

Town of Fort Myers Beach  
Agenda Item Summary

Blue Sheet Number: 2013-070

**1. Requested Motion:**

**Meeting Date: June 17, 2013**

Motion to approve the distribution of \$179,907 of the FY 2013  
Edward Byrne Memorial Justice Assistance Grant Program Funds

**Why the action is necessary:**

The Lee County Sheriff's Office is seeking the Town's support in the allocation of JAG Program funds.

**What the action accomplishes:**

**2. Agenda:**

**3. Requirement/Purpose:**

**4. Submitter of Information:**

- Consent  
 Administrative

- Resolution  
 Ordinance  
 Other

- Council  
 Town Staff  
 Town Attorney

**5. Background:**

The JAG Program is the leading source of federal justice funding to state and local jurisdictions, providing critical funding necessary to support a range of program areas. In compliance with State of Florida Administrative Code, Lee County Sheriff's Office is asking the Town's support of the allocation of the available funds.

**6. Alternative Action:**

**7. Management Recommendations:**

**8. Recommended Approval:**

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Parks & Recreation Director	Town Clerk
						

**9. Council Action:**

Approved    Denied    Deferred    Other



# Town of Fort Myers Beach

Alan Mandel  
Mayor

Joe Kosinski  
Vice Mayor

Dan Andre  
Council Member

Jo List  
Council Member

Bob Raymond  
Council Member

June 17, 2013

Mr. Clayton H. Wilder  
Administrator  
Office of Criminal Justice Grants  
Department of Law Enforcement  
2331 Phillips Road  
Tallahassee, Florida 32308

Dear Mr. Wilder:

In compliance with State of Florida *Rule 11D-9, F.A.C.*, the Town of Fort Myers Beach approves the distribution of \$179,907 (total allocation available) of the FY 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Program funds for the following projects within Lee County:

<u>SUBGRANT</u> <u>(City or County)</u>	<u>Title of Project</u>	<u>Federal funds</u>
Lee County (Law Enforcement)	Enhancement of Lee County Sheriff's Office Pharmaceutical Diversion Unit	\$67,475
Lee County (Human Services)	Lee County Triage Center/Low Demand Shelter Operation	\$47,647
City of Cape Coral	Law Enforcement Equipment	\$30,789
City of Fort Myers	Law Enforcement Equipment	\$19,790
Lee County (Law Enforcement)	Lee County Port Authority Bomb-Related Equipment	\$7,700
Lee County (Courts)	Lee County 20 <sup>th</sup> Judicial Circuit Surveillance Equipment	\$4,707
City of Sanibel	Law Enforcement Equipment	\$1,799
	<b>Total:</b>	<b>\$179,907</b>

Sincerely,

Alan Mandel  
Mayor, Fort Myers Beach



Florida Department of  
Law Enforcement

Gerald M. Bailey  
*Commissioner*

**Business Support**  
**Office of Criminal Justice Grants**  
Post Office Box 1489  
Tallahassee, FL 32302-1489  
(850) 617-1250  
[www.fdle.state.fl.us](http://www.fdle.state.fl.us)

Rick Scott, *Governor*  
Pam Bondi, *Attorney General*  
Jeff Atwater, *Chief Financial Officer*  
Adam Putnam, *Commissioner of Agriculture*

May 24, 2013

The Honorable Cecil Pendergrass  
Chairman, Lee County  
Board of Commissioners  
Post Office Box 398  
Fort Myers, FL 33902

Re: Federal Fiscal Year (FFY) 2013 Edward Byrne Memorial Justice Assistance  
Grant (JAG) Program – JAG Countywide – State Solicitation

Dear Chairman Pendergrass:

The Florida Department of Law Enforcement (FDLE) anticipates an award from the United States Department of Justice for FFY 2013 JAG funds. FDLE will distribute these funds in accordance with the JAG Countywide distribution provisions of Chapter 11D-9, Florida Administrative Code.

FDLE has set aside \$179,907 funds for use by all units of government within Lee County. The enclosed Program Announcement provides an overview of these funds which can be used by local units of government to support a broad range of activities to prevent and control crime and to improve the criminal justice system. Please note that the Program Announcement includes information from the U.S. Department of Justice relating several areas of national focus and its priorities to help maximize the effectiveness of the Byrne/JAG funding.

As a condition of participation in this program, the units of government in each county must reach a consensus concerning the expenditure of these funds. This consensus must include the projects to be implemented as well as the agency responsible for such implementation.

Developing such consensus will require someone to exercise leadership and assume a coordinating role in the development of applications for these funds. FDLE recommends that the Board of County Commissioners assume this responsibility. In the event the county declines to serve in this capacity, the Department will request the governing body of each municipality in the county, in descending order of population, to serve as the coordinating unit of government.

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OFFICE OF THE  
COMMISSIONER  
OF AGRICULTURE

The Honorable Cecil Pendergrass  
May 24, 2013  
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The enclosed Certificate of Participation form requests the identification of an individual coordinator. We will send this individual further information regarding the application process in FDLE's on-line grant management system. Please complete the enclosed Certificate of Participation and return it as soon as possible to:

Florida Department of Law Enforcement  
Office of Criminal Justice Grants  
2331 Phillips Road  
Tallahassee, Florida 32308  
Attention: Clayton H. Wilder, Administrator

FDLE does not discriminate, and prohibits subgrant recipients from discriminating, on the basis of race, color, religion, national origin, sex, disability, or age in the delivery of services or benefits or in employment.

We look forward to working with you. If you have any questions or if we can provide you with any assistance regarding the JAG Program, please contact me at (850) 617-1250.

Sincerely,

  
Clayton H. Wilder  
Administrator

CHW/JP/al

Enclosures

cc: Mayors in Lee County  
Law Enforcement Agencies in Lee County  
Project Directors in Lee County

**PROGRAM ANNOUNCEMENT  
FEDERAL FISCAL YEAR 2013**

**Edward Byrne Memorial Justice Assistance Grant (JAG) Program  
Countywide State Solicitation**

The State of Florida, Department of Law Enforcement (FDLE), anticipates an award from the United States Department of Justice (USDOJ) for \$7,071,683 in Justice Assistance Grant (JAG) funds. FDLE will distribute these funds in accordance with the JAG Countywide distribution provisions of Chapter 11D-9, Florida Administrative Code. This announcement is to notify eligible applicants of program requirements. Please note this Program Announcement includes information from the USDOJ relating several areas of national focus and its priorities to help maximize the effectiveness of the Byrne/JAG funding.

**Eligible Applicants**

Units of local government are eligible to receive subgrants from FDLE. "Units of local government" means any city, county, town, township, borough, parish, village, or other general-purpose political subdivision of a State and includes Native American Tribes that perform law enforcement functions as determined by the Secretary of the Interior.

**Program Strategy and Purposes**

JAG blends the previous Byrne Formula and Local Law Enforcement Block Grant (LLEBG) Programs to provide agencies with the flexibility to prioritize and to support a broad range of activities to prevent and control crime based on their own local needs and conditions. JAG funds can be used for state and local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice. Local units of government receiving JAG funding have the flexibility to implement projects in any of the seven federally approved purpose areas, listed below.

- 1) Law enforcement programs
- 2) Prosecution and court programs
- 3) Prevention and education programs
- 4) Corrections and community corrections programs
- 5) Drug treatment and enforcement programs
- 6) Planning, evaluation, and technology improvement programs
- 7) Crime victim and witness programs

Any law enforcement or justice initiative previously eligible for funding under Byrne or LLEBG is eligible for JAG funding.

**Coordination Efforts**

Each county is allocated a sum of money for use by all local governments within the county. This amount is determined through a funding algorithm established in the administrative rule.

Chapter 11D-9.005, Florida Administrative Code, requires that units of government in each county reach consensus concerning the expenditure of these funds, including the projects to be implemented and the agency responsible for such implementation. Maximum coordination is required to meet this program requirement, and the Department requests the county board of commissioners to serve as the coordinating unit for all local governments within the county. The Chairman, Board of County Commissioners, in each county so notified is requested to return to the Department a statement of certification indicating the county's willingness to serve. This certification must be returned within 30 days from the date of receipt of notification. In the event the county declines to serve in this capacity, the Department will request the governing body of each municipality in the county, in descending order of population, to serve as the coordinating unit of government.

Each county or coordinating unit of government is encouraged to form a criminal justice coordinating/planning group to identify and implement criminal justice priorities for the county, to plan strategies to address those priorities, to identify areas of greatest need, and to review all possible sources of revenue to make sure that funds go to the programs or issues that need them most.

Furthermore, FDLE requires that units of government in each county reach consensus concerning the expenditure of the JAG funds, including the projects to be implemented and the agency responsible for such implementation. Each county must document this consensus by submitting letters from at least 51 percent of the units of government which also represent at least 51 percent of the population located in said county.

#### **Match Requirements**

There is no match requirement under the guidelines of the JAG program.

#### **DOJ/Bureau of Justice Assistance (BJA) Priorities**

BJA wishes to ensure that recipients are aware of several areas of national focus and priority and to encourage recipients to maximize the effective use of JAG funds. The following is a brief list of key priorities:

- 1) Reducing Gun Violence
- 2) Recidivism Reduction and Justice System Realignment
- 3) Indigent Defense
- 4) Evidence-Based "Smart" Programs

For more information on BJA's priorities, recipients may access: <https://www.bja.gov/Funding/13JAGStateSol.pdf> (see pages 13-14). This is for informational purposes only; do not apply for any funds through this solicitation. Recipient must still submit an application for funding through SIMON.

**Application Requirements and Deadlines**

Once the Certificate of Participation form designating the coordinator for your county is received, the Office of Criminal Justice Grants will send this individual further information regarding the application process.

Applicants must apply on-line using FDLE's grant management system. The deadline for the on-line submission is **5:00 P.M., Wednesday, July 24, 2013**. In addition, applicants must print out the completed application and submit **two (2) hard copies** (both with *original signatures*) no later than **5:00 P.M., Friday, August 2, 2013**. **A separate application must be submitted for each proposed project.** Applications should be mailed or hand delivered to the Florida Department of Law Enforcement, Office of Criminal Justice Grants, 2331 Phillips Road, Tallahassee, Florida 32308, Attention: Clayton H. Wilder, Administrator.

Applications must be accompanied by letters of approval representing agreement among at least 51 percent of all units of local government representing at least 51 percent of the county population as to the allocation of dollars to each project in the county.

**Questions regarding this Program Announcement should be directed to Clayton H. Wilder, Florida Department of Law Enforcement, at (850) 617-1250.**