

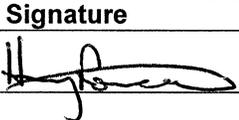
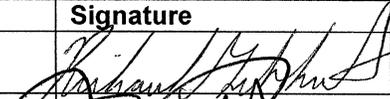
Council Action and Executive Summary

Item # 5 Ordinance/Resolution# 10-072 Council District:

For Meeting of September 8, 2009
 (Adoption Date)

TITLE: A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES POLICE DEPARTMENT TO ACCEPT \$1,518,784.00 IN GRANT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE, COMMUNITY ORIENTED POLICING SERVICES (COPS) FOR THE RECOVERY ACT: FY 2009 COPS HIRING RECOVERY PROGRAM (CHRP) GRANT AND TO ADJUST THE CITY FY 2010 BUDGET.

PURPOSE(S) OF ACTION: Request Council to accept grant funding from the U.S. Department of Justice, Community Oriented Policing Services (COPS) for the Recovery Act: FY 2009 COPS Hiring Recovery Program grant to hire and retain eight (8) police officers. Additionally, to authorize the City Manager's signature to accept the grant funds, and to adjust the City's FY 2010 budget.

Name of Drafter: Robin Rice		Department: Grants Administration Office		Phone: (575) 541-2104	
Department	Signature	Phone	Department	Signature	Phone
Police Department		(575) 528-4200	Budget		(575) 541-2300
			Assistant City Manager		(575) 541-2271
Legal		(575) 541-2128	City Manager		(575) 541-2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The COPS Hiring Recovery Program (CHRP) funded through the American Recovery and Reinvestment Act provides grant funding directly to law enforcement agencies to hire, and/or rehire career law enforcement officers in an effort to create and preserve jobs, and to increase community policing capacity and crime-prevention efforts.

The City of Las Cruces Police Department is receiving \$1,518,784 in COPS grant funding for eight (8) officers, for which the total cost over the 48 month period is \$2,295,617. The COPS office will pay the entry-level salaries and benefits for 36 months. There is no local match required, however, CHRP funding only covers current and projected entry-level salaries and benefits for full-time sworn officers. The City will need to provide funding for the unallowable costs of equipment and uniform allowance, and any differences in salary and benefits above the entry-level salary and benefits authorized by the grant. The entry-level salary is \$37,076.00 and entry-level allowable benefits as authorized by the COPS office are \$22,348.00 for a total first year entry-level salary and benefit of \$59,424 for each

officer hired under the grant. Anticipating changes in contracts for the officers the maximum allowable second year entry-level salary and benefits for each officer is \$63,189 and for the third year entry-level salary and benefits for each officer is \$67,235. Total costs to the City during the 36 months of grant funding will be \$178,768, these funds will allocated from the General Fund

The City will be required to retain the eight officers at the end of 36 months of grant funding for 12 months at a projected cost of \$598,065 for salaries and benefits.

The total amount of funding projected in support of this grant over the 48 months is \$776,833. A spread sheet indicating the total projected program costs and expenditures is in Exhibit "B" attached.

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
Recovery Act: 29140010-551021-13223; and 29147010-610102-13223	\$1,518,784.00	\$1,518,784.00
General Fund 13223	\$62,272.00	\$62,272

1. Resolution
2. Exhibit "A" Grant Award Package
3. Exhibit "B" Project costs spread sheet
4. Exhibit "C" Budget Adjustment

OPTIONS / ALTERNATIVES:

1. Approve the Resolution and authorize the Las Cruces Police Department to accept the Community Oriented Policing Services (COPS) grant funds with which LCPD will hire eight (8) officers.
2. Do not approve the Resolution and the Las Cruces Police Department will return the funding and will not hire eight (8) officers.
3. Amend the request and return to the Grants Administration Office.

(Continue on additional sheets as required)

RESOLUTION NO. 10-072

A RESOLUTION AUTHORIZING THE CITY OF LAS CRUCES POLICE DEPARTMENT TO ACCEPT \$1,518,784.00 IN GRANT FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE, COMMUNITY ORIENTED POLICING SERVICES (COPS) FOR THE RECOVERY ACT: FY 2009 COPS HIRING RECOVERY PROGRAM (CHRP) GRANT AND TO ADJUST THE CITY FY 2010 BUDGET.

The City Council is informed that:

WHEREAS, the City of Las Cruces Police Department is committed to enhancing the quality-of-life of the citizens they are sworn to protect and reducing criminal activity in the City by maintaining a visible and cooperative partnership with the community; and

WHEREAS, the U.S. Department of Justice, Community Oriented Policing Services is making available \$1,518,784 in grant funding to the City of Las Cruces for eight (8) police officers; and

WHEREAS, the Las Cruces Police Department recognizes that community policing is the key component of a partnership we build with our citizens that is too important to be affected by the current economic crisis;

NOW, THEREFORE, be it resolved by the governing body of the City of Las Cruces, New Mexico:

(I)

THAT, the City of Las Cruces accept \$1,518,784 in Recovery Act: COPS Hiring Recovery Program grant funds on behalf of the Las Cruces Police Department for eight (8) police officers for entry-level salaries and benefits for 36 months from the U.S. Department of Justice, Community Oriented Policing Services (COPS); and

(II)

THAT, the City of Las Cruces will provide up to \$776,833 in local funds over the life

of the grant to fund the unallowable costs, increased salary and benefits above entry-level funding, and funding to retain the officers for 12 months at the completion of the grant, per grant requirements; and

(III)

THAT, City Staff and Officials are authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this 8th day of September, 2009.

APPROVED:

Mayor

ATTEST:

VOTE:

City Clerk

Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Connor: _____
Councillor Archuleta: _____
Councillor Small: _____
Councillor Jones: _____
Councillor Thomas: _____

(SEAL)

Moved by: _____

Seconded by: _____

Approved as to Form:



City Attorney



U.S. Department of Justice
Office of Community Oriented Policing Services (COPS)

Office of the Director
1100 Vermont Avenue, N.W.
Washington, DC 20530

July 28, 2009

Police Chief Harry Romero
Las Cruces Police Department
217 E Picacho
P. O. Box 20000
Las Cruces, NM 88004

Re: COPS Hiring Recovery Program Grant # 2009RKWX0636
ORI#: NM00701

Dear Police Chief Romero:

Once again, I would like to congratulate you on receiving a COPS Hiring Recovery Program (CHRP) award. Your award is for 8 officer positions and \$1,518,784 in federal funds over a three-year grant period. Your agency may now begin hiring or rehiring officers to fill CHRP grant-funded positions.

Enclosed in this package is your grant award. **The Award Document must be signed and returned to the COPS Office within 90 days to officially accept your grant.** The Frequently Asked Questions (FAQ) document included in this package should be helpful in answering any questions you may have about accepting your award, or requesting additional time to do so. Beginning on the reverse side of your Award Document, you will find a total of three pages of CHRP Grant Terms and Conditions. You should read and familiarize yourself with all 16 terms and conditions that apply to your CHRP award.

A supplemental online award package for CHRP grantees can be found at <http://www.cops.usdoj.gov/Default.asp?Item=2271>. We strongly encourage you to visit this site immediately to access a variety of important and helpful documents associated with your award, including the CHRP Grant Owner's Manual, which specifies the terms, conditions, and requirements of your grant. Also, within a few weeks you should receive an important package from the Office of the Chief Financial Officer, Office of Justice Programs, which will contain the forms and instructions necessary to begin drawing down funds for your grant.

As mentioned at the time of announcement, each CHRP application was subject to a thorough review, and some of your application information may have been updated or corrected from the original version submitted to COPS. If you have not yet done so, please access your application at <http://www.cops.usdoj.gov/Default.asp?Item=464>, and print and maintain a final copy for your records (if you are unable to print a copy of your application, please contact the COPS Office at 800.421.6770).

The Financial Clearance Memorandum (FCM) and Final Funding Memorandum (FFM) included in this package reflect allowable costs and amounts under your award. The FCM specifies the amount of COPS Hiring Recovery Program funds awarded to your agency for officer salaries and

approved benefits, while the FFM contains the final officer salary and fringe benefit categories and amounts for which your agency was approved. Please review both documents carefully, as your agency may only be reimbursed for the amounts and approved cost categories indicated.

As a reminder, under CHRP all positions awarded (or an equal number of veteran officers) must initiate or enhance community policing in accordance with the community policing plan as described within Section 5 of your application. If for any reason your agency finds that your community policing plans have significantly changed from those outlined in your application (e.g., because you received fewer officers than originally requested and thus must alter the scope of your community policing plans), please revise the plan accordingly and submit it to the COPS Office for review and approval. You should also contact the COPS Office if, for any reason, you need to modify your grant award. This includes any reallocation of your awarded positions across the three primary hiring categories (i.e., new hires, rehires of officers laid off pre-application, and rehires of officers laid off or scheduled to be laid off post-application).

As explained at the time of grant application, there are significant reporting requirements on the use of CHRP funds. In addition to quarterly financial and programmatic progress reports submitted to the COPS Office, CHRP grantees are also required to submit quarterly Recovery Act reports within 10 days after the end of each calendar quarter to www.FederalReporting.gov. These Recovery Act reports will be made available to the public on www.Recovery.gov. All grantees must be registered as authorized users prior to submitting reports to www.FederalReporting.gov. The registration function on www.FederalReporting.gov will be available no later than August 26, 2009. Please note that registration with this website also requires users to be registered with the Central Contractor Registration (CCR) and have a Dun & Bradstreet Data Universal Numbering System (DUNS) number. Registering with CCR and obtaining a DUNS number take additional processing time, so your agency should take immediate steps to meet these requirements in advance of registration with www.FederalReporting.gov. For additional information on CCR and DUNS, please refer to the CHRP Grant Owner's Manual at <http://www.cops.usdoj.gov/Default.asp?Item=2270>.

Finally, please remember that grantees must retain all sworn officer positions awarded under the CHRP grant for a minimum of 12 months following the 36-month federal funding period. The retained CHRP-funded position(s) should be added to your law enforcement budget with state and/or local funds, over and above the number of locally-funded positions that would have existed in the absence of the grant. In your CHRP grant application, your agency was required to affirm that it plans to retain the additional officer positions awarded following the expiration of the grant, and to identify the planned sources of retention funding. If, during the life of the grant, you have questions regarding the retention requirement or your retention funding sources, please contact the COPS Office for assistance.

Once again, congratulations on your CHRP award. If you have any questions about your grant, please do not hesitate to call the COPS Office Response Center at 800.421.6770.

Sincerely,



David M. Buchanan
Acting Director

REPRINT



U. S. Department of Justice
Community Oriented Policing Services



Grants Administration Division COPS Hiring Recovery Program

1100 Vermont Avenue, NW
Washington, DC 20530

Memorandum

To: Police Chief Harry Romero
Las Cruces Police Department

From: Andrew A. Dorr, Assistant Director for Grants Administration

Re: COPS Hiring Recovery Program Financial Clearance Memo

OJP Vendor #: 856000147 **ORI #:** NM00701 **DUNS #:** 077609279 **Grant #:** 2009RKWX0636

Total Number of Full Time Officers Funded 8 **Costs Per Officer:** \$189,848.00 **Total Cost:** \$1,518,784.00

New Hires: 8

Rehires- Pre-Application Layoffs: 0

Rehires- Post-Application Layoffs: 0

Budget Category	Proposed Budget	Approved Budget	Adjustments	Disallowed/Adjusted - Reasons/Comments
Full Time Officer Salary	\$958,232.00	\$958,232.00	\$0.00	
Full Time Officer Fringe Benefits	\$560,552.00	\$560,552.00	\$0.00	
Officer Salary and Fringe Benefits for Three Years	\$1,518,784.00	\$1,518,784.00	\$0.00	
Total CHRP Funding for 8 Officers	\$1,518,784.00	\$1,518,784.00	\$0.00	

Total CHRP Funding for 8 Officers	Federal Share: \$1,518,784.00
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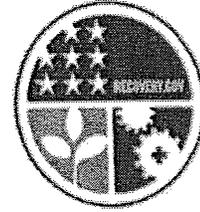
Cleared Date: 6/29/2009

Overall Comments:

A financial analysis of budgeted costs has been completed, and this Financial Clearance Memorandum reflects the amount of COPS Hiring Recovery Program funds awarded to your agency for officer salaries and approved benefits. Please note that the salary and benefit costs requested in your original application may have been updated or corrected from the original version submitted to COPS. You should carefully review your Final Funding Memo (FFM), which is enclosed in your award package. The FFM contains the final officer salary and fringe benefit categories and amounts for which your agency was approved. You will note that some costs may have been adjusted or removed. Your agency may only be reimbursed for the approved cost categories that are documented within the FFM, up to the amounts specified in this Financial Clearance Memorandum.



U.S. Department of Justice
Community Oriented Policing Services (COPS)



Grants Administration Division
COPS Hiring Recovery Program

1100 Vermont Avenue, NW
 Washington, DC. 20530

MEMORANDUM

To: Police Chief Harry Romero
 Las Cruces Police Department

From: Andrew A. Dorr, Assistant Director for Grants Administration

Re: COPS Hiring Recovery Program (CHRP) Final Funding Memorandum
Revised on August 5, 2009

The COPS Office has completed the financial analysis of your agency's budgeted costs. This Final Funding Memorandum (FFM) reflects your agency's final approved officer salary and fringe benefit categories and approved salary and benefits amounts. Please note that the salary and benefit costs requested in your original application may have been updated or corrected from the original version submitted to COPS based on communication with your agency. Therefore, you should carefully review this FFM, as your agency will only be reimbursed for the approved cost categories that are shown within this document.

OJP Vendor #: 856000147 **ORI #:** NM00701 **Grant #:** 2009RKWX0636 **DUNS#:**
 077609279

Full-Time Sworn Officer Information

Current First Year Entry-Level Base Salary for One Sworn Officer Position: \$37076.00

<u>Fringe Benefits</u>	<u>Cost</u>	<u>Additional Information</u>	
Social Security:	\$0.00	Exempt: 1	Fixed Rate: 0
Medicare:	\$538.00	Exempt: 0	Fixed Rate: 0
Health Insurance:	\$9230.00		

Life Insurance: \$156.00

Vacation: \$1001.00 **Number of Hours Annually:** 56

Sick Leave: \$1709.00 **Number of Hours Annually:** 96

Retirement: \$6859.00

Worker's Comp: \$74.00 **Exempt:** 0

Unemployment Ins: \$2299.00 **Exempt:** 0

Other: State Funded Retirement System - \$482.00 **Describe:**

Other: - **Describe:**

Other: - **Describe:**

Total Current First Year Entry-Level Benefits for One Sworn Officer Position = \$22348.00

Total Year1 Salary \$ + Total Year 1 Benefits = \$59424.00

Total Year 2 entry-level salary for one sworn officer position: \$39857.00

Total Year 2 entry-level benefits for one sworn officer position: \$23332.00

Total Year 3 entry-level salary for one sworn officer position: \$42846.00

Total Year 3 entry-level benefits for one sworn officer position: \$24389.00



U. S. Department of Justice
 Community Oriented Policing Services
 Grants Administration Division
 COPS Hiring Recovery Program
 Treasury Account Symbol (TAS) 15-09/10-0412

Grant #: 2009RKWX0636
 ORI #: NM00701
 Applicant Organization's Legal Name: Las Cruces Police Department
 OJP Vendor #: 856000147
 DUNS#: 07609279

Law Enforcement Executive: Police Chief Harry Romero
 Address: 217 E Picacho
 P. O. Box 20000
 City, State, Zip Code: Las Cruces, NM 88004
 Telephone: (575) 528-4200
 Fax: (575) 528-4136

Government Executive: City Manager Terrance Moore
 Address: 200 North Church Street
 P. O. Box 20000
 City, State, Zip Code: Las Cruces, NM 88004
 Telephone: (575) 541-2076
 Fax: (575) 541-2077

Award Start Date: 7/1/2009 Award End Date: 6/30/2012

Full Time Officers Funded: 8
New Hires: 8
Rehires - Pre-Application Layoffs: 0
Rehires - Post-Application Layoffs: 0
Award Amount: \$ 1,518,784.00

JUL 6 2009

David Buchanan
 Acting Director

Date

By signing this Award Document, the grantee agrees to abide by all 16 Grant Terms and Conditions on the reverse side of this document and the attached pages:

Harry Romero Chief Of Police

8-6-09

Signature of Law Enforcement Official with the Authority to Accept this Grant Award

Typed Name and Title of Law Enforcement Official

Date

Signature of Government Official with the Authority to Accept this Grant Award

Typed Name and Title of Government Official

Date

False statements or claims made in connection with COPS grants may result in fines, imprisonment, debarment from participating in federal grants or contracts, and/or any remedy available by law to the Federal Government.

Award ID:

APPROVED AS TO FORM

 Copy Attached

60
U. S. Department of Justice
Office of Community Oriented Policing Services
COPS Hiring Recovery Program Grant Terms and Conditions

By signing the Award Document to accept this COPS Hiring Recovery Program (CHRP) grant, the grantee agrees to abide by the following grant terms and conditions:

1. The grantee agrees to comply with the terms and conditions in this COPS Hiring Recovery Program Grant Owner's Manual; COPS statute (42 U.S.C. §. 3796dd, et seq.); 28 C.F.R. Part 66 or 28 C.F.R. Part 70 as applicable (governing administrative requirements for grants and cooperative agreements); 2 C.F.R. Part 225 (OMB Circular A-87), 2 C.F.R. Part 220 (OMB Circular A-21), 2 C.F.R. Part 230 (OMB Circular A-122) and 48 C.F.R. Part 31.000 et seq. (FAR 31.2) as applicable (governing cost principles); OMB Circular A-133 (governing audits); American Recovery and Reinvestment Act (Recovery Act) of 2009, P.L.111-5; representations made in the COPS Hiring Recovery Program grant application; and all other applicable program requirements, laws, orders, regulations, or circulars.
2. The grantee agrees to comply with the Assurances and Certifications forms that were submitted as part of its COPS Hiring Recovery Program application.
3. The funding under this project is for the payment of approved full-time entry-level sworn officer salaries and fringe benefits over three years (for a total of 36 months of funding) for new or rehired additional, career law enforcement officer positions, hired on or after the award start date. The Financial Clearance Memorandum included in your award packet specifies the costs that the grantee is allowed to fund with your CHRP award. It will also describe any costs which have been disallowed after review of your proposed budget. The grantee may not use CHRP funds for anything not identified as allowable in the Financial Clearance Memorandum.
4. CHRP grant funds may not be used to replace state or local funds (or, for tribal grantees, Bureau of Indian Affairs funds) that would, in the absence of federal aid, be made available for hiring and/or rehiring full-time career law enforcement officer positions.
5. At the time of grant application, the grantee committed to retaining all CHRP officer positions awarded with state and/or local funds for a minimum of 12 months at the conclusion of 36 months of federal funding for each position, over and above the number of locally-funded positions that would have existed in the absence of the grant. You cannot satisfy the retention requirement by using CHRP positions to fill vacancies from attrition.
6. The grantee may request an extension of the grant award period to receive additional time to implement the grant program. Such extensions *do not* provide additional funding. Only those grantees that can provide a reasonable justification for delays will be granted no-cost extensions. Reasonable justifications may include delays in hiring COPS-funded positions, officer turnover, or other circumstances that interrupt the 36-month grant funding period. An extension allows the grantee to compensate for such delays by providing additional time to complete the full 36 months of funding for each position awarded. Extension requests must be received prior to the end date of the award, as extension requests received after an award has expired will be approved only under very limited circumstances.
7. During the CHRP grant award period, it may become necessary for an agency to modify its CHRP grant award due to changes in an agency's fiscal or law enforcement situation. For instance, modification requests should be submitted to the COPS Office when an agency determines that it will need to shift officer positions awarded in one hiring category into a different hiring category or reduce the total number of positions awarded. Grant modifications under CHRP are evaluated on a case-by-case basis. All modification requests must be approved, in writing, by the COPS Office prior to their implementation. In addition, please be aware that the COPS Office will not approve any modification request that results in an increase of federal funds.
8. The COPS Office may conduct monitoring or sponsor national evaluations of the COPS Hiring Recovery Program. The grantee agrees to cooperate with the monitors and evaluators.
9. To assist the COPS Office in the monitoring of your award, the grantee agrees to submit quarterly programmatic progress reports and quarterly financial reports in addition to any reports required by the Recovery Act. The grantee also agrees to submit all requested reports in a timely manner.
10. The COPS Office performs various functions to ensure compliance with all grant requirements, to assess the implementation of community policing in awarded jurisdictions, and to provide technical assistance to grantees. Grant monitoring activities are routine during the grant period and may occur up to three years following the official closure of the grant award. These functions, and others, often require the production of grant-related documentation and other materials. As a COPS CHRP grantee, you agree to cooperate with any such requests for information.
11. The grantee agrees to comply with the federal regulations pertaining to the development and implementation of an Equal Employment Opportunity Plan (28 C.F.R. Part 42 subpart E). For assistance, grantees should consult the Office of Justice Programs, Office for Civil Rights website at www.ojp.usdoj.gov/about/ocr/eeop.htm.
12. The grantee agrees to complete and keep on file, as appropriate, a Bureau of Citizenship and Immigration Services Employment Eligibility Verification Form (I-9). This form is to be used by recipients of federal funds to verify that persons are eligible to work in the United States.
13. All newly hired, additional officers (or an equal number of redeployed veteran officers) funded under CHRP must engage in community policing activities. Community policing activities to be initiated or enhanced by the grantee were identified and described in your CHRP grant application, with reference to each of the following elements of community policing: a) community

U. S. Department of Justice
Office of Community Oriented Policing Services
COPS Hiring Recovery Program Grant Terms and Conditions

partnerships and support; b) related governmental and community initiatives that complement the grantee's proposed use of CHRP funding; and c) how the grantee will use the funds to reorient its mission or enhance its commitment to community policing.

14. Grantees that provide law enforcement services to another jurisdiction through a contract must ensure that officers funded under this CHRP grant do not service the other jurisdiction, but will only be involved in activities or perform services that exclusively benefit the grantee's own jurisdiction. Grantees cannot use CHRP funds to pay for a contract to receive law enforcement services from another agency.
15. False statements or claims made in connection with COPS grants may result in fines, imprisonment, or debarment from participating in federal grants or contracts, and/or any other remedy available by law.
16. The grantee understands that the COPS Hiring Recovery Program is funded through the American Recovery and Reinvestment Act (Recovery Act) of 2009 and agrees to comply with the extensive accountability and transparency requirements on the use of Recovery Act funds:

(A) Recovery Act Transactions Listed in Schedule of Expenditures of Federal Awards and Recipient Responsibilities for Informing Subrecipients

(1) To maximize the transparency and accountability of funds authorized under the American Recovery and Reinvestment Act of 2009 (Public Law 111-5) (Recovery Act) as required by Congress and in accordance with 28 C.F.R. 70 "Uniform Administrative Requirements for Grants and Agreements for Institutions of Higher Education, Hospitals and Other Non-Profit Organizations" and 28 C.F.R. 66 "Uniform Administrative Requirements for Grants and Agreements for State and Local Governments," the recipient agrees to maintain records that identify adequately the source and application of Recovery Act funds.

(2) For a recipient covered by the Single Audit Act Amendments of 1996 and OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations," the recipient agrees to separately identify the expenditures for federal awards under the Recovery Act on the Schedule of Expenditures of Federal Awards (SEFA) and the Data Collection Form (SF-SAC) required by OMB Circular A-133. This shall be accomplished by identifying expenditures for federal awards made under the Recovery Act separately on the SEFA, and as separate rows under Item 9 of Part III on the SF-SAC by CFDA number, and inclusion of the prefix "ARRA-" in identifying the name of the federal program on the SEFA and as the first characters in Item 9d of Part III on the SF-SAC.

(3) The recipient agrees to separately identify to each sub-recipient (if any) and document at the time of sub-award and at the time of disbursement of funds, the federal award number, CFDA number, and amount of Recovery Act funds. When a recipient awards Recovery Act funds for an existing program, the information furnished to sub-recipients shall distinguish the sub-awards of incremental Recovery Act funds from regular sub-awards under the existing program.

(4) The recipient agrees to require their sub-recipients (if any) to include on their SEFA information to specifically identify Recovery Act funding similar to the requirements for the recipient SEFA described above. This information is needed to allow the recipient to properly monitor sub-recipient expenditure of Recovery Act funds as well as oversight by the Department of Justice, Office of the Inspector General and Government Accountability Office.

(B) Recipient Reports and Central Contractor Registration

(1) The recipient agrees to complete projects or activities which are funded under the Recovery Act and to report on use of Recovery Act funds provided through this award. Information from these reports will be made available to the public.

(2) The reports are due no later than ten calendar days after each calendar quarter in which the recipient receives the assistance award funded in whole or in part by the Recovery Act.

(3) The recipient and their first-tier recipients (if any) must maintain current registrations in the Central Contractor Registration (www.ccr.gov) at all times during which they have active federal awards funded with Recovery Act funds. A Dun and Bradstreet Data Universal Numbering System (DUNS) Number (www.dnb.com) is one of the requirements for registration in the Central Contractor Registration.

(4) The recipient shall report the information described in section 1512(c) of the Recovery Act using the reporting instructions and data elements that will be provided online at www.FederalReporting.gov and ensure that any information that is pre-filled is corrected or updated as needed.

(C) Data Elements of Recipient Reports

In accordance with section 1512(c) of the Recovery Act, the recipient agrees that not later than 10 days after the end of each calendar quarter, each recipient that received Recovery Act funds from a federal agency shall submit a report to that agency that contains —

- (1) the total amount of recovery funds received from that agency;
- (2) the amount of recovery funds received that were expended or obligated to projects or activities; and
- (3) a detailed list of all projects or activities for which recovery funds were expended or obligated, including —
 - (a) the name of the project or activity;
 - (b) a description of the project or activity;

U. S. Department of Justice
Office of Community Oriented Policing Services
COPS Hiring Recovery Program Grant Terms and Conditions

- (c) an evaluation of the completion status of the project or activity;
- (d) an estimate of the number of jobs created and the number of jobs retained by the project or activity; and
- (e) for infrastructure investments made by state and local governments, the purpose, total cost, and rationale of the agency for funding the infrastructure investment with funds made available under this Act, and name of the person to contact at the agency if there are concerns with the infrastructure investment.

(4) Detailed information on subcontracts or subgrants (if any) awarded by the recipient to include the data elements required to comply with the Federal Funding Accountability and Transparency Act of 2006 (Public Law 109-282), allowing aggregate reporting on awards below \$25,000 or to individuals, as prescribed by the Director of the Office of Management and Budget.

These reports are in addition to other financial and programmatic reports required by the COPS Office.

(D) Access to Records and Interviews

The recipient agrees that the Department of Justice (DOJ) and its representatives (including COPS and the Office of the Inspector General (OIG)) and the Government Accountability Office (GAO) shall have access to and the right to examine all records (including, but not limited to, books, papers, and documents) related to this Recovery Act award. The recipient also agrees that DOJ and the GAO are authorized to interview any officer or employee of the recipient regarding transactions related to this Recovery Act award.

(E) Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct

The recipient agrees to promptly refer to the Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, contractor, sub-grantee, subcontractor, or other person has submitted a false claim under the False Claims Act or has committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving Recovery Act funds. The OIG may be contacted at OIG.hotline@usdoj.gov, www.usdoj.gov/oig/FOIA/hotline.htm, and 800.869.4499.

(F) Protecting State and Local Government and Contractor Whistleblowers

The recipient agrees that the Recovery Act provides certain protections against reprisals for employees of non-federal employers (state and local governments or private contractors) who disclose information to federal officials reasonably believed to be evidence of gross management, gross waste, substantial and specific danger to public health or safety, abuse of authority, or violations of law related to contracts or grants using Recovery Act funds.

(G) Separate Tracking and Reporting of Recovery Act Funds and Outcomes

The recipient agrees to maintain accounting systems and records that adequately track, account for, and report on all funds from this Recovery Act award (including officers hired, salaries and fringe benefits paid, and the number of jobs created and jobs preserved) separately from all other funds (including other COPS and federal grants awarded for the same or similar purposes).

(H) Additional Requirements and Guidance

The recipient agrees to comply with any modifications or additional requirements that may be imposed by law and future COPS (including government-wide) guidance and clarifications of Recovery Act requirements.



**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

FUND				
General Fund 1000				
	FY 2008/09 Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
BEGINNING BALANCE	\$ 20,409,862	14,454,454		14,454,454
REVENUES				
512011 to 015 & 911500 Gross Receipts Taxes	\$ 53,960,000	53,699,000		53,699,000
511010 Property Taxes	8,029,209	8,369,756		8,369,756
514010 to 50 Franchise Fees	2,761,175	2,830,644		2,830,644
546301 to 08 Administrative Transfers	1,866,442	2,020,234		2,020,234
533001 Police Fines	1,075,782	1,098,373		1,098,373
521002 Subdivision Fees	270,000	276,750		276,750
All Other Revenues	5,279,035	5,471,376		5,471,376
TOTAL REVENUES	\$ 73,241,643	73,766,133	0	73,766,133
TOTAL RESOURCES	\$ 93,651,505	88,220,587	0	88,220,587
EXPENDITURES				
Administration	\$ 1,843,217	2,098,396		2,098,396
Community Development	1,531,820	1,897,619		1,897,619
Facilities	8,762,163	11,750,833		11,750,833
Financial Services	3,377,571	3,609,497		3,609,497
Fire	8,690,432	8,658,260		8,658,260
Human Resources	916,325	963,900		963,900
Judicial	1,313,729	1,567,634		1,567,634
Legal	1,614,796	1,845,985		1,845,985
Legislative	764,069	703,581		703,581
Police	19,635,046	18,629,434	62,272	18,691,706
Public Services	7,863,009	6,363,590		6,363,590
Public Works	5,930,298	5,543,834		5,543,834
Reserves	1,540,632	1,799,483		1,799,483
Transfers	15,413,944	8,579,373		8,579,373
Total General Fund Expenditures	\$ 79,197,051	74,011,419	62,272	74,073,691
Adjustment due to change in accruals.	0	0		
ENDING BALANCE	\$ 14,454,454	14,209,168	(62,272)	14,146,896
Required 1/12th Reserve	6,599,754	6,167,618	5,189	6,172,808
UN-RESERVED ENDING BALANCE	\$ 7,854,700	8,041,550	(67,461)	7,974,088

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

EXHIBIT "C" continued

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

FUND	DIVISION		FUND TYPE	
Federal Stimulus Operating Grants Fund 2900	Various		Special Revenue	
	FY 2008/09 Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
RESOURCES				
Beginning Balance	\$ 0	0		0
REVENUES				
Byrne Memorial Recovery Act-CLC	\$ 0	281,558		281,558
Byrne Memorial Recovery Act-DAC	0	166,312		166,312
Cops Hiring & Retention Prog (CHRP) Recovery Act 2009	0	0	1,518,784	1,518,784
Total Revenues	\$ 0	447,870	1,518,784	1,966,654
Total Resources	\$ 0	447,870	1,518,784	1,966,654
EXPENDITURES				
Byrne Memorial Recovery Act-CLC	\$ 0	281,558		281,558
Byrne Memorial Recovery Act-DAC	0	166,312		166,312
Cops Hiring & Retention Prog (CHRP) Recovery Act 2009	0	0	1,518,784	1,518,784
Total Expenditures	\$ 0	447,870	1,518,784	1,966,654
ENDING BALANCE	\$ 0	0	0	0

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.