these provisions. If you would like further information about any of these assurances, please contact your state's COPS Grant Program Specialist at (800) 421-6770.

By the applicant's authorized representative's signature, the applicant assures that it will comply with all legal and administrative requirements that govern the applicant for acceptance and use of federal grant funds. In particular, the applicant assures us that:

1. It has been legally and officially authorized by the appropriate governing body (for example, mayor or city council) to apply for this grant and that the persons signing the application and these assurances on its behalf are authorized to do so and to act on its behalf with respect to any issues that may arise during processing of this application.
2. It will comply with the provisions of federal law which limit certain political activities of grantee employees whose principal employment is in connection with an activity financed in whole or in part with this grant. These restrictions are set forth in 5 U.S.C. § 1501, et seq.
3. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act, if applicable.
4. It will establish safeguards, if it has not done so already, to prohibit employees from using their positions for a purpose that is, or gives the appearance of being, motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties.
5. It will give the Department of Justice or the Comptroller General access to and the right to examine records and documents related to the grant.
6. It will comply with all requirements imposed by the Department of Justice as a condition or administrative requirement of the grant, including but not limited to: the requirements of 28 CFR Part 66 and 28 CFR Part 70, or the Federal Acquisition Regulations, as applicable (governing cost principles); OMB Circular A-133 (governing audits) and other applicable OMB circulars; the applicable provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; 28 CFR Part 38.1; the current edition of the COPS Grant Monitoring Standards and Guidelines; and with all other applicable program requirements, laws, orders, regulations, or circulars.
7. If applicable, it will, to the extent practicable and consistent with applicable law, seek, recruit and hire qualified members of racial and ethnic minority groups and qualified women in order to further effective law enforcement by increasing their ranks within the sworn positions in the agency.
8. It will not, on the ground of race, color, religion, national origin, gender, disability or age, unlawfully exclude any person from participation in, deny the benefits of or employment to any person, or subject any person to discrimination in connection with any programs or activities funded in whole or in part with federal funds. These civil rights requirements are found in the non-discrimination provisions of the Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 U.S.C. § 3789(d)); Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000d); the Indian Civil Rights Act (25 U.S.C. §§ 1301-1303); Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794); Title II, Subtitle A of the Americans with Disabilities Act (ADA) (42 U.S.C. § 12101, et seq.); the Age Discrimination Act of 1975 (42 U.S.C. § 6101, et seq.); and Department of Justice Non-Discrimination Regulations contained in Title 28, Parts 35 and 42 (subparts C, D, E and G) of the Code of Federal Regulations.
9. In the event that any court or administrative agency makes a finding of discrimination on grounds of race, color, religion, national origin, gender, disability or age against the applicant after a due process hearing, it agrees to forward a copy of the finding to the Office of Civil Rights, Office of Justice Programs, 810 7th Street, NW, Washington, D.C. 20531.
10. Grantees that have 50 or more employees and grants over \$500,000 (or over \$1,000,000 in grants over an eighteen-month period), must submit an acceptable Equal Employment Opportunity Plan ("EEO Plan") or EEO short form (if grantee is required to submit an EEO Plan under 28 CFR 42.302), that is approved by the Office of Justice Programs, Office for Civil Rights within 60 days of the award start date. For grants under \$500,000, but over \$25,000, or for grantees with fewer than 50 employees, the grantee must submit an EEO Certification. (Grantees of less than \$25,000 are not subject to the EEO Plan requirement.)
11. Pursuant to Department of Justice guidelines (June 18, 2002 Federal Register (Volume 67, Number 117, pages 41455-41472)), under Title VI of the Civil Rights Act of 1964, it will ensure meaningful access to its programs and activities by persons with limited English proficiency.
12. It will ensure that any facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify us if advised by the EPA that a facility to be used in this grant is under consideration for such listing by the EPA.
13. If the applicant's state has established a review and comment procedure under Executive Order 12372 and has selected this program for review, it has made this application available for review by the state Single Point of Contact.

12. Pursuant to Executive Order 13043, it will enforce on-the-job seat belt policies and programs for employees when operating agency-owned, rented or personally-owned vehicles.

13. It will not use COPS funds to supplant (replace) state, local, or Bureau of Indian Affairs funds that otherwise would be made available for the purposes of this grant, as applicable.

14. If the awarded grant contains a retention requirement, it will retain the increased officer staffing level and/or the increased officer redeployment level, as applicable, with state or local funds for a minimum of one full local budget cycle following expiration of the grant period.

15. It will not use any federal funding directly or indirectly to influence in any manner a Member of Congress, a jurisdiction, or an official of any government, to favor, adopt, or oppose, by vote or otherwise, any legislation, law ratification, policy or appropriation whether before or after the introduction of any bill, measure, or resolution proposing such legislation, law, ratification, policy or appropriation as set forth in the Anti-Lobby Act, 18 U.S.C. 1913.

False statements or claims made in connection with COPS grants (including cooperative agreements) may result in fines, imprisonment, disbarment from participating in federal grants or contracts, and/or any other remedy available by law.

I certify that the assurances provided are true and accurate to the best of my knowledge.

Elections or other selections of new officials will not relieve the grantee entity of its obligations under this grant.

*Dale Baca*

Signature of Law Enforcement Executive (or Official with Programmatic Authority, as applicable)

*6/1/04*

Date

Signature of Government Executive (or Official with Financial Authority, as applicable)

Date

APPROVED AS TO FORM  
LLOYD W. FEE... Counsel

By *Gary Gross*

## **ATTACHMENT 3**



U.S. Department of Justice

Office of Community Oriented Policing Services

Grants Administration Division

Washington, D.C. 20530

**Special Condition:**  
**Criminal Intelligence Systems/28 C.F.R. Part 23 Compliance**

This Special Condition must be signed and returned with your application.

If your agency is receiving COPS grant funding for technology that will be used to operate an *interjurisdictional* criminal intelligence system, you must agree to comply with the operating principles found at 28 C.F.R. Part 23. An "interjurisdictional criminal intelligence system" is generally defined as a system which receives, stores, analyzes, and exchanges or disseminates data regarding ongoing criminal activities (such activities may include, but are not limited to, loan sharking, drug or stolen property trafficking, gambling, extortion, smuggling, bribery, and public corruption) and shares this data with other law enforcement jurisdictions. 28 C.F.R. Part 23 contains operating principles for these interjurisdictional criminal information systems which protect individual privacy and constitutional rights.

If you are simply using the COPS grant funds to operate a *single agency database* (or other unrelated forms of technology) and will not share criminal intelligence data with other jurisdictions, 28 C.F.R. Part 23 does not apply to this grant.

Please check one of the following lines, as applicable to your agency's use of this grant, and return this signed Special Condition with your project proposal.

  XX   No, my agency will not use these COPS grant funds to operate an interjurisdictional criminal intelligence system.

       Yes, my agency will use these COPS grant funds to operate an interjurisdictional criminal intelligence system. By signing below, we assure that our agency will comply with the requirements of 28 C.F.R. Part 23.

*[Handwritten Signature]*

Law Enforcement Executive Signature

Government Executive Signature

Los Angeles County Sheriff's Department  
Agency Name

County of Los Angeles, Board of Supervisors  
Agency Name

6/1/04  
Date

APPROVED DATE FORM  
LLOYD W. FELLMAN, County Counsel

By *[Handwritten Signature]*

## **ATTACHMENT 4**



U.S. Department of Justice

Office of Community Oriented Policing Services

Grants Administration Division

Washington, D.C. 20530

**Supplemental Signature Form:**  
**Notice of Grant Requirements**

This Supplemental Signature Form must be signed and returned with your application.

*We certify that the information provided in the Technology application is true and accurate to the best of our knowledge.<sup>1</sup> To ensure compliance with the nonsupplanting requirement of the COPS statute, we certify that the agency has not already allocated state, local, or Bureau of Indian Affairs funds to implement this project. We also understand that any false statements or claims made in connection with COPS grants may result in fines, imprisonment, debarment from participating in federal grants or contracts, and/or any other remedy available by law to the federal government.*

In addition to the above certifications, you must indicate whether your agency will participate in an open-competitive bidding process or through a sole source justification (SSJ). Please check one of the following lines that applies to your procurement process for this grant.

\_\_\_\_\_ The agency will be conducting an open-competitive bid process for the items listed in the Budget Detail Worksheet.

\_\_\_\_\_ The agency will be using a sole source justification.  
*(Please complete the Sole Source Justification Sheet if applicable).*

*Joe Baca*  
Law Enforcement Executive Signature

\_\_\_\_\_  
Government Executive Signature

Los Angeles County Sheriff's Department  
Agency Name

County of Los Angeles, Board of Supervisors  
Agency Name

6/1/04  
Date

\_\_\_\_\_  
Date

APPROVED AS TO FORM  
LARRY W. FILLMAN, County Counsel

By *Gary Gross*

<sup>1</sup> Please be advised that a hold may be placed on this application if it is deemed that the applicant agency is not in compliance with federal civil rights laws and/or is not cooperating with an ongoing federal civil rights investigation.