

City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 8 Ordinance/Resolution# 11-114 Council District: ALL

For Meeting of November 15, 2010
(Adoption Date)

TITLE: A RESOLUTION TO ACCEPT THE MEMORANDUM OF AGREEMENT BETWEEN THE COMMUNITY FOUNDATION OF SOUTHERN NEW MEXICO BORDER REGION COALITION AND THE CITY OF LAS CRUCES, ON BEHALF OF THE LAS CRUCES POLICE DEPARTMENT, BORDER REGION COALITION MEMBER AND TO ADJUST THE FY2011 BUDGET IN THE AMOUNT OF \$11,400.00 FOR OFFICER OVER-TIME.

PURPOSE(S) OF ACTION: This action will allow the Las Cruces Police Department (LCPD) to : 1) participate in the Community Foundation as a member of the Border Region Coalition; 2) receive reimbursement for officer over-time operations relative to the agreement; and 3) adjust the FY2011 budget to reflect the projected revenue.

Drafter and Staff Contact: S. Nicole Williams		Department: GAO		Phone: 541-2716	
Department	Signature	Phone	Department	Signature	Phone
Las Cruces Police Dept.		541-4100	Budget		541-2107
GAO		541-2281	Assistant City Manager		541-2271
Legal		541-2128	City Manager		541-2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The Community Foundation of Southern New Mexico (CFSNM) Border Region Coalition requested partnership with the Las Cruces Police Department (LCPD) to assist the LCPD in developing and implementing a strategic plan to reduce underage drinking and illegal drug use by youth living in Las Cruces, New Mexico. As a result of this partnership, and in coordination with The Executive Office, Substance Abuse and Mental Health Services Association (SAMHSA), and the Office of National Drug Control Policy, Drug-Free Community funding; the CFSNM is able to offer to the LCPD grant monies up to the amount of \$11,400 to cover costs for any off duty hours related to LCPD programs targeted for the control of underage substance abuse.

Through an agreement with The Executive Office, Substance Abuse and Mental Health Services Association (SAMHSA), and the Office of National Drug Control Policy, Drug-Free Community funding (the funding sources); the CFSNM has been designated to act as legal, fiscal and programmatic entity and agrees to provide the Las Cruces Police Department with a stipend to cover costs for any off-duty hours in an amount not to exceed \$11,400.00.

The City of Las Cruces, Las Cruces Police Department has been invited to participate on the Border Region Coalition responsible for the strategic plan development. LCPD will provide statistical data to the coalition based on operations such as "Party Patrols" and "Cops in Shops", and provide direct input into the plan development.

SUPPORT INFORMATION:

1. Resolution
2. Exhibit "A", Memorandum of Agreement.
3. Exhibit "B", Budget Adjustment.

SOURCE OF FUNDING:

Is this action already budgeted?	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from:
		<input checked="" type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?	Yes	<input checked="" type="checkbox"/>	Funds will be deposited into this fund: <u>2400 Police Fund</u> in the amount of \$ 11,400.00 for FY2011.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

Funds received will be used to off-set officer overtime for operations and data collection as outlined in the MOA with the Border Region Coalition, Community Foundation of Southern New Mexico. Expenditures and reimbursement requests will be done on an "as used" basis and will not exceed \$11,400.

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A					

(Continue on additional sheets as required)

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will allow the Las Cruces police department to participate on the Border Region Coalition council and be reimbursed for office over-time on operations as related to the agreement.
2. Vote "No"; this will reject the MOA and the Las Cruces Police Department will not participate as a member of the Border Region Coalition.
3. Vote to "Amend"; this would delay the City's acceptance of the position on the Border region Coalition and could adversely impact the grant funding from Community Foundation for the reimbursement of officer over-time.
4. Vote to "Table"; this is not an option as this time as the agreement is subject to the grant deadlines as imposed by Drug-Free Communities, Office of National Drug Control policy.

REFERENCE INFORMATION

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A

RESOLUTON NO. 11-114

A RESOLUTON TO ACCEPT THE MEMORANDUM OF AGREEMENT BETWEEN THE COMMUNITY FOUNDATION OF SOUTHERN NEW MEXICO BORDER REGION COALITION AND THE CITY OF LAS CRUCES, ON BEHALF OF THE LAS CRUCES POLICE DEPARTMENT, BORDER REGION COALITION MEMBER AND TO ADJUST THE FY2011 BUDGET IN THE AMOUNT OF \$11,400.00 FOR OFFICER OVER-TIME.

The City Council is informed that:

WHEREAS, The Community Foundation of Southern New Mexico (CFSNM) Border Region Coalition requested partnership with the Las Cruces Police Department (LCPD) to assist the LCPD in developing and implementing a strategic plan to reduce underage drinking and illegal drug use by youth living in Las Cruces, New Mexico, and

WHEREAS, In coordination with The Executive Office, Substance Abuse and Mental Health Services Association (SAMHSA), and the Office of National Drug Control Policy, Drug-Free Community funding; the CFSNM is able to offer to the LCPD grant monies up to the amount of \$11,400 to cover costs for any off duty hours related to LCPD programs targeted for the control of underage substance abuse, and

WHEREAS, The CFSNM has been designated to act as legal, fiscal and programmatic entity and agrees to provide the LCPD with a stipend to cover costs for any off-duty hours in an amount not to exceed \$11,400.00.

WHEREAS, The LCPD has been invited to participate on the Border Region Coalition responsible for the strategic plan development. LCPD will provide statistical data to the coalition based on operations such as "Party Patrols" and "Cops in Shops", and provide direct input into the plan development.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces:

(I)

THAT, By Council acceptance of the Memorandum of Agreement, funds received in an amount not to exceed \$11,400.00 will be deposited into the 2400 Police Fund for FY2011.

(II)

THAT, Expenditures and reimbursement requests will be done on an "as used" basis and will be used to off-set officer overtime for operations and data collection as outlined in the MOA.

(III)

THAT, Acceptance of this Memorandum of Agreement will adjust the Fiscal Year 2011 Budget.

(IV)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPORVED this 15th day of November, 2010.

APPROVED:

(SEAL)

Mayor

ATTEST:

City Clerk

Moved by: _____

Seconded by: _____

VOTE:

Mayor Miyagishima:	_____
Councillor Silva:	_____
Councillor Connor:	_____
Councillor Pedroza:	_____
Councillor Small:	_____
Councillor Sorg:	_____
Councillor Thomas:	_____

AS APPROVED TO FORM:



City Attorney

MEMORANDUM OF AGREEMENT

The Community Foundation of Southern New Mexico
Border Region Coalition
And
City of Las Cruces
Las Cruces Police Department
Border Region Coalition Member

The Border Region Coalition is an initiative of the Community Foundation of Southern New Mexico, a nonprofit charitable organization linking local donors with local community needs. Funded through a five (5) year grant from The Executive Office, Substance Abuse and Mental Health Services Association (SAMHSA), and the Office of National Drug Control Policy, Drug-Free Community funding, the Border Region Coalition convenes a county-wide coalition composed of community members representing a minimum of 12 sectors from the community. These sectors are: parents, youth, media, business, faith-based organizations, law enforcement, state, local, or tribal government agency, youth serving organization, courts, schools, civic and volunteer groups, healthcare professionals, and other organizations involved in reducing substance abuse.

Using environmental strategies identified by SAMHSA, the coalition will develop and implement a strategic plan to reduce underage drinking and illegal drug use by youth living in Las Cruces. Through an agreement with the federal funding source, the Community Foundation of Southern New Mexico serves as the legal, fiscal and programmatic entity for the Border Region Coalition.

In this role, the Community Foundation of Southern New Mexico agrees to:

1. Assure compliance with the terms and conditions of the notice of award from SAMHSA.
2. Assure fiscal compliance with budget expenditures.
3. Assure that complete fiscal and programmatic reports are filed by identified due dates.
4. Attend required grantee meetings.
5. Serve as the programmatic and fiscal contact with SAMHSA.
6. Assure the coalition's strategic plan identifies and implements environmental strategies as defined by SAMHSA.
7. Collect and report on required 4 core measures: age of onset of use; past 30 day use; perception of harm; and perception of parental approval.
8. Provide the Las Cruces Police Department with a stipend to cover costs for any off-duty hours in amount not to exceed \$11,400 while participating in programs such as *Cops in Shops* and *Party Patrols*.

The Las Cruces Police Department, Border Region Coalition Member agrees to:

1. Attend coalition meetings and community events.
2. Provide relevant data from existing LCPD programs such as *Cops in Shops* and *Party Patrols* as allowable subject to the Inspection of Public Records Act of New Mexico.
3. As a coalition member, assist in the development of a strategic plan that identifies problems leading to underage drinking and illegal drug use.
4. As a coalition member, review and approve the annual strategic plan.
5. Participate in coalition training.

This agreement becomes effective October 5, 2010.



 City of Las Cruces

10/5/10

 Date

APPROVED AS TO FORM:

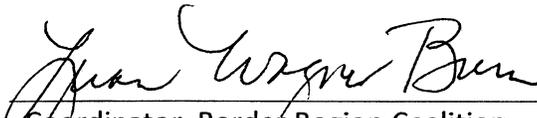
 CITY ATTORNEY



 Richard Williams, Chief of Police
 Las Cruces Police Department
 Border Region Coalition Member

10/7/10

 Date



 Coordinator, Border Region Coalition,
 The Community Foundation of
 Southern New Mexico

9/30/10

 Date

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2010/2011**

FUND	DIVISION		FUND TYPE	
Police Fund 2400	Police		Special Revenue	
	FY 2009/10 Projected*	FY 2010/11 Adopted	Adjustment	FY 2010/11 Adjusted
RESOURCES				
Beginning Balance	\$ 0	0		0
REVENUES				
37300 NM Dept of Public Safety	\$ 3,354	8,000		8,000
Univ of NM (UNM)	0	0		0
37313 Department of Homeland Security	0	530		530
37301 U.S. Department of Justice	0	10,000		10,000
37312 Immigration & Customs Enforcement	0	10,000		10,000
37310 Federal Bureau of Investigation	0	102,765		102,765
37309 OJJDP After School Program	0	250,000		250,000
37311 Domestic Highway Enforcement (HIDTA)	0	4,740		4,740
37302 Project Safe Neighborhoods-DOJ	0	10,000		10,000
37015 Southern New Mexico Border Region Coalition	0	0	11,400	11,400
Total Revenues	\$ 3,354	396,035	11,400	407,435
Total Resources	\$ 3,354	396,035	11,400	407,435
EXPENDITURES				
37300 NM Dept of Public Safety	3,354	8,000		8,000
Univ of NM (UNM)	0	0		0
37313 Department of Homeland Security	0	530		530
37301 U.S. Department of Justice	0	10,000		10,000
37312 Immigration & Customs Enforcement	0	10,000		10,000
37310 Federal Bureau of Investigation	0	102,765		102,765
37309 OJJDP After School Program	0	250,000		250,000
37311 Domestic Highway Enforcement (HIDTA)	0	4,740		4,740
37302 Project Safe Neighborhoods-DOJ	0	10,000		10,000
37015 Southern New Mexico Border Region Coalition	0	0	11,400	11,400
Total Expenditures	\$ 3,354	396,035	11,400	407,435
ENDING BALANCE	\$ 0	0	0	0

*Projected based on 8 months actual through February 28, 2010 and 4 months projected.