



CITY COUNCIL STAFF REPORT

TO: Honorable Mayor and City Council **DATE:** July 9, 2018

FROM: Matthew Bronson, City Manager

PREPARED BY: John Peters, Chief of Police

SUBJECT: Alcohol Beverage Control Grant Award Acceptance and Appropriation of Grant Funds

RECOMMENDATION

Adopt the Resolution authorizing the Chief of Police to accept the Department of Alcoholic Beverage Control's Grant Assistance Program funds in the amount of \$24,108 for fiscal year 2018-19 and adopt the Resolution approving an amendment to the annual appropriation to record the revenue and appropriation of the Alcoholic Beverage Control Grant Assistance Program.

BACKGROUND

In March 2018, the Grover Beach Police Department applied for a Department of Alcoholic Beverage Control Grant Assistance Program (ABC GAP) grant which provides funding for officers to conduct several specialized operations throughout fiscal year 2018-19 that are focused specifically on Alcoholic Beverage Control (ABC) related laws in and around business establishments licensed to sell alcohol in the city (e.g., stores and restaurants). On May 21, 2018, the Police Department received notice from the Department of Alcoholic Beverage Control that the City had been selected to receive a grant totaling \$24,108.

ABC GAP funds are awarded to selected law enforcement agencies throughout California to expand their compliance and enforcement efforts towards ABC licensed establishments within their jurisdiction. Within the application for GAP funds, each agency has to provide a summary of the alcohol related problems within their jurisdiction and how they would utilize the additional funding to address these problems. The project description for the Police Department is to conduct several educational and enforcement operations during the year with our local ABC licensed establishments. The focus of these operations would be to ensure our establishments are in compliance with state laws that prohibit the sale of alcohol to minors and to those individuals who already appear to be significantly intoxicated. In addition to this, the Police Department will enforce state and local laws that prohibit the consumption of alcoholic beverages in public places.

The goals of the proposed program are to reduce ABC violations and alcohol related crime during the grant period. To achieve these goals, the Police Department will attempt to conduct at least two special operations monthly. The special operations will include the following activities over the next year:

- Conduct at least 5 "Minor Decoy" operations in the city. This is when an underage individual attempts to purchase alcohol from a store clerk, waiter, or waitress.
- Conduct at least 2 unannounced site inspections of ABC licensed businesses.
- Conduct at least 2 operations at ABC licensed establishments to determine if they are selling alcohol to intoxicated people.

- Conduct at least 16 bike patrol or foot patrol operations along the West Grand Avenue corridor and Ramona Garden Park.
- Implement a program that would conform to Penal Code 397, which would prohibit the sale or furnishing of alcohol to habitual drunkards or persons adjudged as incompetent.

If approved by City Council, the ABC GAP grant requires the signature of the Chief of Police in order to enter into contract for acceptance of the funds. GAP funds approved by the Alcoholic Beverage Control must be utilized during fiscal year 2018-19 and must not be used to supplant previously approved expenditures or the General Fund. The City does not have a matching funds requirement for this grant; however, the funds for the grant are paid back to the City on a reimbursement basis. If accepted, the City will be reimbursed by the State on a monthly basis for operational expenses related to this program. As a result of this arrangement, staff is submitting a Resolution to adopt an amendment to the annual appropriation to record the revenue and appropriation of the alcoholic beverage control grant funds.

FISCAL IMPACT

The grant requires the City to expend the approved grant amount of \$24,108.00 for these Police Department operations with full reimbursement being provided by the Department of Alcoholic Beverage Control during fiscal year 2018-19.

ALTERNATIVES

The City Council has the following alternatives to consider:

1. Adopt the Resolution authorizing the Chief of Police to accept the Department of Alcoholic Beverage Control's Grant Assistance Program funds in the amount of \$24,108 for fiscal year 2018-19 and adopt the Resolution approving an amendment to the annual appropriation to record the revenue and appropriation of the Alcoholic Beverage Control Grant Assistance Program.
2. Decline the Department of Alcoholic Beverage Control's Grant Assistance Program funds in the amount of \$24,108 for fiscal year 2018-19.
3. Provide staff with alternative direction.

PUBLIC NOTIFICATION

The agenda was posted in accordance with the Brown Act.

ATTACHMENTS

1. Resolution No. 18-XX
2. Resolution No. 18-XX

RESOLUTION NO. 18-

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GROVER BEACH,
CALIFORNIA AUTHORIZING THE ACCEPTANCE OF THE DEPARTMENT
OF ALCOHOLIC BEVERAGE CONTROL GRANT**

WHEREAS, the Grover Beach Police Department desires to undertake a certain project designated as "The ABC Grant Program" to be funded in part from funds made available through the Grant Assistance Program (GAP) administered by the Department of Alcoholic Beverage Control (hereafter referred to as ABC); and

WHEREAS, it is agreed that any liability arising out of the performance of this contract, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and ABC disclaim responsibility for any such liability; and

WHEREAS, the Chief of Police for the City of Grover Beach is authorized to execute on behalf of the City of Grover Beach the attached contract, (Exhibit A) including any extensions or amendments thereof and any subsequent contract with the State in relation thereto; and

WHEREAS, that grant funds received from the Department of Alcoholic Beverage Control shall not be used to supplant expenditures of the General Fund approved by this body and this award is not subject to local hiring freezes.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Grover Beach does hereby authorize the Chief of Police to accept the Department of Alcoholic Beverage Control Grant Assistance Program Funds to be used by the Police Department.

On motion by _____, seconded by _____, and on the following roll call vote, to wit:

AYES:	Council Members:
NOES:	Council Members:
ABSENT:	Council Members:
ABSTAIN:	Council Members:

the foregoing Resolution was **PASSED, APPROVED, AND ADOPTED** at the Special Meeting of the City Council of the City of Grover Beach, California, this 9th day of July, 2018.

**** D R A F T ****

JOHN P. SHOALS, MAYOR

ATTEST:

DONNA L. McMAHON, CITY CLERK

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

3927 Lennane Drive, Suite 100
Sacramento, CA 95834
(916) 419-2500 FAX (916) 419-2599



May 31, 2018

Chief John Peters
Grover Beach Police Department
711 Rockaway Avenue
Grover Beach, CA 93433

Subject: Grant Contract **18G-LA17**

Dear Chief Peters:

Enclosed are three (3) copies of the Standard Agreement STD 213 contract to be entered into between the Department of Alcoholic Beverage Control and the **Grover Beach Police Department** for the total amount of **\$24,108**.

To help expedite processing, please ensure below items are completed before returning documents.

1. **Budget Detail/Exhibit B** – LEAD expenses are not ABC approved. Please remove & suggest adding \$200 to \$500 Minor Decoy leaving Sub Total the same. Edit and include in package.
2. Sign all three (3) STD 213 sets. **Each must have an original signature.**
3. A copy of your Governing Body's Resolution in acceptance of this funding.
4. Include your Federal Taxpayer's Identification Number here _____ and return this document with the signed STD 213's.
5. Return to my attention at the above letterhead address within 60 days of receiving letter/package. If you cannot, please contact me.

After receipt of the above information from your agency, I will process the contract package for approval. Upon approval, we will execute a fully signed contract for your records.

If you have any questions, I can be reached at (916) 419-2572 or suzanne.pascual@abc.ca.gov.

Sincerely,

A handwritten signature in blue ink that reads "Suzanne Pascual".

Suzanne Pascual
Grant Coordinator

Enclosures

Cc: Commander Tim Miller, Project Director (enclosure not included)

STATE OF CALIFORNIA
STANDARD AGREEMENT
 STD 213 (Rev 06/03)

AGREEMENT NUMBER

18G-LA17

REGISTRATION NUMBER

1. This Agreement is entered into between the State Agency and the Contractor named below:

STATE AGENCY'S NAME

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

CONTRACTOR'S NAME

City of Grover Beach through the Grover Beach Police Department

2. The term of this Agreement is: July 1, 2018 through June 30, 2019

3. The maximum amount of this Agreement is: \$ 24,108

4. The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of the Agreement.

Exhibit A – Scope of Work	6 page(s)
Exhibit B – Budget Detail and Payment Provisions	3 page(s)
Exhibit C* – General Terms and Conditions	GTC 04/2017
Check mark one item below as Exhibit D:	
<input checked="" type="checkbox"/> Exhibit - D Special Terms and Conditions (Attached hereto as part of this agreement)	1 page(s)
<input type="checkbox"/> Exhibit - D* Special Terms and Conditions	
Exhibit E – Additional Provisions	page(s)

Items shown with an Asterisk (*), are hereby incorporated by reference and made part of this agreement as if attached hereto. These documents can be viewed at www.dgs.ca.gov/ols/Resources/StandardContractLanguage.aspx

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR

CONTRACTOR'S NAME (if other than an individual, state whether a corporation, partnership, etc.)

City of Grover Beach through the Grover Beach Police Department

BY (Authorized Signature)



DATE SIGNED(Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

John Peters, Chief

ADDRESS

711 Rockaway Avenue
 Grover Beach, CA 93433

STATE OF CALIFORNIA

AGENCY NAME

Department of Alcoholic Beverage Control

BY (Authorized Signature)

PRINTED NAME AND TITLE OF PERSON SIGNING

Pattye Nelson, Chief, Business Management Branch

ADDRESS

3927 Lennane Drive, Suite 100, Sacramento CA 95834

California Department of General Services Use Only

Exempt per: SCM 4.04.(A)(3)

RESOLUTION NO. 18-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GROVER BEACH, CALIFORNIA, ADOPTING THE 1st AMENDMENT TO THE ANNUAL APPROPRIATION RESOLUTION NO. 18-59 TO PROVIDE \$24,108 FOR ALCOHOL BEVERAGE CONTROL GRANT REVENUES AND EXPENDITURES

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GROVER BEACH:

THAT Section 01 of Part III of the Annual Appropriation Resolution No. 18-59 be and is hereby amended as follows:

		<u>Increase/(Decrease)</u>
TO:	POLICE Operations	\$24,108
FROM:	REVENUES	<u>(\$24,108)</u>
	Total Section 01	<u>\$ -0-</u>

THAT account titles and numbers requiring adjustment by this Resolution are as follows:

GENERAL FUND

<u>Resources/Uses:</u>	<u>Sources</u>	<u>Uses</u>
A/C No.: 01-000-44070-000 ABC Grant	\$ 24,108	\$ -0-
A/C No.: 01-192-50010-000 Salaries: Full-Time	\$ -0-	\$18,408
A/C No.: 01-192-52130-000 Small Tools and Equipment	\$ -0-	\$ 2,500
A/C No.: 01-192-52160-000 Miscellaneous Fees/Charges	\$ -0-	\$ 700
A/C No.: 01-192-57000-000 Equipment	<u>\$ -0-</u>	<u>\$ 2,500</u>
Total General Fund	<u>\$ 24,108</u>	<u>\$24,108</u>

THAT the purpose of this Resolution is to appropriate funding and recognizing revenue of \$24,108 from the Alcohol Beverage Control Grant.

Upon motion by Council Member ___, and second by Council Member ___, and on the following roll call vote:

AYES: Council Members –
 NOES: Council Members –
 ABSENT: Council Members –
 ABSTAIN: Council Members –

the foregoing Resolution was **PASSED, APPROVED, AND ADOPTED** at the Special Meeting by the City Council of the City of Grover Beach, California, this 9th day of July, 2018.

**** D R A F T ****

JOHN P. SHOALS, MAYOR

ATTEST:

DONNA L. McMAHON, CITY CLERK