



CITY COUNCIL STAFF REPORT



December 3, 2024

ITEM TITLE

Grant Award and Appropriation: Accept and Appropriate Grant Funds from the California Department of Justice for the Tobacco Grant Program

Report Number: 24-0305

Location: No specific geographic location

Department: Police

G.C. § 84308: No

Environmental Notice: The activity is not a “Project” as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action

Adopt a resolution accepting \$113,225 in grant funds from the California Department of Justice, appropriating said funds to the Police Grants Section of the State Grants Fund for the Tobacco Grant Program and authorizing the City Manager and Chief of Police to execute a Memorandum of Understanding with the California Department of Justice. **(4/5 Vote Required)**

SUMMARY

The California Department of Justice has awarded \$113,225 to the Police Department for the Tobacco Grant Program. These funds are made available through the California Healthcare, Research and Prevention Tobacco Tax Act of 2016 (Proposition 56) to support local efforts to reduce the illegal sale of tobacco products to minors in 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

In accordance with the State Budget Act and the California Healthcare, Research and Prevention Tobacco Tax Act of 2016, as added by Proposition 56, the California Department of Justice intends to distribute \$28.5 million in fiscal year 2024-25 to eligible local law enforcement agencies for qualifying tobacco enforcement purposes. The Police Department submitted a grant proposal in June 2024 and was notified on October 16, 2024 of approved funding in the amount of \$113,225. Last year, the Police Department received \$115,217 for the Tobacco Grant Program.

Similar to the previous grant award, these funds from the California Department of Justice Tobacco Grant Program will be used for overtime costs related to tobacco enforcement operations, buy money, small surveillance equipment, and administrative fees to cover overhead costs. The grant covers a 44-month term of November 1, 2024 through June 30, 2028. Council acceptance of the grant authorizes the City Manager and Chief of Police to execute the Memorandum of Understanding with California Department of Justice for the Tobacco Grant Program.

DECISION-MAKER CONFLICT

Staff has reviewed the decision contemplated by this action and has determined that it is not site-specific and consequently, the 500-foot rule found in California Code of Regulations Title 2, section 18702.2(a)(11), is not applicable to this decision for purposes of determining 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 this resolution will result in the acceptance of \$113,225 in grant revenues from the California Department of Justice, along with appropriations of \$32,271 to Personnel Services, \$4,700 to Supplies and Services, and \$1,848 to the Other Expenses category of the Police Grants section of the State Grants Fund for fiscal year 2024-25 beginning in November 2024. Funding from the California Department of Justice will completely offset these costs, resulting in no net fiscal impact to the General Fund.

ONGOING FISCAL IMPACT

The California Department of Justice Tobacco Grant will fully fund the program for an additional 24-month period through 6/30/2027. This grant period is for a 44-month period through 6/30/2028 for an opportunity to roll over any unused funds to fiscal year 2027-28. Expenditures for this project are summarized in the table below. Ongoing funding for this project as well as annual appropriations will be incorporated as part of the annual budget development process in future fiscal years.

DESCRIPTION	FY 2025-26	FY 2026-27
Personnel Services	\$33,884	\$35,579
Supplies and Services	\$700	\$700
Other Expenses	\$1,729	\$1,814
TOTAL PROJECT COSTS	\$36,313	\$38,093

The Police Department intends to apply for future Tobacco grant opportunities to sustain the program beyond 6/30/2027. If grant funds are no longer awarded for the Tobacco Grant Program, then overtime operations will end. There is no ongoing fiscal impact to the General Fund as a result of this action.

ATTACHMENTS

1. Memorandum of Understanding with the California Department of Justice for Tobacco Grant Program

*Staff Contact: Chief Roxana Kennedy, Police Department
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