

RESOLUTION NUMBER R- 313835

DATE OF FINAL PASSAGE DEC 17 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR OR DESIGNEE TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE DEPARTMENT OF THE CALIFORNIA HIGHWAY PATROL, AND TO ENTER INTO ALL AGREEMENTS NECESSARY TO IMPLEMENT THE CALIFORNIA HIGHWAY PATROL CANNABIS TAX FUND TOXICOLOGY GRANT FOR FISCAL YEAR (FY) 2021 TO 2023; AND AUTHORIZING THE CHIEF FINANCIAL OFFICER OR DESIGNEE TO ACCEPT, APPROPRIATE, AND EXPEND GRANT FUNDS AWARDED UNDER THE CALIFORNIA HIGHWAY PATROL CANNABIS TAX FUND TOXICOLOGY GRANT FOR FY 2021 TO 2023.

WHEREAS, beginning January 1, 2018, the State of California imposed a 15% excise tax on the purchasers of cannabis and cannabis products as well as a cultivation tax on all harvested cannabis; and

WHEREAS, section 34019(f)(3)(B) of the California Revenue and Taxation Code allocates 20% of the excise tax funds to the State and Local Government Law Enforcement Account (Law Enforcement Account) which is dispersed by the California Highway Patrol (CHP); and

WHEREAS, the CHP uses funds from the Law Enforcement Account to provide grants to local governments for education, prevention, and enforcement of laws related to driving under the influence of alcohol and other drugs (DUID), including cannabis; and

WHEREAS, local governments use grant monies to fund programs that help enforce traffic laws, educate the public in traffic safety, and purchase of equipment related to enforcement of laws related to DUID; and

WHEREAS, the San Diego Police Department's Crime Lab will utilize grant funds to purchase lab instruments that improve and advance testing procedures that aid in the enforcement of laws related to DUID; and

WHEREAS, there is no state match or cost share required for grants under the Cannabis Tax Fund Toxicology Grant for Fiscal Year (FY) 2021 to 2023 (Toxicology Grant); however, these grants are reimbursable in nature, requiring the City to expend funds prior to requesting reimbursement; and

WHEREAS, expenditures will be initially sourced from fund 600001 (Grant Fund - State), and then reimbursed from the Toxicology Grant; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Mayor, or his designee, is authorized to apply for and accept \$95,000 and any additional grant funding authorized by the CHP, including any amendments, extensions, or renewals for a period of up to five years, provided funding is secured and made available by the CHP for the purpose of implementing the Toxicology Grant.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to increase the FY 2022 Budget, and to accept, appropriate, and expend \$95,000 and any additional grant funding awarded under the Toxicology Grant, including any amendments, extensions, or renewals of the grant, for a period of up to five years, provided funding is secured and made available by the CHP, for the purpose of implementing the Toxicology Grant.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to enter into all agreements and certifications necessary for the purpose of implementing the Toxicology Grant.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Lara E. Easton
Lara E. Easton
Deputy City Attorney

LEE:hm
November 30, 2021
Or.Dept:PSE
Doc. No.: 2826336

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 14 2021.

ELIZABETH S. MALAND
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 12/16/21
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on DEC 14 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 17 2021.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY: .

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California
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