

12/000743

BOARD OF COUNTY COMMISSIONERS
SARPY COUNTY, NEBRASKA

RESOLUTION AUTHORIZING CHAIRMAN TO SIGN THE GRANT APPLICATION AND INTERLOCAL AGREEMENT/ MEMORANDUM OF UNDERSTANDING RELATING TO THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

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, a federal Edward Byrne Memorial Justice Assistance Grant is available to the Sarpy County Sheriff's Office; and,

WHEREAS, the grant application, Interlocal Agreement and Memorandum of Understanding, and certifications must be submitted online to the Department of Justice; and,

WHEREAS, as required by the grantor, Sarpy County must apply with the Bellevue Police Department in a joint application; and

WHEREAS, Sarpy County is committed to and supports the Sarpy County Sheriff's Office Edward Byrne Memorial Justice Assistance Grant application; and,

WHEREAS, the Bellevue Police Department supports and agrees to the terms of the grant and certifications; and

WHEREAS, if awarded, the Edward Byrne Memorial Justice Assistance Grant will provide funds to the Bellevue Police Department and the Sarpy County Sheriff's Office for separate projects.

NOW, THEREFORE, BE IT RESOLVED, by the Sarpy County Board of Commissioners that the Board Chairman is hereby authorized to sign the attached grant application, and any other related documents for the Edward Byrne Memorial Justice Assistance Grant.

BE IT FURTHER RESOLVED that the Sarpy County Board of Commissioners hereby approves and adopts the attached Interlocal Agreement/ Memorandum of Understanding with the City of Bellevue, and the Chair of this Board, together with the County Clerk, is hereby authorized to sign on behalf of this Board the Interlocal Agreement/ Memorandum of Understanding regarding the Edward Byrne Memorial Justice Assistance Grant with the City of Bellevue.

The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 17th day of April, 2012.



Sarpy County Board Chairman

ATTEST:





Sarpy County Clerk *Deputy*

**INTERLOCAL AGREEMENT AND MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF BELLEVUE, NEBRASKA AND COUNTY OF SARPY, NEBRASKA
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT**

This Agreement is made and entered into this 23rd day of April, 2012, 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 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, City will receive \$5,570.00 and County will receive \$5,285.00 from the Edward Byrne Memorial Justice Assistance Grant (hereinafter referred to as "Grant") for the purposes of purchasing two (2) Night Vision Goggle (NVG) systems and helmet mounting accessories for use by the Bellevue Police Department and one (1) Polygraph Examiner Computer, one (1) Activity Seat Sensor, ten (10) leather transport belts, and ten (10) handcuffs for use by the Sarpy County Sheriff's Office and,

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1.

County shall receive Grant funds in the amount of five thousand, two hundred eighty-five dollars (\$5,285.00) and County will spend it for purposes not inconsistent with the terms of the Grant.

City shall receive Grant funds in the amount of five thousand five hundred seventy dollars (\$5,570.00). In no event shall County be responsible for more than the total allocated to City. City will spend it for purposes not inconsistent with the terms of the Grant and for the purpose of purchasing two (2) Night Vision Goggle (NVG) Systems and associated helmet mounting accessories. City will seek from County reimbursement up to \$5,570.00

Section 2.

County's Obligations:

- County shall serve as fiscal agent of the Grant and has final approval of all grant funds expended.
- County shall submit required progress and financial reports.
- Upon receipt of original invoices from City as outlined in Section 3, County will reimburse City for approved actual expenditures incurred for services covered by the grant.
- County will spend its share not to exceed \$5,285.00.

Section 3.

City's Obligations:

- City will follow all terms and conditions of grant including the Assurances - Non-Construction Programs, Statement of Assurances, and Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements.
- City will keep detailed records of eligible expenditures for reimbursement from grant.
- City will provide County with its procurement procedures and proof that such procedures have been followed when purchasing the Night Vision Goggle (NVG) Systems.
- City will submit to County for reimbursement up to \$5,570 all original invoices with proof of approval by the Police Chief or whoever authorizes such bills to be paid. Copies of detailed records shall be attached to the original invoices.
- City will provide to the Sarpy County Grant Coordinator all necessary information for quarterly progress reports and quarterly financial reports no later than six (6) days following the end of the quarter.

Section 4.

This Grant is a four year grant. Awards are made in the first fiscal year of the appropriation and may be expended during the following three (3) years for a total of four (4) grant period years.

Section 5.

Nothing in the performance of this Agreement shall impose any liability for claims against County other than claims for which liability may be imposed by the Political Subdivisions Tort Claims Act.

Section 6.

Nothing in the performance of this Agreement shall impose any liability for claims against City other than claims for which liability may be imposed by the Political Subdivisions Tort Claims Act.

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.

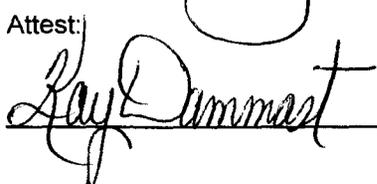
By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto. Dated this 23rd day of April, 2012

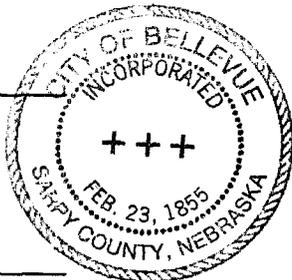
CITY OF Bellevue, Nebraska

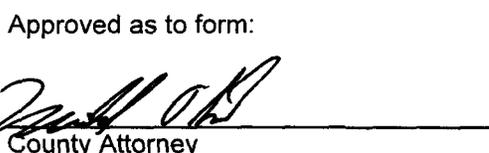
COUNTY OF Sarpy, Nebraska


City Mayor

 4/17/12
County Board Chair

Attest:




Approved as to form:

County Attorney

**THE SARPY COUNTY SHERIFF'S OFFICE &
THE BELLEVUE POLICE DEPARTMENT**

JUSTICE ASSISTANCE GRANT

ABSTRACT

Applicants' Names: Sarpy County Sheriff's Office and the Bellevue Police Department

Title of Project: Sarpy County Sheriff/Bellevue Police 2012 JAG Project.

Goal: The goal of the Sarpy County Sheriff's Office and the Bellevue Police Department is to enhance and streamline law enforcement efforts increasing public safety and saving taxpayer funds while decreasing crime.

Strategies: To achieve their goal, the Sarpy County Sheriff's Office will purchase one (1) LX-4000 Platinum Series Polygraph Computer and one (1) Activity Seat Sensor for use by the Sarpy County Polygraph Examiner. In addition, the Sarpy County Sheriff's Office will purchase ten (10) leather transport belts, and ten (10) handcuffs.

The Bellevue Police Department will accomplish their goal by purchasing two (2) Night Vision Goggle (NVG) system and associated helmet mounting accessories.

Top Project Identifiers: Law Enforcement Equipment – General, Law Enforcement Equipment – Tactical, Court Security, Officer Safety, Surveillance

The SCSO will purchase an LX-4000 Platinum Series Polygraph Computer and the required Activity Seat Sensor to assist the Sarpy County Polygraph Examiner in conducting accurate polygraph exams when needed.

The Sarpy County Sheriff's Office is sending one deputy to polygraph school. Upon completion of training, the Sheriff's Office will be required to have a specific computer and accessories in order to efficiently and accurately chart the results of the tests. The LX-4000 system combines conventional polygraph procedures with a state of the art computer. The Activity Seat Sensor measures movement by the subject to help identify countermeasures. Tracings are recorded in real-time so charts can be easily interpreted. The system uses a computer, mouse/pointing device, keyboard, and seat sensor. Additionally, the Sarpy County Sheriff's Office will purchase leather transport belts and handcuffs in order to assist with transport and restraint during an inmate's initial court appearance.

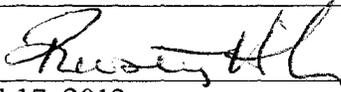
The Bellevue Police Department will purchase night vision goggle (NVG) systems to assist in crime prevention, education, targeted patrols, and surveillance in high incident areas. The night vision systems will provide a mechanism for educating victims of crime so enhanced preventative measures can be implemented in order to reduce crime and help prevent further victimization.

**THE SARPY COUNTY SHERIFF'S OFFICE &
THE BELLEVUE POLICE DEPARTMENT**

JUSTICE ASSISTANCE GRANT

BUDGET & NARRATIVE

Category	Requested Amount	County Share	City Share	Total Project Cost
A. Personnel	\$0	\$0	\$0	\$0
B. Consultants/Contracts	\$0	\$0	\$0	\$0
C. Travel	\$0	\$0	\$0	\$0
D. Supplies	\$0	\$0	\$0	\$0
E. Equipment	\$10,855	\$0	\$1,440	\$12,295
F. Other Costs	\$0	\$0	\$0	\$0
TOTAL AMOUNT	\$10,855	\$0	\$1,440	\$12,295

Name of Authorized Official: Rusty Hike
Title: Chairman, Board of Commissioners
Address: 1210 Golden Gate Drive
City, State, Zip+4: Papillion, NE 68046-2845
Telephone: 402-593-4155
Signature: 
Date: April 17, 2012

CATEGORY – EQUIPMENT

Item	Quantity	Unit Price	Amount Requested	Applicant's Contribution	Total Cost
LX-4000 Platinum Series PC for Polygraph Examiner	1	\$4,050	\$4,050	\$0	\$4,050
Activity Seat Sensor	1	\$495	\$495	\$0	\$495
Leather Transport Belts	10	\$57	\$570	\$0	\$570
Handcuffs	10	\$17	\$170	\$0	\$170
MUM-14 Night Vision System	2	\$3,300	\$5,570	\$1,030	\$6,600
Helmet Mounts	2	\$205	\$0	\$410	\$410
Total			\$10,855	\$1,440	\$12,295

CATEGORY – EQUIPMENT

The Bellevue Police Department will utilize \$5,570 of the funds received during this grant period to purchase two (2) Mini-Monocular Night Vision Goggle (NVG) systems and associated helmet mounting accessories.

- Night Vision Goggle System (NVG) \$3,300 each x 2 = \$6,600
 - Associated Helmet Mounting Accessories \$205 each x 2 = \$410
- Total Cost = \$7,010**

Total Federal Request = \$5,570

Bellevue Police Department Contribution = \$1,440

The Sarpy County Sheriff's Office (SCSO) will utilize \$5,285 of the funds to purchase one (1) LX-4000 Series PC and one (1) Activity Seat Sensor, ten (10) leather transport belts, and ten (10) handcuffs for use by the Sheriff's Office.

- LX-4000 Platinum Series = \$4,050
- Activity Seat Sensor = \$495
- Leather Transport Belts = \$57/each x 10 = \$570
- Handcuffs = \$17/each x 10 = \$170

Total Federal Request = \$5,285

The total request for this category is \$10,855

**THE SARPY COUNTY SHERIFF'S OFFICE &
THE BELLEVUE POLICE DEPARTMENT**

2012 JUSTICE ASSISTANCE GRANT

PROGRAM NARRATIVE

Project Objectives and Analysis of Need

The Sarpy County Sheriff's Office (SCSO) is requesting \$5,285 of Justice Assistance Grant (JAG) funding to purchase one (1) LX-4000 Platinum computer and one (1) Activity Seat Sensor for use by the Sarpy County Polygraph Examiner. Additionally, Sarpy County will purchase ten (10) leather transport belts and ten (10) handcuffs.

The SCSO has identified a need for equipment for the Sarpy County Polygraph Examiner. The requested equipment is crucial to the examiner's ability to efficiently and accurately administer polygraph exams helping to streamline investigative resources through suspect and witness statement analysis. Additionally, the SCSO has identified a need for equipment in order to safely transport and restrain inmates for their first appearance in court. This equipment will be utilized while moving inmates from the County Jail to the First Appearance Courtroom located inside the County Jail.

Sarpy County will send one deputy to polygraph school. Upon completion of the required courses, the newly trained examiner will need to utilize polygraph equipment in order to accurately conduct the exams. Polygraphs can help identify guilt but they can also help to eliminate suspects, verify witnesses' statements or informant information, and assist in determining the truth of an individual's statement ultimately reducing the cost of investigations by saving time and manpower. The polygraph has been widely used in investigations as a means of establishing presumptive innocence and eliminating suspects from consideration. The polygraph has been a useful tool in focusing investigative resources of law enforcement agencies and helping to determine if they are on the right track in their investigation. With proper equipment and training, polygraph tests have been shown to be a valuable asset providing investigative divisions with a more efficient and productive use of case time.

Additionally, the SCSO is requesting ten (10) leather transport belts and ten (10) handcuffs. The belts and handcuffs are an important and necessary part of law enforcement equipment. It is vital that the SCSO safely transport and secure individuals in custody with proper restraining equipment. The SCSO must safely move inmates from the County Jail to the First Appearance Courtroom for their initial court appearance. The deputies working the First Appearance Courtroom are unarmed. Inmates are in close proximity to the judge, other inmates, unarmed officers, prosecutors, public defenders, and private attorneys which poses an officer and public safety issue. Sarpy County Court Services recently reviewed and revised policies and procedures in order to enhance public safety. Inmates brought to the First Appearance Courtroom are now required to be secured with leather transport belts and handcuffs. Due to this change in policy and an

increase in the number of inmates appearing, the SCSO is in need of transport belts and handcuffs which will be utilized specifically for the First Appearance Courtroom. The use of adequate levels of restraining equipment will allow the SCSO to provide a higher level of officer and public safety.

This request will remedy detrimental factors that frequently occur throughout the county. The funds requested will help to enhance and streamline law enforcement efforts by ensuring the County has a well equipped, educated, and trained Sheriff's Office that is ready to respond when situations arise. Law enforcement efforts can then be better directed toward other areas of concern.

The City of Bellevue is requesting \$5,570 in federal funding to purchase two (2) Night Vision Surveillance Goggle (NVG) Systems and associated helmet mounting accessories. The Bellevue Police Department's field units are not currently equipped to fully function under night conditions as it relates to crime prevention. Appropriate tools and techniques are required to circumvent crimes with minimal impact to citizens. Surveillance patrols in high incident areas could be greatly enhanced with the addition of NVG systems. Additionally, night vision surveillance also provides a mechanism for the victims of crime to fully understand events and actions that take place so preventative measures can be implemented in order to reduce crime and prevent further victimization.

Multi-use NVG's are high performance devices that provide clear images under the darkest conditions. Police Officers are frequently called to assist for missing adults and children. With a high population of both senior citizens and young juveniles, Bellevue, Nebraska is uniquely situated next to a river, a forest, agricultural land, and several railways and abuts a major metropolitan city. Officers are called to seek out and attempt to locate individuals that have become lost, distressed or have wandered away from their place of residence. NVG's will greatly improve capabilities allowing law enforcement to concentrate efforts in high crime areas or where there have been an increased number of service calls.

Bellevue, Nebraska is a geographically diverse community with lakes, rivers, streams and large parks which create public areas that are isolated and concealed. These areas require considerable man hours to cover and properly patrol. These surveillance devices will help enhance law enforcement in monitoring these areas. In addition, NVG systems will allow law enforcement officers to track individuals for apprehension. NVG systems have the enhanced physical characteristics that allow for reliability and clarity in extreme situations.

This request will remedy common detrimental factors that occur in problem areas and under dark conditions, allowing trained officers to better function and locate victims, suspects, and monitor suspicious activities. This request will enable law enforcement to focus patrols and efforts on other areas of concern. Additionally, this request will also assist to streamline the management of law enforcement on the ground during a possible crisis.

Capabilities/Competencies

The Sarpy County Sheriff's Department, headed by Sheriff Jeff Davis, is located in Papillion, Nebraska. The organization of the department is comprised of the Sheriff, the Chief Deputy, who is next in the chain of command, followed by Division Captains, Lieutenants, Sergeants, Corporals, and Deputies. Civilian staff is assigned to the various areas of the department's divisions and units. The civilian staff includes booking clerks, vehicle inspectors, court security entry officers, jail nurses, juvenile center staff, support staff, tow lot operators, evidence and property technicians and technical support. The Sarpy County Sheriff's Department staff is assigned in an organizational structure which includes the Road Patrol, Jail, Investigative, Support Services and Administrative Divisions.

The Road Patrol Division responds to calls for assistance, crime prevention and traffic control. The Jail Division has civilian and sworn personnel assigned who run the operation of the county's correctional facility. The Investigations Division staff is assigned to follow up on crimes against persons and property, drug investigations, maintain evidence and property and perform polygraphs. The Support Services Division includes court security and transportation, juvenile services and the warrants unit. The Administrative Division oversees the overall operation of the department and the units within the Administration, which includes Staff Support, Training, Civil Process, Vehicle Inspection, Impound Lot, Crime Prevention and Technical Support Services.

The Bellevue Police Department employs 98 sworn officers and 17 full-time civilians and 9 part-time civilians to serve a population of approximately 55,000 citizens. They are a full service police organization made up of four bureaus and six patrol districts. Part of their mission is to work with the community to prevent problems or to solve them before they negatively impact a person's quality of life. With this in mind, the Bellevue Police Department is constantly striving to provide the most efficient police services possible.

The Sarpy County Fiscal Administration Department will serve as the fiscal agent on this joint application. The Fiscal Administration Department will track all drawdowns and grant expenditures for the Sarpy County Sheriff's Office and the Bellevue Police Department. A separate County fund will be created for the JAG in which all funds will be deposited and withdrawn from; it will be monitored closely by the Fiscal administrator.

Performance Measures

Objective	Performance Measure	Outcome
Increased efficiency and safety	Amount of funds expended on equipment during the reporting period.	Amount of funds awarded to purchase equipment

Increased efficiency and safety	Types of equipment purchased with JAG funds during the reporting period.	Type and amount of equipment purchased with JAG funds during the reporting period.
Increased efficiency and safety	Number of organizations/units/departments to directly benefit from equipment purchases with JAG funds.	<ul style="list-style-type: none"> a. # of criminal justice organizations/units/departments provided a direct award to purchase equipment during the reporting period. b. # of criminal justice organizations/units/departments that made requests for an award to purchase equipment. c. Percent
Increased efficiency and safety	Percent of criminal justice staff who reported improved efficiency in their job performance as a result of equipment purchased by JAG funds.	<ul style="list-style-type: none"> a. # of staff who reported improved efficiency in job performance during the reporting period. b. # of staff c. Percent
Increased efficiency and safety	Percent of criminal justice staff who reported an increase in program quality as a result of equipment purchased by JAG funds.	<ul style="list-style-type: none"> a. # of staff who reported an increase in program quality during the reporting period. b. # of staff c. percent

The Sarpy County Sheriff's Office and the Bellevue Police Department will collect and maintain data pertaining to equipment purchases through current data collection methods. This information will allow the Sarpy County Grant Coordinator to report outcome measures on quarterly reports.

**THE SARPY COUNTY SHERIFF'S OFFICE &
THE BELLEVUE POLICE DEPARTMENT**

JUSTICE ASSISTANCE GRANT

REVIEW NARRATIVE

The Edward Byrne Memorial Justice Assistance (JAG) Formula Program Local Solicitation application was submitted and presented to the Sarpy County Board of Commissioners for their review on April 13, 2012 and also at the April 17, 2012 County Board meeting. Public comment was also made available at the April 17, 2012 County Board meeting. There was no public comment.

The Bellevue Police Department's portion of The Edward Byrne Memorial Justice Assistance (JAG) Formula Program Local Solicitation application was submitted and presented to the Bellevue City Council for their review at the April 23, 2012 City Council meeting. Public comment was available at the same meeting. There was no public comment at the meeting.

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
Jim Thompson District 2
Tom Richards District 3
Jim Nekuda District 4
Jim Warren District 5

MEMO

To: Sarpy County Board

From: Lisa A. Haire

Re: Edward Byrne Memorial Justice Assistance Grant Application

On April 17, 2012, the County Board will be asked to review and authorize the Chairman to sign the attached Edward Byrne Memorial Justice Assistance Grant Program application. Additionally, the Board will be asked to authorize the Chairman to sign the Memorandum of Understanding/Inter-local Agreement with the City of Bellevue as a requirement of the Justice Assistance Grant application.

As a requirement of the grant application process, the applicant agency must make the grant application available for public comment and review by the governing body or the organization designated by the governing body. The grant application is due May 14, 2012.

The grant offers jurisdictions a predetermined allocation of funding to be used to reduce, prevent, and fight crime. Sarpy County and the City of Bellevue have a combined allocation of \$10,855 which will be divided between the City of Bellevue and Sarpy County.

The grant application will request \$5,285 for the Sarpy County Sheriff's Office (SCSO). SCSO will use the funds to purchase one (1) Polygraph Examiner Computer, one (1) required Activity Seat Sensor, ten (10) leather transport belts, and ten (10) handcuffs. The application will also request \$5,570 for the Bellevue Police Department to purchase two (2) Night Vision Goggle (NVG) Systems and associated helmet mounting accessories. The cost for two (2) NVG Systems and associated helmet mounting accessories is \$7,010. The City of Bellevue will assume the remaining \$1,440 of the cost for the NVG systems. There is no County match for the 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.

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

April 13, 2012

Lisa A. Haire

Lisa A. Haire
593-1565

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