



# City of San Diego Request for Council Action

### Originating Information:

Request Type:

To:  From (Originating Dept):

Date:

Primary Contact:  Primary Contact Phone & M.S.:

Secondary Contact:  Secondary Contact Phone & M.S.:

Subject:  Characters Remaining:

### Complete For Accounting Purposes:

Fund	Functional Area	Cost Center	General Ledger Acct	WBS or Internal Order	Capital Project No.	Amount
						\$0.00

Cost Summary: (If applicable)  Characters Remaining:

### Council Approval of:

- Resolution(s)  Ordinance(s)  Agreement(s)  Deed(s)

Specific Actions:  Characters Remaining:

### Additional Information: (This information will be available to the Public)

Council District(s):  Characters Remaining:

Community Area(s):  Characters Remaining:

Environmental Impact:  Characters Remaining:

Requests to the City Clerk:  Characters Remaining:

Other Notes:  Characters Remaining:

NOTE: Upon docketing a list of your attachments will be automatically included in the Other Notes section.

**Docketing Questions and Information Requirements:**

- Does this action require a Noticed Public Hearing?  Yes  No  
NOTE: Answer "No" if item only requires public notice due to Charter Section 99 (Contract or Agreement extending beyond 5 years)
- Is approval of a contract, agreement, amendment or plans and specifications document part of this Council action?  Yes  No
- Will this contract or agreement extend beyond five years?  Yes  No
- Is a Consultant being retained through this item?  Yes  No
- Will this item be heard at a Council Committee prior to City Council?  Yes  No
- Has a Report to the City Council been prepared?  Yes  No

NOTE: Information regarding ownership of companies doing business with the City in the form of contracts, leases, agreements, etc. must be submitted to the Docket Office prior to final docketing - Contact Docket Coordinator: 236-5594

**Executive Summary Contents:**

Requested Action: Characters Remaining: 720

Request the City Council to approve and accept \$283,722 in federal funding from the National Institute of Justice to identify and test backlogged forensic DNA case work samples as well as a significant number of "lesser felony" cases.

(Provide Concise Conversational Summary. Please do not duplicate the "Specific Actions" section)

Staff Recommendation: Characters Remaining: 400

Approve Requested Actions

(Provide Concise Summary such as: "Approve Requested Actions" or "Consider Alternatives and provide direction")

Executive Summary: Characters Remaining: 7000

EXECUTIVE SUMMARY OF ITEM BACKGROUND:

The crime laboratory of the San Diego Police Department provides a wide range of services, including DNA testing, carried out in the crime laboratory's Forensic Biology Unit. The unit employs 14 criminalists.

We seek to use this grant to work a significant number of criminal cases such as homicide, rape, robbery, assault and burglary cases. We will identify DNA profiles from the evidence and search the profiles in CODIS, the DNA database.

FISCAL CONSIDERATIONS: None. All expenses resulting from this action are grant funded. There is no requirement for continued expenditures or services once grant funding is depleted or terminated.

EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE):

Equal Opportunity Required:

This agreement is not subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708). This agreement is subject to the Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

PREVIOUS COUNCIL and/or COMMITTEE ACTION: Resolution Number R-300087 was adopted on January 31, 2005. The resolution and copy of the grant application

**Council President**

Tentative Noticed Hearing Date 1:  *NOTE: These tentative noticed hearing dates are assigned by the Council President's Director of Legislative Affairs and is contingent upon timely submittal of docketing materials.*

Tentative Noticed Hearing Date 2:

Tentative Noticed Hearing Date 3:

Special Requests for the Council President's Director of Legislative Affairs: Characters Remaining: 300

**Review & Approval Routing Comments:**

NOTE: COMMENTS ARE NOT CONFIDENTIAL

Comments: Characters Remaining: 0

Comments History: Characters Remaining: 0

(9/1/2010 3:46:41 PM) Plank, Ed - Send to Originator for Change : Not sure what was revised in the resolution... but if this the final package as it will be presented to committee, then please hold this item in your workflow queue until after the committee meeting on 9/22... then complete the steps noted previously and resubmit for docketing.

**Routing and Approvals:**

Contributors/Reviewers:	Contributors/Reviewers:	Approving Authority:	Approver:	Approval Complete:	Date Approved:
Grants Administration	Financial Management	Originating Department	Ramirez, David	<input checked="" type="checkbox"/>	6/14/2010
Comptroller		CFO		<input type="checkbox"/>	
Liaison Office		Deputy Chief		<input type="checkbox"/>	
Environmental Analysis		C.O.O.	Goldstone, Jay	<input checked="" type="checkbox"/>	6/23/2010
Equal Opportunity Contractin		City Attorney	Hemmerling, John	<input checked="" type="checkbox"/>	7/15/2010

<b>REQUEST FOR COUNCIL ACTION</b> CITY OF SAN DIEGO	CERTIFICATE NUMBER (FOR COMPTROLLER'S USE ONLY) n/a
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TO: CITY COUNCIL	FROM (ORIGINATING DEPARTMENT): Police Department	DATE: 05/17/2010
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SUBJECT: FORENSIC CASEWORK DNA BACKLOG REDUCTION GRANT PROGRAM

PRIMARY CONTACT (NAME, PHONE): Michael Grubb,(619) 531-2579, MS 725	SECONDARY CONTACT (NAME, PHONE): Gale Mosher, (619) 531-2578, MS 725
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**COMPLETE FOR ACCOUNTING PURPOSES**

FUND					
DEPT / FUNCTIONAL AREA					
ORG / COST CENTER					
OBJECT / GENERAL LEDGER ACCT					
JOB / WBS OR INTERNAL ORDER					
C.I.P./CAPITAL PROJECT No.					
AMOUNT	\$0.00	0.00	0.00	0.00	0.00

FUND					
DEPT / FUNCTIONAL AREA					
ORG / COST CENTER					
OBJECT / GENERAL LEDGER ACCT					
JOB / WBS OR INTERNAL ORDER					
C.I.P./CAPITAL PROJECT No.					
AMOUNT	0.00	0.00	0.00	0.00	0.00

**COST SUMMARY (IF APPLICABLE):** This five-year grant from the National Institute of Justice (NIJ) provides \$283,722 from October 1, 2010 to March 31, 2012. Grant funds will be used to identify and test backlogged forensic DNA casework samples, as well as a significant number of "lesser felony" cases. There is no requirement for matching funds, and no requirement to continue expenditures after grant funding is concluded. Amounts in future years may vary, but Congress has approved the grant program through 2014.

**ROUTING AND APPROVALS**

	CONTRIBUTORS/REVIEWERS:	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	
	Grants Administration	Financial Management	ORIG DEPT.	Ramirez, David	6/14/2010
	Comptroller		CFO		
	Liaison Office		DEPUTY CHIEF		
	Environmental Analysis		COO	Goldstone, Jay	6/23/2010
	Equal Opportunity Contracting		CITY ATTORNEY	Hemmerling, John	7/15/2010
			COUNCIL		

		PRESIDENTS OFFICE			
PREPARATION OF:	<input checked="" type="checkbox"/> RESOLUTIONS	<input type="checkbox"/> ORDINANCE(S)	<input checked="" type="checkbox"/> AGREEMENT(S)	<input type="checkbox"/> DEED(S)	
<p>1. Authorizing the Mayor or his representative to make application to the National Institute of Justice, and to take all necessary actions to secure funding for an amount of \$283,722 in grant funds from the Forensic Casework DNA Backlog Reduction Grant.</p> <p>2. Authorize the Chief Financial Officer to establish a special interest-bearing fund for the grants, if required.</p> <p>3. Authorizing the Chief Financial Officer to appropriate and expend up to \$283,722 or the actual amount of funding authorized by the National Institute of Justice, for the purpose of identifying and testing backlogged forensic DNA casework samples in homicide and "lesser felony" cases.</p> <p>4. Authorize the Chief of Police to administer and operate this program.</p> <p>5. Authorize the Chief Financial Officer to accept up to \$283,722 or the actual amount of funding authorized by the National Institute of Justice if the grant funding is secured.</p>					
STAFF RECOMMENDATIONS:					
Approve Requested Actions					
SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)					
COUNCIL DISTRICT(S):		All			
COMMUNITY AREA(S):		All			
ENVIRONMENTAL IMPACT:		This activity is not subject to CEQA pursuant to CEQA Guidelines Section 15060(c)(3).			
CITY CLERK INSTRUCTIONS:					

**COUNCIL ACTION  
EXECUTIVE SUMMARY SHEET  
CITY OF SAN DIEGO**

DATE: 05/17/2010

ORIGINATING DEPARTMENT: Police Department

SUBJECT: FORENSIC CASEWORK DNA BACKLOG REDUCTION GRANT PROGRAM

COUNCIL DISTRICT(S): All

CONTACT/PHONE NUMBER: Michael Grubb/(619) 531-2579, MS 725

**REQUESTED ACTION:**

Request the City Council to approve and accept \$283,722 in federal funding from the National Institute of Justice to identify and test backlogged forensic DNA casework samples as well as a significant number of "lesser felony" cases.

**STAFF RECOMMENDATION:**

Approve Requested Actions

**EXECUTIVE SUMMARY OF ITEM BACKGROUND:**

The crime laboratory of the San Diego Police Department provides a wide range of services, including DNA testing, carried out in the crime laboratory's Forensic Biology Unit. The unit employs 14 criminalists.

We seek to use this grant to work a significant number of criminal cases such as homicide, rape, robbery, assault and burglary cases. We will identify DNA profiles from the evidence and search the profiles in CODIS, the DNA database.

**FISCAL CONSIDERATIONS:** None. All expenses resulting from this action are grant funded. There is no requirement for continued expenditures or services once grant funding is depleted or terminated.

**EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE):**

Equal Opportunity Required:

This agreement is not subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708). This agreement is subject to the Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

**PREVIOUS COUNCIL and/or COMMITTEE ACTION:** Resolution Number R-300087 was adopted on January 31, 2005. The resolution and copy of the grant application are on file in the Office of the City Clerk.

**COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:** N/A

**KEY STAKEHOLDERS AND PROJECTED IMPACTS:** N/A

Ramirez, David  
Originating Department

Goldstone, Jay  
Deputy Chief/Chief Operating Officer

DOCKET SUPPORTING INFORMATION  
CITY OF SAN DIEGO

DATE:

**EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION**

June 18, 2010

SUBJECT: Forensic Casework DNA Backlog Reduction Grant Program

**GENERAL CONTRACT INFORMATION**

Recommended Consultant: N/A

Amount of this Action: \$283,722

Funding Source: National Institute of Justice

**SUBCONSULTANT PARTICIPATION**

There is no subconsultant participation associated with this action.

**EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE**

Equal Opportunity: Required

The National Institute of Justice under the Department of Justice, is a public entity created under the authority of law, and as such, is exempt from submitting Work Force Reports. Refer to San Diego Municipal Code Section 22.2703(b).

This action does not authorize entering into any contract or agreement, however, future contracts or agreements will be subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708), and the Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

**ADDITIONAL COMMENTS**

This action authorizes the Mayor, or his representative, to make application to the National Institute of Justice, and to take necessary actions to secure funding for the amount of \$283,722 in grant funds from the Forensic Casework DNA Backlog Reduction Grant.

CCA

RESOLUTION NUMBER R-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR OR HIS REPRESENTATIVE TO APPLY FOR, ACCEPT, APPROPRIATE, AND EXPEND \$283,722 IN GRANT FUNDS FROM THE NATIONAL INSTITUTE OF JUSTICE UNDER THE FORENSIC CASEWORK DNA BACKLOG REDUCTION GRANT PROGRAM TO IDENTIFY AND TEST BACKLOGGED HOMICIDE FORENSIC DNA CASEWORK SAMPLES AND “LESSER FELONY” CASES.

WHEREAS, the United States Department of Justice, National Institute of Justice provides grant funds to State and local governments for the purpose of reducing forensic DNA sample turnaround time, increasing the throughput of DNA samples through public DNA laboratories, and reducing DNA forensic casework backlogs; and

WHEREAS, the crime laboratory of the San Diego Police Department (Department), Forensic Biology Unit provides a wide range of services, including DNA testing, and employs fourteen criminalists; and

WHEREAS, the Department wishes to apply for, and if selected, to accept and expend an amount not to exceed \$283,722 in grant funds from the National Institute of Justice under the Forensic Casework DNA Backlog Reduction Grant Program (Reduction Grant Program) to identify and test backlogged forensic DNA casework samples and “lesser felony” cases; and

WHEREAS, the grant funds will be used to process a significant number of criminal cases such as homicide, rape, robbery, assault, and burglary cases by identifying DNA profiles from the evidence and searching profiles in the Combined DNA Index System; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his representative is authorized, for and on behalf of the City, to apply for and take all necessary actions to secure funding for an amount not to exceed \$283,722 in grant funds from the National Institute of Justice under the Reduction Grant Program to identify and test backlogged forensic DNA casework samples and “lesser felony” cases.

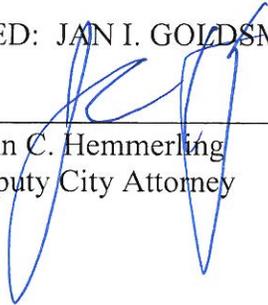
BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept, appropriate, and expend an amount not to exceed \$283,722 in grant funds, or the actual amount of funding authorized by the National Institute of Justice if the grant funding is secured, under the Reduction Grant Program, including any amendments, extensions, renewals, or subsequent funding for a period of up to five years, provided funding is made available by the U.S. Department of Justice, to identify and test backlogged forensic DNA casework samples and “lesser felony” cases.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to establish a special interest-bearing fund for the grant, if required.

BE IT FURTHER RESOLVED, that the Chief of Police is authorized to administer and operate the Reduction Grant Program.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

  
\_\_\_\_\_  
John C. Hemmerling  
Deputy City Attorney

JCH:aml  
07/13/10  
Or.Dept:Police  
R-2011-65  
(COR. COPY)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_\_\_\_.

ELIZABETH S. MALAND  
City Clerk

By \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

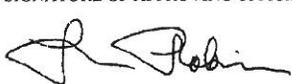
\_\_\_\_\_  
JERRY SANDERS, Mayor



Department of Justice  
Office of Justice Programs  
**National Institute of Justice**

**Cooperative Agreement**

PAGE 1 OF 7

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of San Diego 202 C Street San Diego, CA 92101		4. AWARD NUMBER: 2010-DN-BX-K080	
		5. PROJECT PERIOD: FROM 10/01/2010 TO 03/31/2012 BUDGET PERIOD: FROM 10/01/2010 TO 03/31/2012	
		6. AWARD DATE 09/01/2010	7. ACTION Initial
1A. GRANTEE IRS/VENDOR NO. 956000776		8. SUPPLEMENT NUMBER 00	
		9. PREVIOUS AWARD AMOUNT \$ 0	
3. PROJECT TITLE FY 2010 Forensic DNA Backlog Reduction Program - San Diego Police Department		10. AMOUNT OF THIS AWARD \$ 283,722	
		11. TOTAL AWARD \$ 283,722	
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY10(NIJ - COPS DNA/Forensics) Pub. L. No. 111-117, 123 Stat. 3034, 3138; 28 USC 530C			
15. METHOD OF PAYMENT GPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Laurie Robinson Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL William Lansdowne Chief of Police 	
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 	
		19A. DATE 9/21/10	
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B DN 60 00 00 283722		21. JDNSGT0256	