CLARK COUNTY
STAFF REPORT

DEPARTMENT: Clark County Sheriff's Office

DATE: October 6, 2020

REQUESTED ACTION: Approve the interlocal agreement with the City of Vancouver and the joint application for the 2020 Justice Assistance Grant program award.

BACKGROUND
The United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (BJA) has allocated $88,459 in Justice Assistance Grant (JAG) funds to be shared by Clark County and the City of Vancouver for the federal fiscal year 2020 grant cycle. These grant funds can be used for local initiatives, technical assistance, training, equipment, and information systems that support criminal justice. No local match is required.

BJA requires that the County and the City jointly apply for the funds specifying the amount of the funds to be distributed to each. BJA also requires that a memorandum of understanding be prepared, signed, and sent to them indicating who will serve as the applicant/fiscal agent for the joint funds.

The proposed agreement designates the County as applicant and fiscal agent for the joint funds. $50,422 will be allocated to the City, and the remaining $38,037 will remain with the County.

ADMINISTRATIVE POLICY IMPLICATIONS
There are no anticipated administrative policy implications.

COUNCIL POLICY IMPLICATIONS
There are no anticipated policy implications for the Clark County Councilors.

PREVIOUS REVIEWS AND ACTIONS
None.

COMMUNITY OUTREACH
None

BUDGET IMPLICATIONS

YES	NO	
X		Action falls within existing budget capacity.
	X	Action falls within existing budget capacity but requires a change of purpose within existing appropriation
	X	Additional budget capacity is necessary and will be requested at the next supplemental. If YES, please complete the budget impact statement. If YES, this action will be referred to the county council with a recommendation from the county manager.

SUBMITTED BY: **John Lawler**
DATE: **October 6, 2020**

DISTRIBUTION OF COUNCIL STAFF REPORTS:
Distribution of staff reports is made via the Grid. http://www.clark.wa.gov/thegrid/
Copies are available by close of business on the Thursday after council deliberations.

SHERIFF'S OFFICE APPROVALS:

Staff: Darin Rouhier
CCSO Finance Manager

John Chapman
Clark County Undersheriff

Attachments:
Interlocal Agreement between Clark County, WA and the City of Vancouver, WA RE: 2020 JAG Program Award

APPROVED: Eileen J. O'Brien
CLARK COUNTY, WASHINGTON
BOARD OF COUNTY COUNCILORS

DATE: Oct. 6, 2020

SR# 138-20

CLARK COUNTY, WASHINGTON 1844

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Attachments:
Interlocal Agreement between Clark County, WA and the City of Vancouver, WA RE: 2020 JAG Program Award

APPROVED:_____
CLARK COUNTY, WASHINGTON
BOARD OF COUNTY COUNCILORS

DATE:_____

SR#_____

COUNTY MANAGER ACTION\RECOMMENDATION

By: **Kathleen Otto**
Date:
SR Number:

REQUESTED ACTION:
Approve the interlocal agreement with the City of Vancouver and the joint application for the 2020 Justice Assistance Grant program award.

COUNTY MANAGER RECOMMENDATION:

Action	**Conditions**	**Referral to council?**
Approval\denial	*Enter conditions or requests here*	*Yes\No*

Kathleen Otto
County Manager

DISTRIBUTION

DocuSign Envelope ID: 76481FC7-4527-4688-BC35-85F8DB8BAF0B

To be posted on City of Vancouver website pursuant to Chapter 32, Laws of Washington 2006 (RCW 39.34.040).

RETURN ADDRESS
City of Vancouver
City Clerk's Office
PO Box 1995
Vancouver, WA 98668-1995

GMS APPLICATION NUMBER 2020-H8543-WA-DJ **CONTRACT NO. 2020-_____**

THE STATE OF WASHINGTON
CLARK COUNTY

INTERLOCAL AGREEMENT BETWEEN THE CITY OF VANCOUVER, WA AND CLARK COUNTY, WA

2020 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this 31th day of August, 2020, by and between Clark COUNTY, acting by and through its governing body, the Clark County Council, hereinafter referred to as COUNTY, and the CITY of Vancouver, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Clark County, State of Washington, witnesseth:

WHEREAS, this Agreement is made under the authority of RCW 39.34.080; and

WHEREAS, the Bureau of Justice Assistance (BJA) as the administering organization of the JAG program has certified the COUNTY and the CITY as disparate jurisdictions, requiring that they submit a joint application for the aggregate of funds allocated to them; and

WHEREAS, the BJA requires that the COUNTY and the CITY designate one jurisdiction to serve as applicant/fiscal agent for the joint funds; and

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party.

DocuSign Envelope ID: 76481FC7-4527-4688-BC35-85F8DB8BAF0B

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1. COUNTY agrees to act as applicant/fiscal agent for the $88,459 of aggregate 2020 JAG funds.

Section 2. COUNTY agrees to make $50,422 of the aggregate fund available to the CITY to be used for local initiatives, technical assistance, training, equipment, supplies, contractual support, and information systems in accordance with the requirements set forth by BJA for JAG funds.

Section 3. CITY agrees to timely comply with all reporting obligations required by grant terms.

Section 4. CITY agrees to maintain and retain accounting and financial records in accordance with Generally Accepted Accounting Principles (GAAP) and the standards of the Office of the Comptroller set forth in the 2017 U.S. Department of Justice (DOJ) Financial Guide, including without limitation in accordance with the Office of Management and Budget (OMB) Circulars, Uniform Administrative Requirements Code of Federal Regulations Title 2, and all other applicable requirements. All of these documents are to be retained for a minimum of six years after the grant has been closed and available for review, upon request, to federal, state and County employees or their agents or officers. Review may occur at any time, even after six years, if the records are still available.

Section 5. CITY agrees not to supplant its local funds with federal and to, instead, use the federal funds to increase the amount of funds that, in the absence of federal aid, would be made available to the CITY to fund programs within the JAG guidelines.

Section 6. CITY agrees to provide the COUNTY with progress reports, financial reports, and audit reports when required by the COUNTY in the form reasonably required by the COUNTY.

Section 7. Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 8. The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 9. By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 10. No separate legal or administrative entity is created by this Agreement and this Agreement does not affect the organization or functions of the parties, except as provided herein.

Section 11. The duration of this agreement shall begin August 31, 2020 and end September 30, 2023.

Section 12. This Agreement may be terminated by either party with thirty (30) days written notice. A final reconciliation of costs and a report of completed activities shall be completed by the City and submitted within 30 days of the end of the quarter.

CITY OF VANCOUVER

DocuSigned by:
75A9183485CA467...
Eric Holmes, City Manager

Approved as to form only:

DocuSigned by:
8C2019D1C12C4DE...
Sara Baynard-Cooke, Assistant City Attorney

Attest:

DocuSigned by:
Natasha Ramras
BCF6734E40E04AE...
Natasha Ramras, City Clerk

CLARK COUNTY, WASHINGTON 1844

CLARK COUNTY COUNCIL

Eileen Quiring, Council Chair

Temple Lentz, Councilor

Julie Olson, Councilor

John Blom, Councilor

Gary Medvigy, Councilor

Approved as to form only:

Emily A. Sheldrick
Digitally signed by Emily A. Sheldrick
DN: cn=Emily A. Sheldrick, o=Clark County Prosecuting Attorney's Office, ou=Civil Division, email=emily.sheldrick@clark.wa.gov, c=US
Date: 2020.09.25 11:56:36 -07'00'

Emily Sheldrick, County Civil Attorney

Attest:

Rebecca Messinger, Clerk to the Board

*** By law, the City Attorney's Office and Prosecuting Attorney's Office may only advise or approve contracts or legal documents on behalf of their respective clients. They may not advise or approve a contract or legal document on behalf of other parties. Their review of this document was conducted solely from the legal perspective of their respective clients. Their approval as to form of this document was offered solely for the benefit of their respective clients. Other parties should not rely on this approval and should seek review and approval by their own respective attorney(s).**

GMS APPLICATION NUMBER 2020-H8543-WA-DJ CONTRACT NO. 2020-