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**STAFF REPORT****REPORT to the MAYOR and MEMBERS of the CITY COUNCIL  
From the CITY MANAGER**

**DATE:** June 22, 2021

**SUBJECT:** Approval of corrected Resolution authorizing the acceptance and appropriation of the 2021 Board of State and Community Corrections Proposition 64 Public Health and Safety Grant

**ISSUING DEPARTMENT:** Police Department

**SUMMARY:**

**Issues:**

Should the City Council approve a corrected Resolution in response to a request from the Board of State and Community Corrections (BSCC)?

**Recommendations:**

Staff recommends that the City Council approve this corrected Resolution that serves as a correction to Resolution 2021-051 to include specific language requested by the BSCC.

**Fiscal Impact:**

Total costs are not to exceed the final grant award of \$1,000,000.00 and will be reimbursed by billing the Board of State and Community Corrections. With City Council approval, the maximum amount that the Board of State and Community Corrections would reimburse the City of La Mesa would be \$1,000,000.00. The funds would be appropriated and expended from the Public Safety Grant (213) Fund each year of the grant period of May 1, 2021 through April 30, 2024.

**City's Strategic Goal:**

This grant meets the City's strategic goal of providing a safe community.

**BACKGROUND:**

On January 26, 2021, the City Council approved Resolution 2021-009 directing the City Manager to apply for the Board of State and Community Corrections Proposition 64 Public Health and Safety Grant (Cohort 2). The grant application was submitted on January 29, 2021. The City of La Mesa was notified on April 8, 2021, that the application was approved for the full requested amount of \$1,000,000.00.

On May 11, 2021, the City Council approved Resolution 2021-051 directing the acceptance and appropriation of the \$1,000,000.00 in grant funds. However, the resolution was rejected by the BSCC because it did not contain specific language required by Granting Authority. The updated Resolution contains the requested language and otherwise is identical to Resolution 2021-051.

The City Council passed Resolution 2021-051 authorizing the acceptance and appropriation of funds from the BSCC Proposition 64 Public Health and Safety Grant (Cohort 2) at the May 11, 2021, regular meeting. This resolution was submitted to the BSCC, however it was rejected as worded because it did not contain specific language as follows: authorizing the City Manager to sign the Grant Agreement; prohibiting supplanting; and committing to abide by the terms and conditions of the grant.

The City Council also provided direction to staff at the May 11, 2021, regular meeting to explore the possibility of re-structuring the grant funds as budgeted in the grant agreement. Specifically, to re-direct a portion of the funding to provide for additional youth education services delivered by mental health and social services professionals. This inquiry has been made and the BSCC has agreed to work with the Grant Manager to re-allocate funds as requested within the terms and budget of the grant. This process is ongoing.

This new resolution contains the requested language. There are no other substantive changes to the original resolution (copy is attached for reference).

**CONCLUSION:**

Staff recommends that the City Council approve the updated resolution that serves as a correction to Resolution 2021-051.

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**Staff reference:** Acting Chief Ray Sweeney

**Reviewed by:**

  
\_\_\_\_\_  
Greg Humora *for G.H.*  
City Manager

**Respectfully submitted by:**

  
\_\_\_\_\_  
Ray Sweeney  
Acting Chief of Police

**Attachments:**

- A) Resolution (corrected).
- B) Resolution 2021-051 (original; rejected by the BSCC).

RESOLUTION NO. 2021-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MESA  
AUTHORIZING THE ACCEPTANCE AND APPROPRIATION OF A GRANT  
FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS  
PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM –  
COHORT 2 – BY APPROVING THE ADDITION OF THE GRANT FUNDS TO  
THE FY 2021-2022 BUDGET

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WHEREAS, in November 2016, voters approved Proposition 64, the *Control, Regulate, and Tax Adult Use of Marijuana Act (AUMA)*, *legalizing the recreational use of marijuana in California for individuals 21 years of age and older*;

WHEREAS, the AUMA appropriated funds to the Board of State and Community Corrections (hereafter referred to as the BSCC) for making grants to assist with law enforcement, fire protection, or other local programs addressing public health and safety associated with the implementation of the AUMA, and the Proposition 64 Public Health and Safety Grant Program – Cohort 2 – is such a grant;

WHEREAS, the City of La Mesa currently has five (5) cannabis dispensaries open and operating and numerous more are anticipated to open in the next year, along with several indoor marijuana cultivation businesses;

WHEREAS, the BSCC has awarded to the City of La Mesa grant funds for a health and safety program targeting the potential negative effects of the AUMA;

WHEREAS, the City Council of the City of La Mesa has agreed that the funds awarded by the BSCC would assist the City of La Mesa and the Police Department in efforts to maintain a Safe Community for those that may be impacted by the AUMA;

WHEREAS, the City of La Mesa desires to participate in the Proposition 64 Public Health and Safety Grant Program funded through the California State and Local Government Law Enforcement Account and administered by the BSCC;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the City Council of the City of La Mesa, that the City Manager be authorized on behalf of the City Council of the City of La Mesa to submit the grant proposal for this funding and sign the Grant Agreement with the BSCC, including any amendments thereof;

BE IT FURTHER RESOLVED that the grant funds received hereunder shall not be used to supplant expenditures controlled by this body;

BE IT FURTHER RESOLVED that the City of La Mesa agrees to abide by the terms and conditions of the Grant Agreement as set forth by the BSCC;

BE IT FURTHER RESOLVED by the City Council of the City of La Mesa, that the City Council authorizes the acceptance and appropriation of a grant from the Board of State Community Corrections Proposition 64 Public Health and Safety Grant Program – Cohort 2 – in the amount of \$1,000,000.00 to conduct a 3-year funded grant program; provided, however, that if the actual revenue received from the source specified should be more or less than the amount set forth herein, that the appropriations shall be adjusted to equal the amount actually received.

The appropriation shall be in Fund 213, Public Safety Grants;

BE IT FURTHER RESOLVED that the City Council approves the addition of the grant funds to the FY 2021-2022 Budget in Fund 213, Public Safety Grants.

PASSED AND ADOPTED at a Regular meeting of the City Council of the City of La Mesa, California, held the 22nd day of June 2021, by the following vote, to wit:

AYES:

NOES:

ABSENT:

#### CERTIFICATE OF CITY CLERK

I, MEGAN WIEGELMAN, City Clerk of the City of La Mesa, California, do hereby certify the foregoing to be a true and exact copy of Resolution No. 2021-\_\_\_\_\_, duly passed and adopted by the City Council of said City on the date and by the vote therein recited.

MEGAN WIEGELMAN, CMC, City Clerk

(SEAL OF CITY)

RESOLUTION NO. 2021-051

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MESA  
AUTHORIZING THE ACCEPTANCE AND APPROPRIATION OF A GRANT  
FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS  
PROPOSITION 64 PUBLIC HEALTH AND SAFETY GRANT PROGRAM –  
COHORT 2 – BY APPROVING THE ADDITION OF THE GRANT FUNDS TO  
THE FY 2021-2022 BUDGET

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WHEREAS, in November 2016, voters approved Proposition 64, the *Control, Regulate, and Tax Adult Use of Marijuana Act (AUMA)*, *legalizing the recreational use of marijuana in California for individuals 21 years of age and older*;

WHEREAS, the AUMA appropriated funds to the Board of State and Community Corrections for making grants to assist with law enforcement, fire protection, or other local programs addressing public health and safety associated with the implementation of the AUMA, and the Proposition 64 Public Health and Safety Grant Program – Cohort 2 – is such a grant;

WHEREAS, the City of La Mesa currently has five (5) cannabis dispensaries open and operating and numerous more are anticipated to open in the next year, along with several indoor marijuana cultivation businesses;

WHEREAS, the Board of State Community Corrections has awarded to the City of La Mesa grant funds for a health and safety program targeting the potential negative effects of the AUMA; and

WHEREAS, the City Council of the City of La Mesa has agreed that the funds awarded by the Board of State Community Corrections would assist the City of La Mesa and the Police Department in efforts to maintain a Safe Community for those that may be impacted by the AUMA.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the City Council of the City of La Mesa, that the City Council authorizes the acceptance and appropriation of a grant from the Board of State Community Corrections Proposition 64 Public Health and Safety Grant Program – Cohort 2 – in the amount of \$1,000,000.00 to conduct a 3-year funded grant program; provided, however, that if the actual revenue received from the source specified should be more or less than the amount set forth herein, that the appropriations shall be adjusted to equal the amount actually received. The appropriation shall be in fund 213, Public Safety Grants.

BE IT FURTHER RESOLVED, that the City Council approves the addition of the grant funds to the FY 2021-2022 budget in fund 213, Public Safety Grants.

PASSED AND ADOPTED at a Regular meeting of the City Council of the City of La Mesa, California, held the 11th day of May 2021, by the following vote, to wit:

AYES: Councilmembers Baber, Parent, Shu, and Mayor Arapostathis

NOES: None

ABSENT: None

CERTIFICATE OF CITY CLERK

I, MEGAN WIEGELMAN, City Clerk of the City of La Mesa, California, do hereby certify the foregoing to be a true and exact copy of Resolution No. 2021-051, duly passed and adopted by the City Council of said City on the date and by the vote therein recited.



MEGAN WIEGELMAN, CMC, City Clerk

(SEAL OF CITY)

