



CITY COUNCIL AGENDA STATEMENT



May 11, 2021

File ID: 21-0123

TITLE

- A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$1,000,000 FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS, ADDING ONE PEACE OFFICER TO THE AUTHORIZED STAFFING LEVEL OF THE POLICE DEPARTMENT, AND APPROPRIATING \$48,556 TO THE FISCAL YEAR 2020/2021 POLICE GRANTS SECTION OF THE STATE GRANTS FUND FOR THE PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM (4/5 VOTE REQUIRED)
- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AGREEMENT NUMBER BSCC 945-21 WITH THE BOARD OF STATE COMMUNITY CORRECTIONS FOR THE PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM
- C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AGREEMENTS WITH SOUTH BAY COMMUNITY SERVICES AND SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM

RECOMMENDED ACTION

Council adopt the resolutions.

SUMMARY

On April 8, 2021 the Police Department received notice of a \$1,000,000 competitive award of the BSCC Proposition 64 Public Health and Safety Cohort 2 grant. The award has been granted to develop a robust program, in partnership with City code enforcement, South Bay Community Services (SBCS) and San Diego Association of Governments (SANDAG), to monitor licensed/legal cannabis dispensaries, identify and mitigate illegal dispensaries, develop a youth, parent and community education program, and establish a youth diversion program for the City.

ENVIRONMENTAL REVIEW

The Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA. Thus, no environmental review is required.

BOARD/COMMISSION/COMMITTEE RECOMMENDATION

Not applicable.

DISCUSSION

On January 28, 2021, Chula Vista Police Department, in partnership with Chula Vista Code Enforcement division of the Development Services Department, SANDAG and SBCS, applied for Proposition 64 funding to address local impacts due to the legalization of adult-use recreational cannabis in California. The Proposition 64 Public Health and Safety (Prop 64 PH&S) Grant Program is funded through the California State and Local Government Law Enforcement Account and administered by the Board of State and Community Corrections (BSCC). On April 8, 2021, the Police Department received notice of the BSCC Prop 64 PH&S grant award in the amount of \$1,000,000.

This award will provide funding to address impacts in Chula Vista surrounding monitoring of licensed/legal cannabis dispensaries, identification and removal of illegal dispensaries, and implementation of programs aimed at youth prevention and education, parent and community education, and preventing sales to minors by either legal or illegal cannabis dispensaries. Funding has been granted for salaries and benefits of a police officer (assigned to the Special Investigations Unit of the Police Department) to oversee the program and grant, review license applications and serve as a liaison with the community. Additionally, overtime is funded for a code enforcement officer and other police personnel to assist in conducting inspections of facilities and decoy operations. Furthermore, contractual services with SBCS for youth development, prevention and intervention services, and with SANDAG to perform grant program evaluation, are included in the grant funds.

Four goals have been identified in Chula Vista's Prop 64 PH&S grant funding:

- 1) Decrease the use of marijuana among at-risk youth.
- 2) Increase parents' and other community members' knowledge of the risks of marijuana use and dangers associated with illegal recreational dispensaries.
- 3) Ensure licensed/legal dispensaries comply with local laws and regulations.
- 4) Reduce the number of illegal commercial cannabis entities operating in the City of Chula Vista.

The Prop 64 PH&S award covers a 3-year project period of May 1, 2021 to April 30, 2024. When the project activity period ends April 30, 2024, the 6-month period of May 1, 2024 to October 31, 2024 is for completion of Final Local Evaluation Report (conducted by SANDAG).

DECISION-MAKER CONFLICT

Staff has reviewed the decision contemplated by this action and has determined that it is not site-specific and consequently, the real property holdings of the City Council members do not create a disqualifying real property-related financial conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

Staff is not independently aware, and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision-maker conflict of interest in this matter.

CURRENT-YEAR FISCAL IMPACT

Approval of Resolution A will result in the acceptance of \$1,000,000 from the Board of State Community Corrections for the Proposition 64 Public Health and Safety Grant Program and the addition of one Peace Officer to the authorized staffing of the Police Department. Since the performance period of the grant begins on May 1, 2021, there is a one-time appropriation of \$34,924 to the personnel category, \$10,833 for contractual services in the supplies and services category and \$2,799 for indirect costs in the Other category of the FY 2020/2021 Police Grant Section of the State Grants Fund. The funding from the BSCC will completely offset these costs, resulting in no net fiscal impact to the General Fund.

ONGOING FISCAL IMPACT

Because the grant period covers multiple fiscal years, future budgets will include \$951,444 in the base line budgets as noted below over the three-year grant period.

CATEGORY	FY 20/21	FY 21/22	FY 22/23	FY 23/24	FY 24/25	3-YEAR TOTAL
Officer Salaries and Benefits	\$30,227	\$181,361	\$181,361	\$151,134	\$0	\$544,083
Overtime	\$4,697	\$28,180	\$28,180	\$23,483	\$0	\$84,540
Diversion/Prevention/Intervention Contractual Services (SBCS)	\$10,833	\$65,000	\$65,000	\$54,167	\$0	\$195,000
Program Evaluation (SANDAG)	\$0	\$37,000	\$19,000	\$50,000	\$20,000	\$126,000
Indirect Costs	\$2,799	\$16,792	\$16,792	\$13,994	\$0	\$50,377
TOTAL BSCC FUNDING	\$48,556	\$328,333	\$310,333	\$292,778	\$20,000	\$1,000,000
Fiscal Impact - Officer Salaries and Benefits after 4/30/2024				\$30,227	\$181,361	

Personnel costs for the Peace Officer beyond the grant period (ending 4/30/2024) are contingent upon additional grant funding or available City funds. To retain this Officer position, the fiscal impact is \$30,227 in FY 23/24, and \$181,361 in FY 24/25.

ATTACHMENTS

Attachment 1: Agreement with BSCC for Proposition 64 Public Health & Safety Grant Program Cohort 2

Attachment 2: Agreement with South Bay Community Services (SBCS)

Attachment 3: Agreement with San Diego Association of Governments (SANDAG)

Staff Contact: Captain Eric Thunberg, Police Department