

RESOLUTION NO. 2020-152

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE APPLICATION FOR, AND IF AWARDED, THE ACCEPTANCE OF, A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE GRANT – COUNTY-WIDE (JAGC) PROGRAM, FOR THE TOTAL AMOUNT OF \$19,860.00 TO BE UTILIZED TO MAINTAIN OFFICER SAFETY AND WELLNESS; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS IN FURTHERANCE THEREOF; AND AUTHORIZING THE ESTABLISHMENT OF A SEPARATE INTEREST BEARING TRUST ACCOUNT DESIGNATED FOR THIS PROGRAM, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF AS EXHIBIT “1”.

WHEREAS, the Hialeah Police Department encourages and supports a wide-range of grant-fund projects that are compatible with its overall criminal justice goals and objectives; and

WHEREAS, the City of Hialeah finds it in the best interest of the community to continue to apply for, and accept, a grant award from the United States Department of Justice Assistance’s Edward Byrne Memorial Justice Assistance Grant Program for Fiscal Year 2020-2021 as the City has successfully participated in this program for multiple years; and

WHEREAS, the City is eligible to apply for, and accept, a direct award in the amount of \$19,860.00 under the Edward Byrne Memorial Justice Assistance Grant Program, County-wide (JAGC) Program for costs associated with maintaining the wellness and safety of employees of the Hialeah Police Department; and

WHEREAS, the funds will be used to train sworn officers and civilians with the Hialeah Police Department to build skills in a high intensity work environment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The foregoing facts and recitations contained in the preamble to this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

Section 2: The Mayor and City Council of the City of Hialeah, Florida hereby authorize the application for, and if awarded, the acceptance of a grant from the United States Department of Justice, Bureau of Justice Assistance, County-Wide (JAGC Program) under the Fiscal Year 2020-2021 Edward Byrne Memorial Justice Assistance Grant Program, for the total amount of \$19,860.00, to be utilized to maintain officer safety and wellness, and authorize the Mayor or his designee to execute all necessary documents in furtherance thereof.

Section 3: The Mayor and the City Council of the City of Hialeah, Florida further authorize the establishment of a separate interest-bearing trust account designated for this program.

PASSED AND ADOPTED this 10 day of November, 2020.



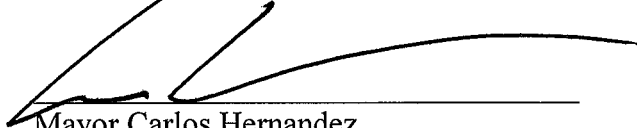
Jesus Tundidor
Council President

Attest:


Approved on this 16 day of November, 2020.



Marbelys Fatjo, City Clerk



Mayor Carlos Hernandez



Lorena Bravo, City Attorney

Resolution was adopted by 7-0 vote with Councilmembers, Cue-Fuente, De la Rosa, Garcia-Roves, Hernandez, Perez, Tundidor and Zogby voting "Yes."

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Application for Funding Assistance

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide



Subgrant Recipient

Organization Name: City of Hialeah
County: Dade

Chief Official

Name: Carlos Hernandez
Title: Mayor
Address: 501 Palm Avenue
City: Hialeah
State: FL Zip: 33010
Phone: 305-883-5800 Ext:
Fax: 305-883-5932
Email: mayorhernandez@hialeahfl.gov

Chief Financial Officer

Name: Chris Chiocca
Title: Finance Director
Address: 501 Palm Avenue
City: Hialeah
State: FL Zip: 33010-4719
Phone: 305-883-5856 Ext:
Fax:
Email: cchiocca@hialeahfl.gov



Application for Funding Assistance

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 1F Administration

Implementing Agency

Organization Name: City of Hialeah

County: Dade

Chief Official

Name: Carlos Hernandez

Title: Mayor

Address: 501 Palm Avenue

City: Hialeah

State: FL **Zip:** 33010

Phone: 305-883-5800 **Ext:**

Fax: 305-883-5932

Email: mayorhernandez@hialeahfl.gov

Project Director

Name: Johnerick Rojas

Title: Police Business Manager

Address: 5555 East 8th Avenue

City: Hialeah

State: FL **Zip:** 33013-1342

Phone: 305-953-5302 **Ext:**

Fax:

Email: jrojas@hialeahfl.gov

Application for Funding Assistance

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 1: Administration

Section Questions:

Question: If yes to either #1 or #2, describe each practice AND provide a copy of each law or policy to criminaljustice@fdle.state.fl.us.

Answer: Hialeah Police has an MOU with the following parties U.S. ICE and Homeland Security Investigations.

Purpose - The parties agree that effective enforcement of the laws relating to HSI jurisdiction requires close cooperation and coordinator between the two parties.

HSI agrees to

a. designate certain employees of Hialeah Police Department as Customs Officers (Excepted), without additional compensation, to perform the duties as noted on the "Designation Customs Officers (Excepted)

HSI agrees to

b. Issue a "Designation, Customs Officer (Excepted) - Title 19 Task Force Officer (ICE Form 73-001) each qualified and designated employee

HSI agrees to

c. to provide appropriate training in laws, policies, and procedures to each designated employee

HSI agrees to

d. advise the designated Customs Officers (Excepted) about court proceedings concerning seizures or arrests made by them in accordance with the authorities granted by HSI contemplated under this MOU

e. Process, under appropriate regulations, any injury claim submitted as a result of injuries occurring to the designated Customs Officers (Excepted) while such individuals are acting pursuant to this MOU, for compensation under the Federal Employee Workers Compensation Act.

Hialeah Police agrees

a. That only sworn law enforcement officers of Hialeah Police who successfully complete the appropriate HSI Task Force Officer cross-designation Training Course and receive an approved "Designation, Customs Officer (Excepted) - Title 19 Task Force Officer (ICE Form 73-001) will be designated as Customs Officers (Excepted)

b. That each law enforcement officer will be bound by the Authorities Granted and the Endorsements and Restrictions as noted on the "Designation, Customs Officer (Excepted) - Title 19 Task Force Officer" (ICE Form 73-001).

c. To advise HSI of each court proceeding in which the validity of a Customs Officer (Excepted)'s enforcement authority becomes an issue, and allow HSI to provide legal memoranda or other assistance as deemed necessary by HSI

d. That agency employees designated as Customs Officers (Excepted) will follow HSI directives and instructions when utilizing enforcement authority conveyed by HSI

e. To provide to HSI, before designation of each officer and on an ongoing basis, any derogatory information, or information that may call into question the officer's truthfulness or ability to testify in court; and

f. To return all HSI-issued equipment and identification when a cross-designated officer terminates employment or when his or her cross-designation expires

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Florida Department of Law Enforcement

Justice Assistance Grant - County-wide

Both parties agree:

- a. that any abuse of HSI cross-designation authority may lead to the revocation of such cross-designations by HSI; and
- b. To schedule periodic meetings to review this MOU, as required

Question: Does your jurisdiction have any laws, policies, or practices related to whether, when, or how employees may communicate with the Department of Homeland Security (DHS) or Immigration and Customs Enforcement (ICE)?

Answer: Yes

Question: Is your jurisdiction subject to any laws from a superior political entity (e.g., a state law that binds a city) that meet the description in question 1?

Answer: Yes

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Justice Assistance Grant - County-wide



General Project Information

Project Title: OFFICER WELLNESS
Subgrant Recipient: City of Hialeah
Implementing Agency: City of Hialeah
Project Start Date: 10/1/2020 **End Date:** 9/30/2021

Problem Identification

Located in Miami-Dade County, the City of Hialeah was incorporated in 1925 by the laws of the State of Florida contained in Chapter 11516 Special Acts of 1925. The City of Hialeah occupies a land area of 23 square miles and is the sixth largest city in the State of Florida. According to the U.S. Census (v2018), the City of Hialeah's population estimates are 238,942. The City of Hialeah has operated under a Strong Mayor form of government since its inception and the organization consist of twenty-four departments and ten divisions. Policy making and legislative authority are vested in a governing council consisting of a seven-member council. Given the current climate we are in, both the Mayor and Chief of Police agree that JAGC funding will be highly useful for arming our law enforcement personnel with knowledge and providing them with additional resources through these difficult times.

The homicide of George Floyd on May of 2020 led to weeks of protests which has led to an increase in violence and destruction. In addition to the protests, agencies such as the City of Hialeah has also had to deal with the COVID-19 pandemic. The combination of these two key points has led to overworked Police Officers. Overworked Police Officers can often lead to misjudgment, substance abuse, divorce, and even suicide.

The occupational rate (suicides and line of duty) for law enforcement is three to five times greater than the national average for the working population. The Officers who protect us must also be protected against incapacitating physical, mental, and emotional health problems, as well as against the hazards of their job (COPS USDOJ, n.d.). The Office of Community Oriented Policing Services (COPS Office) and the Bureau of Justice Assistance (BJA) formed the National Officers Safety and Wellness Group (OSWG) in 2011 to bring attention to the safety and wellness needs of law enforcement officers following a number of high-profile ambushes on police. Since then, the OSWG has raised awareness, increased knowledge, and encouraged law enforcement agencies to adopt practices that recognize that the most valuable resource a law enforcement agency has is the men and women who put their lives on the line each and every day in the name of protecting and serving their communities (COPS USDOJ, n.d.).

The Hialeah Police Department Officers and employees that assist victims of violent crime and respond to violent crime scenes suffer from these very stress risks on a daily basis. Our employees are in dire need of training and tools that will help them deal with and mitigate these high stress risks and provide the resiliency to cope with a career in law enforcement. Research regarding best practices related to reaching officers who may be in crisis state that officers may need to have information regarding resources and self-care and encouragement from multiple sources, to include in information campaigns, in person contact, informational sheets, and online resources.

Application for Funding Assistance

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Project Summary (Scope of Work)

Currently, the Hialeah Police Department has limited budget dollars available to adequately provide the training that is needed to effectively assist with Officers and civilian employees in crisis. With JAGC funding, the Hialeah Police Department will be able to train all employees in Tactical Resilience and Ethical Policing. The training equips officers and civilians with information and techniques to enhance well-being and operational effectiveness in high intensity work. The training is tailored to the law enforcement challenges, communities, and conditions, offering participants capacity-building skills and resources to increase their resiliency and overall sense of well-being.

Due to COVID-19, the training will be virtual utilizing materials from two publications: *Armor Your Self: How to Survive a Career in Law Enforcement* and *Spiritual Survival for Law Enforcement: Practical Insights, Practical Tools*. The training will be presented by John Marx, CPP and Chaplain Cary A. Friedman. Mr. Marx & Mr. Friedman will train all Police employees during the first 6 months after the grant is awarded. Each employee will receive ten hours in both pre-recorded and LIVE virtual formats. Each person would have access to two 2-hour recorded learning sessions and access to the three LIVE Zoom sessions. The two publications: *Armor Your Self: How to Survive a Career in Law Enforcement* & *Spiritual Survival for Law Enforcement: Practical Insights, Practical Tools* will be purchased and provided to all Police employees.

During the first quarter, award document will be approved by City Council. Procurement process will begin shortly after award documents are approved by City Council. Hialeah Police anticipates receiving and distributing the two publications shortly after procurement and the training should be completed no later than the third quarter of the reporting period.

The City of Hialeah will serve as the applicant for the JAGC program. The City will provide: fiscal management; administer grant-funded contracts, disburse grant funds; monitor expenditures; and communicate with the grant program administrator. The Finance Department has existing accounting and grant management procedures. All grant funds will be maintained in separate accounts, distinct from other revenue sources. All grant draw-downs and expenditures will be attached to the specific grant and tracked separately from all other expenditures. The City of Hialeah complies with all requirements of the A-133 Single Audit Act, as amended, June 1996.

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Section 2: Project Governance

Section Questions:

Question: What percentage of the total cost of this project is being funded by sources other than this award?

Answer: 0

Question: What is the combined population of the jurisdiction(s) your agency provides services to (according to the 2010 census)?

Answer: 224669

Question: What is the Operating Capital Outlay threshold used by the subgrantee? If the implementing agency is a sheriff's office, indicate the sheriff's office's threshold instead.

Answer: \$2,500.00

Question: What is the address of the location being used to provide services for this project?

Answer: Hialeah Police Department
5555 East 8th Avenue
Hialeah, FL 33013

Question: Describe your agency. (e.g., non-profit, community based, government)

Answer: Local Government - Municipal

Question: What is the name of the jurisdiction(s) your agency provides service to. (e.g., City of Miami, Orange County, State of Florida)

Answer: City of Hialeah

Question: Have you verified that the subgrantee has an active and current registration in SAM.gov?

Answer: Yes

Question: Does the subgrantee receive a single grant in the amount of \$750,000 or more from the U.S. Department of Justice?

Answer: Yes

Question: Does the implementing agency receive a single grant in the amount of \$750,000 or more from the U.S. Department of Justice?

Answer: Yes

Question: In your organization's preceding completed fiscal year, did your organization (the subgrantee) receive at least (a) 80 percent or (b) \$25,000,000 of your annual gross revenues in U.S. federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements?

Answer: No

Question: If you answered yes above, does the public have access to information about the compensation of the executives in your organization (the subgrantee) through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986? If answer to Part 1, above, was "no," answer N/A.

Answer: Yes

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Section #3 Performance

General Performance Info:

Performance Reporting Frequency: Quarterly

Prime Purpose Area: 01 - Law Enforcement (Includes Task Forces)

State Purpose Area: 4T - Training

Objectives and Measures

Objective: Attending Training - Questions for all recipients attending training.

Measure: Training A1

If your staff will attend training with JAG funds during the grant period, what type of training will they attend? If more than one training will be attended, answer for each separately. Answer from the following list: Certification Training, In-service/annual training, skill building, leadership/management, conference, other (please describe).

Goal: Hialeah Police staff will attend a virtual training due to COVID-19. The training is called Tactical Resilience and Ethical Policing. The training is considered "skill building".

Measure: Training A2

Provide a short description of the training/conference which will be attended with JAG funds. If more than one training/conference will be attended, describe each separately.

Goal: The training will equip officers and civilians with information and techniques to enhance well-being and operational effectiveness in high intensity work. The training is tailored to the law enforcement challenges, communities, and conditions, offering participants capacity-building skills and resources to increase their resiliency and overall sense of well-being.

Measure: Training A3

If your staff will attend a training/conference with JAG funds during the reporting period, how many hours will the training course last? A one day course is typically classified as an 8-hour course while a week long course is typically classified as a 40-hour course. If more than one, describe each separately.

Goal: 10 hours per member

Measure: Training A4

If your staff will attend training/conference during the reporting period, how many individuals will attend the training/conference using JAG funds? If more than one training/conference was attended, answer for each separately.

Goal: Approximately 343 individuals

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State Purpose Area: R25 - Questions for recipients of an award \$25,000 or more.

Objectives and Measures

Objective: LE General - Law enforcement questions for recipients of an award \$25,000 or more.

Measure: LE01

How many sworn personnel with general arrest powers does your agency have on staff?

Goal: 276

Measure: LE02

Of the sworn personnel, how many are JAG funded?

Goal: 0

Measure: LE03

How many non-sworn employees does your agency have on staff?

Goal: 67

Measure: LE04

Of the non-sworn personnel, how many are JAG funded?

Goal: 0

Measure: LE05

Does your agency utilize a strategic management accountability system to gather and disseminate information within the agency (e.g., CompStat, stratified policing)? Strategic management accountability systems typically include a focus on the use of relevant and timely data, the production of reports detailing problems and actions taken to solve them, and regular meetings with management to discuss strategies.

Goal: No

Measure: LE06

Does your agency use any of the following deconfliction tools? Choose all that apply from the following list: RISSafe, SAFETNet, Case Explorer, None of the above, unsure/don't know.

Goal: Unsure/Don't know.

Objective: LE Tracking - Tracking questions for Law Enforcement recipients of an award \$25,000 or more.

Measure: LE26

Approximately how many criminal groups will be disrupted under your program during the grant period? Disrupted means impeding the normal and effective operation of the group, as indicated by changes in leadership

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Section 3 Performance Measures

or methods of operation. If you will operate more than one program, answer for each separately.

Goal: 0

Measure: LE27

How many criminal groups will be dismantled under your program during the grant period? Dismantled means destroying the organization's leadership, financial base, or supply network so that the organization is incapable of operating. If you will operate more than one program, answer for each separately.

Goal: 0

Measure: LE28

Approximately how many firearms will your program or task force seize during the grant period? If you will operate more than one program, answer for each separately.

Goal: 0

Measure: LE29

Approximately how many firearms will your program or task force enter into the National Integrated Ballistic Information Network (NIBIN) during the reporting period? If you will operate more than one program during the reporting period, answer separately for each.

Goal: 0

Measure: LE30

Approximately how many firearms will your program or task force trace through the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) during the reporting period? If you will operate more than one program during the reporting period, answer separately for each.

Goal: 0

Measure: LE31

Regardless of JAG funding, how many total asset forfeiture cases will your program or task force file during this grant period?

Goal: Approximately 10

Measure: LE32

Regardless of JAG funding, which of the following items will your program or task force seize during the grant period as part of a state or federal asset forfeiture case? Choose all that apply from the following list: Drugs, currency, firearms, other physical property, none of the above.

Goal: Currency

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Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section 3 Performance

Measure: LE33

Are you aware that you will be required to complete the law enforcement questionnaire and submit it to your grant manager alongside each performance report.

Goal: Yes.

Application for Funding Assistance

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide



General Financial Info:

Note: All financial remittances will be sent to the Chief Financial Officer of the Subgrantee Organization.

Financial Reporting Frequency for this Subgrant: Quarterly

Is the subgrantee a state agency?: No

FLAIR / Vendor Number: 596000335

Budget:

Budget Category	Prime	Match	Total
Salaries and Benefits	\$0.00	\$0.00	\$0.00
Contractual Services	\$0.00	\$0.00	\$0.00
Expenses	\$19,860.00	\$0.00	\$19,860.00
Operating Capital Outlay	\$0.00	\$0.00	\$0.00
Indirect Costs	\$0.00	\$0.00	\$0.00
-- Totals --	\$19,860.00	\$0.00	\$19,860.00
Percentage	100.0	0.0	100.0

Project Generated Income:

Will the project earn project generated income (PGI)? No

Application for Funding Assistance

Florida Department of Law Enforcement
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Section 4 Financial (cont.)

Budget Narrative:

All costs are approximate values.

Expenses:

Cost per employee \$57.91 (343 employees) for a total of \$19,863.13.

Any costs over the allocated grant amount will be paid by the City of Hialeah.

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Florida Department of Law Enforcement
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Section 4: Finance

Section Questions:

Question: If Expenses or Operating Capital Outlay are included in your budget, what will be the method of procurement for those items? (e.g., competitive bid, sole source, state term contract)

Answer: The method of procurement for these items will be sole source.

Question: If indirect cost is included, explain the indirect cost plan. Provide documentation of approval.

Answer: No indirect costs are included.

Question: If contractual services in the budget are based on unit costs, provide a definition and breakdown of cost for each service. Include the methodology for the unit cost plan and when it was approved.

Answer: No contractual services are included.

Question: If the budget contains salaries and benefits, will this project result in a net personnel increase, or continue to fund a prior federally grant funded net personnel increase?

Answer: No



Council Members

Katharine Cue-Fuente
Jacqueline Garcia-Roves
Monica Perez
Jesus Tundidor
Carl Zogby

Carlos Hernandez
Mayor

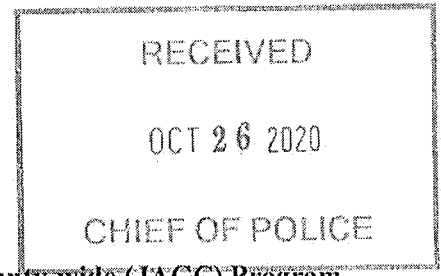
Paul B. Hernandez
Council President

Oscar De La Rosa
Council Vice President

City of Hialeah

October 26, 2020

Honorable Mayor Carlos Hernandez
And Council Members
Hialeah, Florida 33010



RE: 2020-2021 Edward Byrne Memorial Justice Assistance Grant – County-wide (JAGC) Program

Dear Mayor Hernandez and Council Members:

The City of Hialeah Police Department encourages and supports a wide range of grant-funded projects that are compatible with its overall criminal justice goals and objectives. As such, the Hialeah Police Department is asking Mayor Hernandez and city council to approve the Hialeah Police Department’s fiscal year 2021 application, “2020-JAGC-3742.

In addition, should the grant be awarded, the Hialeah Police Department also requests the Mayor and city council accept the “pass-through” grant award for a total amount of \$19,860.00 via the Florida Department of Law Enforcement, Office of Criminal Justice Grants. The award will be utilized to maintain Officer Welness. This program focuses on helping state and local agencies improve the criminal justice system

This program is administered by the United States Department of Justice (USDOJ). The Bureau of Justice Assistance issues funding priorities in conjunction with JAG program guidance to ensure recipients and subrecipients are aware of areas of national focus and priority, and maximize the effective use of JAG funds. As a result, Florida passes-through these priority areas to subgrantees in the JAG-Countywide solicitation. The Hialeah Police Department selected “Officer Safety and Wellness” as an area of focus. Officer Safety and Wellness includes both tactical concerns and health and wellness initiatives, as both affect officer performance and safety.

Respectfully,

Sergio Velazquez
Chief of Police

APPROVED / DISAPPROVED: _____
Luis Suarez, Acting Purchasing Manager

APPROVED / DISAPPROVED: _____
Ines Beecher, OMB Director

APPROVED / DISAPPROVED: _____
Carlos Hernandez, Mayor