

BOARD OF COUNTY COMMISSIONERS  
SARPY COUNTY, NEBRASKA

RESOLUTION AUTHORIZING AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE CITY OF  
BELLEVUE AND COUNTY OF SARPY, NEBRASKA  
RECOVERY ACT: JUSTICE ASSISTANCE GRANT (JAG) PROGRAM

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104 (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board; and,

WHEREAS, an Interlocal Agreement was entered into by and between the City of Bellevue, Nebraska and Sarpy County on May 20, 2009 by Resolution No. 2009-169, which Interlocal Agreement allowed for the joint application for the Recovery Act: Justice Assistance Grant Fund for the purpose of purchasing mobile data computers for use in Bellevue Police Department cruisers and coordinating and implementing recruiting and testing campaigns for the Sarpy County Sheriff's Office.

WHEREAS, said Interlocal Agreement stated that City of Bellevue was to receive \$58,973.00 and County was to receive \$31,996.00. However, the City of Bellevue is actually able to receive an additional \$795 from the Recovery Act: Justice Assistance Grant Program, which difference in amount is due to a clerical miscalculation.

WHEREAS, the attached Amendment to Interlocal Agreement purports to amend the Interlocal Agreement in order to allow the City of Bellevue to receive the full amount of funds available from the Nebraska Recovery Act Justice Assistance Grant Program and said attached Amendment represents the new corrected amount that the City of Bellevue shall receive, that new amount being \$59,768.00, an increase of \$795.00.

NOW, THEREFORE, BE IT RESOLVED by the Sarpy County Board of Commissioners that this Board hereby approves and adopts the attached Amendment to the Interlocal Agreement with the City of Bellevue for the Recovery Act: Justice Assistance Grant Program.

BE IT FURTHER RESOLVED that the Chair of this Board, together with the County Clerk, is hereby authorized to sign on behalf of this Board the Amendment to the Interlocal Agreement regarding the Recovery Act: Justice Assistance Grant with the City of Bellevue.

Dated this 21<sup>st</sup> day of July, 2009.

Moved by Rusty Hike seconded by Rich Gansen, that the above Resolution be adopted.

Carried.

YEAS:

NAYS:

ABSENT:

[Signature]

None

None

[Signature]

[Signature]

[Signature]

[Signature]

ABSTAIN:

None



[Signature]  
County Clerk

Approved as to form:

[Signature]  
County Attorney

**AMENDMENT TO INTERLOCAL AGREEMENT  
BETWEEN THE CITY OF BELLEVUE, NEBRASKA AND COUNTY OF SARPY, NEBRASKA  
RECOVERY ACT: JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD**

This Amendment to the Interlocal Agreement signed is made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2009, by and between the County of Sarpy, acting by and through its governing body, the County Board of Commissioners (hereinafter referred to as "County") and the City of Bellevue, Nebraska acting by and through its governing body, the City Council (hereinafter referred to as "City") both of Sarpy County, State of Nebraska, witnesseth:

**WHEREAS**, pursuant to Neb. Rev. Stat. §23-104(6) (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

**WHEREAS**, pursuant to Neb. Rev. Stat. §23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board; and,

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

**WHEREAS**, each governing body finds that the performance of this Amendment to the Interlocal Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement; and

**WHEREAS**, the Interlocal Agreement was entered into on May 20, 2009 (hereinafter "Interlocal Agreement"), by and between the County and the City. The Interlocal Agreement was entered into for the purpose of applying for funds from the Nebraska Recovery Act: Justice Assistant Grant (JAG) Program for the benefit of each agency. The Interlocal Agreement stated that the City was to receive \$58,973.00 and County was to receive \$31,996.00. The City is actually able to receive an additional \$795 from the JAG Program. The difference in the amount is due to a clerical miscalculation.

**WHEREAS**, the City and the County have agreed to enter into the following amendment to the Interlocal Agreement.

**NOW, THEREFORE**, the City and the County hereby mutually agree as follows:

1. The purpose of this Amendment to the Interlocal Agreement is to allow the City to receive the correct amount of funds available from the JAG Program.
2. That each reference in the Interlocal Agreement that refers to \$58,973.00 shall be revised to refer to \$59,768.00.
3. Except as set forth herein, the Interlocal Agreement is unmodified and remains in full force and effect.

Dated this 21<sup>st</sup> day of July, 2009.

CITY OF Bellevue, Nebraska

\_\_\_\_\_  
City Council Chair

Attest:

\_\_\_\_\_

COUNTY OF Sarpy, Nebraska

  
\_\_\_\_\_  
County Board Chair

Approved as to form:

  
\_\_\_\_\_  
County Attorney

# Sarpy County Board of Commissioners

1210 GOLDEN GATE DRIVE  
PAPILLION, NE 68046-2895  
593-4155  
www.sarpy.com

ADMINISTRATOR  
Mark Wayne

DEPUTY ADMINISTRATOR  
Scott Bovick

FISCAL ADMIN./PURCHASING AGT.  
Brian Hanson



## COMMISSIONERS

**Rusty Hike**  
District 1  
**Joni Jones**  
District 2  
**Tom Richards**  
District 3  
**Pat Thomas**  
District 4  
**Rich Jansen**  
District 5

## MEMO

To: Sarpy County Board

From: Carrie Davis-Sedlacek

Re: Amendment to the interlocal agreement with the City of Bellevue for the Recovery Act: Justice Assistance Grant (JAG).

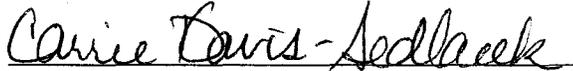
On July 21, 2009, the County Board will be asked to authorize the chair to sign the attached amendment to the interlocal agreement with the City of Bellevue as part of the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program Local Solicitation grant.

Per Bureau of Justice Assistance (the funding agency) regulations, Sarpy County and the City of Bellevue must apply together as a disparate jurisdiction in order to be eligible. A disparate allocation occurs when a city or municipality is scheduled to receive one and one-half times (150%) more than a county with concurrent jurisdiction, while that county bears more than 50% of the costs associated with prosecution or incarceration of the municipality's Part 1 violent crime. Therefore, the City of Bellevue must apply with Sarpy County; the County will act as the fiscal agent of the grant.

The City of Bellevue miscalculated their allocation and is eligible to receive an additional \$795; therefore, the City of Bellevue will receive \$59,768 and Sarpy County will receive \$31,996 from the JAG award.

Please do not hesitate to contact me if you have comments or questions.

July 14, 2009

  
Carrie Davis-Sedlacek  
593-1565

cc: Mark Wayne  
Brian Hanson  
Scott Bovick  
Sheriff Davis  
Chief Deputy Jones  
Deb Houghtaling

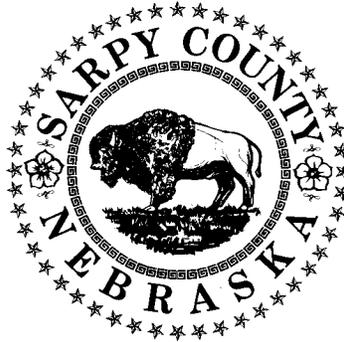
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