'22AUG25 AM 9:04 CITY CLERK

CITY COUNCIL

REFERRAL APPEAL FORM

DATE: August 18, 2022

TO: COUNCIL CHAIR

FROM: HEIDI TSUNEYOSHI
COMMITTEE CHAIR

BILL/RESOLUTION/COMMUNICATION AND SUBJECT:
Resolution 22-193 - AUTHORIZING THE CHIEF OF POLICE OF THE HONOLULU POLICE DEPARTMENT TO APPLY FOR AND TO ENTER INTO AN AGREEMENT WITH THE BUREAU OF JUSTICE ASSISTANCE, U.S. DEPARTMENT OF JUSTICE.

STATUS:
Introduced 8-17-22 by Council Chair TW (br)

CURRENTLY REFERRED TO COMMITTEE(S):
PUBLIC SAFETY

☐ DESIRED COMMITTEE(S) RE-REFERRED TO:

OR

☒ DIRECT REFERRAL TO COUNCIL FLOOR

Reason(s) for Appeal:
Request of the Committee Chair

Heidi Tsuneyoshi
Committee Chair (Requestor)

Committee Chair

* * * * * * * * * * * * *

Tommy Waters
Council Chair

8/23/22
Date

Granted ☑
Denied ☐

cc: Councilmembers
City Clerk
Council Assistance

COUNCIL COM. 257

(Rev. 9/23/05)

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 22-193

RESOLUTION

AUTHORIZING THE CHIEF OF POLICE OF THE HONOLULU POLICE DEPARTMENT TO APPLY FOR AND TO ENTER INTO AN AGREEMENT WITH THE BUREAU OF JUSTICE ASSISTANCE, U.S. DEPARTMENT OF JUSTICE, FOR FUNDS FROM THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FY2022 LOCAL SOLICITATION.

WHEREAS, Section 1-8.2(a) of the Revised Ordinances of Honolulu 1990, as amended (hereinafter ROH); and

(a) Each department shall submit an annual report to the Council by September 30 detailing all agreements placing obligations upon the department that were entered into or utilized during the previous fiscal year. The annual report need not include agreements subject to Council approval in Sections 1-8.3 and 1-8.6.

WHEREAS, public review is required by the Bureau of Justice Assistance (hereinafter BJA), U.S. Department of Justice; and

WHEREAS, the Honolulu Police Department (hereinafter HPD) and the BJA have cooperated in the past toward the common goal of law enforcement throughout the state of Hawaii; and

WHEREAS, the BJA stipulates through the Edward Byrne Memorial Justice Assistance Grant (hereinafter JAG) that the program application must include the following:

> "Applicants must submit information documenting that their JAG program application was available for review by the governing body of that unit of local government not less than 30 days before the application was submitted to the BJA. The attachment must also specify that an opportunity to comment was provided to its citizens to the extent the applicable law or established procedures make such an opportunity available;" and

WHEREAS, the JAG program is a mechanism to streamline justice funding and grant administration. The JAG program allows states, tribes, and local governments to support a broad range of activities to prevent and control crime and to improve the criminal justice system; and

RESOLUTION

WHEREAS, the JAG program shall be used to complement, but not supplant, the funds regularly appropriated for law enforcement purposes and may be used for one or more of the following areas:

- Law enforcement programs;
- Prosecution and court programs;
- Prevention and education programs;
- Corrections and community corrections programs;
- Drug treatment and enforcement programs;
- Planning, evaluation, and technology improvement programs;
- Crime victim and witness programs (other than compensation);
- Mental health programs and related law enforcement and corrections programs, including behavioral programs and crisis intervention teams; and

WHEREAS, the Office of Justice Programs (hereinafter OJP) of the BJA was created in 1984 to provide federal leadership in developing the nation's capacity to prevent and control crime, administer justice, and assist crime victims. The OJP carries out its mission by forming partnerships with other federal, state, and local agencies as well as national and community-based organizations; and

WHEREAS, the OJP is committed to advancing work that promotes civil rights, increases access to justice, supports crime victims, protects the public from crime and evolving threats, and builds upon trust between law enforcement and the community. This program furthers the HPD's mission to prevent or reduce crime; and

WHEREAS, the OJP is dedicated to comprehensive approaches that empower communities to address crime, break the cycle of substance abuse and crime, combat family violence, address youth crime, hold offenders accountable, protect and support crime victims, enhance law enforcement initiatives, and support advancements in adjudication. The OJP also works to enhance technology use within the criminal and juvenile justice systems and supports state and local efforts through technical assistance and training; and

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RESOLUTION

WHEREAS, the OJP supports law enforcement, courts, corrections, treatment, victim services, technology, and prevention initiatives that strengthen the nation's criminal justice system. The OJP provides leadership, services, and funding to the nation's communities by emphasizing local control, building relationships in the field, developing collaborations and partnerships, promoting capacity building through planning, streamlining the administration of grants, increasing training and technical assistance, creating accountability of projects, encouraging innovation, and ultimately communicating the value of justice efforts to decision makers at every level; and

WHEREAS, the City and County of Honolulu is qualified to receive grant funds; and

WHEREAS, the BJA has allocated grant funds totaling $456,405 to the City and County of Honolulu under the JAG program jointly to the HPD and to the Department of the Prosecuting Attorney; and

WHEREAS, a copy of the JAG program FY2022 Allocations and Application Information is attached hereto as Exhibit 1 and by reference made a part of this resolution; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that the Chief of Police or his duly authorized representative is hereby authorized to apply for funds from the JAG program;

BE IT FURTHER RESOLVED that the Chief of Police or his duly authorized representative is hereby authorized to enter into an agreement to accept funds from the BJA and execute any incidental or related agreements and documents in furtherance of the above agreement so long as such agreements and documents do not incur additional obligations on the part of the City; and

BE IT FURTHER RESOLVED that the foregoing approvals shall not be deemed to alter or waive the obligation of the HPD to detail the agreement(s) entered into pursuant to this resolution in the annual report to the Council required by ROH Section 1-8.2(a); and

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 22-193

RESOLUTION

BE IT FINALLY RESOLVED that the Clerk be directed to forward copies of the resolution to the Chief of Police, Finance Division, and Legislative Liaison Office of the HPD, 801 South Beretania Street, Honolulu, Hawaii 96813; Department of the Prosecuting Attorney, 1060 Richards Street, 10th Floor, Honolulu, Hawaii 96813; and the Crime Prevention and Justice Assistance Division, Department of the Attorney General, 235 South Beretania Street, Suite 401, Honolulu, Hawaii 96813.

INTRODUCED BY:

(br)

DATE OF INTRODUCTION:

AUG 17 2022

Honolulu, Hawaii

Councilmembers

Exhibit 1

Listed below are all jurisdictions in the state that are eligible for FY 2022 JAG funding, as determined by the JAG formula. For additional details regarding the JAG formula and award calculation process, with examples, please refer to the JAG Technical report here: https://www.bja.gov/Jag/pdfs/JAG-Technical-Report.pdf and current JAG Frequently Asked Questions here: https://www.bja.gov/Funding/JAGFAQ.pdf.

Finding your jurisdiction:

(1) Disparate jurisdictions are listed in shaded groups below, in alphabetic order by county.

(2) Direct allocations are listed alphabetically below the shaded, disparate groupings.

(3) Counties that have an asterisk (*) under the "Direct Allocation" column did not submit the level of violent crime data to qualify for a direct award from BJA, but are in the disparate grouping indicated by the shaded area. The JAG legislation requires these counties to remain a partner with the local jurisdictions receiving funds and must be a signatory on the required Memorandum of Understanding (MOU). A sample MOU is provided online at: https://www.bja.gov/Funding/JAGMOU.pdf. Disparate jurisdictions do not need to abide by the listed individual allocations, which are provided for information only. Jurisdictions in a funding disparity are responsible for determining individual amounts within the Eligible Joint Allocation and for documenting individual allocations in the MOU.

HI	HAWAII COUNTY	County	$86,985	
HI	HONOLULU CITY AND COUNTY	Municipal	$456,405	
HI	KAUAI COUNTY	County	$37,060	
HI	MAUI COUNTY	County	$72,645	

'22AUG16 AM 9:18 CITY CLERK

POLICE DEPARTMENT

CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honolulupd.org

RICK BLANGIARDI
MAYOR

ARTHUR J. LOGAN
CHIEF

KEITH K. HORIKAWA
RADE K. VANIC
DEPUTY CHIEFS

OUR REFERENCE EY-MH

August 12, 2022

The Honorable Tommy Waters
Chair and Presiding Officer
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawaii 96813

Dear Chair Waters and Councilmembers:

SUBJECT: Resolution Authorizing the Chief of Police to Accept Funds From the Edward Byrne Memorial Justice Assistance Grant Program Fiscal Year (FY) 2022

Transmitted herewith for your review and approval is a resolution authorizing the Chief of Police of the Honolulu Police Department (HPD), City and County of Honolulu, to accept funds from the Bureau of Justice Assistance (BJA), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ) for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2022 local solicitation.

The JAG program proposes to streamline justice funding and grant administration. It allows states, tribes, and local governments to support a broad range of activities to prevent and control crime. The HPD and the Department of the Prosecuting Attorney (PAT) are applying for the eligible amount of $456,405. There is no matching fund requirement.

- HPD: $304,270
- PAT: 152,135

TOTAL $456,405

DEPT. COM. 606

PS

Serving and Protecting With Aloha

The BJA stipulates that the grant application must include the following:

"Applicants must submit information documenting that their JAG program application was available for review by the governing body of that unit of local government no less than 30 days before the application was submitted to the BJA. The attachment must also specify that an opportunity to comment was provided to its citizens to the extent the applicable law or established procedures make such an opportunity available."

Upon adoption of the proposed resolution and/or receipt of the notification of the grant awards, we will enter into an agreement and accept the funds from the U.S. DOJ for the purposes described.

Should you have any questions, please have a member of your staff contact my office at (808) 723-3848.

Sincerely,

Arthur J. Logan
Chief of Police

Attachments

APPROVED:

Michael D. Formby
Managing Director

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. _____

RESOLUTION

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INTRODUCED BY:

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DATE OF INTRODUCTION: _____

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Honolulu, Hawaii

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Councilmembers

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