

**WHATCOM COUNTY CONTRACT
INFORMATION SHEET**

Whatcom County Contract No.
202207016

| | |
|---|---|
| Originating Department: | 35 Sheriff's Office |
| Division/Program: (i.e. Dept. Division and Program) | 3520 Bureau of LE & Investigations / 352020 Patrol and OT |
| Contract or Grant Administrator: | Doug Chadwick, Undersheriff |
| Contractor's / Agency Name: | City of Bellingham |

Is this a New Contract? If not, is this an Amendment or Renewal to an Existing Contract? Yes No
 Yes No If Amendment or Renewal, (per WCC 3.08.100 (a)) Original Contract #: _____

Does contract require Council Approval? Yes No If No, include WCC: _____
 Already approved? Council Approved Date: _____ (Exclusions see: Whatcom County Codes 3.06.010, 3.08.090 and 3.08.100)

Is this a grant agreement?
 Yes No If yes, grantor agency contract number(s): _____ CFDA#: 16.738

Is this contract grant funded?
 Yes No If yes, Whatcom County grant contract number(s): _____

Is this contract the result of a RFP or Bid process? Contract
 Yes No If yes, RFP and Bid number(s): _____ Cost Center: 1003522003

Is this agreement excluded from E-Verify? No Yes If no, include Attachment D Contractor Declaration form.

- If YES, indicate exclusion(s) below:
- Professional services agreement for certified/licensed professional. Goods and services provided due to an emergency
 - Contract work is for less than \$100,000. Contract for Commercial off the shelf items (COTS).
 - Contract work is for less than 120 days. Work related subcontract less than \$25,000.
 - Interlocal Agreement (between Governments). Public Works - Local Agency/Federally Funded FHWA.

| | |
|--|---|
| Contract Amount:(sum of original contract amount and any prior amendments): \$ <u>14,003.00</u> This Amendment Amount: \$ _____ Total Amended Amount: \$ <u>14,003.00</u> | Council approval required for; all property leases, contracts or bid awards exceeding \$40,000 , and professional service contract amendments that have an increase greater than \$10,000 or 10% of contract amount, whichever is greater, except when : 1. Exercising an option contained in a contract previously approved by the council. 2. Contract is for design, construction, r-o-w acquisition, prof. services, or other capital costs approved by council in a capital budget appropriation ordinance. 3. Bid or award is for supplies. 4. Equipment is included in Exhibit "B" of the Budget Ordinance. 5. Contract is for manufacturer's technical support and hardware maintenance of electronic systems and/or technical support and software maintenance from the developer of proprietary software currently used by Whatcom County. |
|--|---|

Summary of Scope: Interlocal Agreement between City of Bellingham and Whatcom County for U.S. Department of Justice Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2021. The Whatcom County jurisdiction allocation is \$38,840 (with \$24,837 for the City of Bellingham and \$14,003 for Whatcom County). The City of Bellingham will administer the grant and provide \$14,003 to the Whatcom County Sheriff's Office to purchases ballistic vests.

Term of Contract: upon execution Expiration Date: 12/31/2024

| | | |
|-------------------|--|-----------------------|
| Contract Routing: | 1. Prepared by: <u>D. Pierce</u> <i>DMP</i> | Date: <u>07/11/22</u> |
| | 2. Attorney signoff: <u>APPROVED VIA EMAIL BW/dmp</u> | Date: <u>07/12/22</u> |
| | 3. AS Finance reviewed: <u>APPROVED VIA EMAIL MC/dmp</u> | Date: <u>07/11/22</u> |
| | 4. IT reviewed (if IT related): _____ | Date: _____ |
| | 5. Contractor signed: _____ | Date: _____ |
| | 6. Submitted to Exec.: _____ | Date: <u>7-18-22</u> |
| | 7. Council approved (if necessary): <u>AB2022-407</u> | Date: <u>7.26.22</u> |
| | 8. Executive signed: _____ | Date: <u>7.27.22</u> |
| | 9. Original to Council: _____ | Date: <u>9-23-22</u> |

RECEIVED

SEP 22 2022

ORIGINAL

WHATCOM COUNTY
EXECUTIVES OFFICE

CITY SECRETARY
CONTRACT NO. 2200862

WHATCOM COUNTY
CONTRACT NO.
202207016

THE STATE OF WASHINGTON
COUNTY OF WHATCOM

INTERLOCAL AGREEMENT
BETWEEN THE CITY OF BELLINGHAM, AND COUNTY OF WHATCOM
2022 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement is made and entered into this 15th day of September 2022, by and between The COUNTY of Whatcom, acting by and through its governing body, the County Council, hereinafter referred to as COUNTY, and the CITY of Bellingham, acting by and through its governing body, the City Council, hereinafter referred to as CITY, both of Whatcom County, State of Washington, witnesseth:

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party: and

WHEREAS, each governing body finds that the performance of this Agreement is in the best interests of both parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement: and

WHEREAS, per the grant, Whatcom County Jurisdiction is allocated \$38,840 in grant funding, \$24,837 for the City and \$14,003 for Whatcom County: and

WHEREAS, the CITY agrees to provide the COUNTY \$14,003 from the JAG award for the purchase of body armor (ballistic resistant vests): and

WHEREAS, the CITY and COUNTY believe it to be in their best interests to reallocate the JAG funds.

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1.

CITY agrees to pay COUNTY a total of \$14,003 of JAG funds.

Section 2.

COUNTY agrees to use \$14,003 for the purchase of ballistic vests until 2024.

Section 3.

Nothing in the performance of this Agreement shall impose any liability for claims against the "CITY" or "COUNTY"

Section 4.

Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.


Section 5.

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 6.

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

CITY OF Bellingham, WA


Seth Fleetwood, Mayor

9-15-22


ATTEST:


Brian Henshaw, Finance Department


Andrew Asbjornsen

APPROVED AS TO FORM:


City Attorney


Chief of Police

COUNTY OF Whatcom, WA


Sheriff

APPROVED AS TO FORM:

APPROVED BY EMAIL Bw/dmp 07-12-22

Prosecuting Attorney

 7/27/22
Satpal Sidhu, Whatcom County Executive

Whatcom County Sheriff's Office
2022 Edward Byrne Memorial JAG Program
FY 2022 Local Solicitation

Applicant Disclosure of Pending Applications

The Whatcom County Sheriff's Office does have a pending application within the last 12 months for federal funding to cover some costs of the proposed program under this solicitation.

The Whatcom County Sheriff's Office has applied for the 2022 DOJ Bulletproof Vest Partnership grant.

| Federal Funding Agency | Solicitation Name | Name/Phone/Email for Point of Contact |
|------------------------|------------------------------|---|
| USDOJ | Bulletproof Vest Partnership | 1-877-758-3787/owner-bvp-list@ojp.usdoj.gov |

**Whatcom County Sheriff's Office
Program Abstract**

Abstract

Enhanced officer safety and ballistic protection for first responders – In response to continued violent critical incidents at schools and public venues, the Whatcom County Sheriff's Office has developed enhanced training for Active Shooter scenarios. In an effort to prepare for and provide an enhanced response to critical violent incidents, the Whatcom County Sheriff's Office conducts ongoing training to deal with these threats and unusual situations that require an expedited response in order to save lives.

In addition to training, law enforcement must be prepared and equipped to deal with armed suspects in order to effectively mitigate the threat posed to the public. It is essential that all members of the Sheriff's Office have sufficient ballistic resistant vests to protect them from gunfire. The Sheriff's Office objective is to utilize allocated funds to purchase and replace current ballistic vests and improve officer safety.

Project identifiers – Equipment – Tactical, Body Armor – Ballistic Resistant, Counter Terrorism and Officer Safety.

**Whatcom County Sheriff's Office
2022 Edward Byrne Memorial JAG Program
FY 2022 Local Solicitation**

Review Narrative

The Whatcom County Sheriff's Office intends to make its Fiscal Year 2022 JAG application available to the Whatcom County Council for its review and comment on July 26, 2022.

The application has not yet been made available for public review and comment. The Whatcom County Sheriff's Office will make its Fiscal Year 2022 JAG application available to citizens for comment at the Whatcom County Council meeting on August 9, 2022.

Whatcom County Sheriff's Office

2022 Byrne JAG program

Budget and Narrative

BUDGET

E. Supplies

| | |
|----------------------------|-----------------|
| Ballistic resistant vests | \$14,003 |
| Total | \$14,003 |
| Total project costs | \$14,003 |

BUDGET NARRATIVE

EQUIPMENT: In order to provide enhanced ballistic protection and increase officer safety, the Whatcom County Sheriff's Office intends to purchase ballistic vests. Ballistic vests are essential personal protective equipment utilized by members of the Whatcom County Sheriff's Office. The use by deputies allows them to carry out their duties while protecting them from sudden violent attacks from gunfire.

Ballistic Vests- The intent is to equip deputies with NIJ certified ballistic vests that are rated to stop handgun rounds, as well as some shotgun rounds. The Whatcom County Sheriff's Office intends to purchase vests which are made in America. These vests are worn by all deputies when responding to incidents where weapons are known to be present or the use of firearms is suspected. The use of ballistic vests by all deputies allows them to respond quickly to an active shooter incident, while providing ballistic protection and improving officer safety. The recent mass shootings throughout the United States highlights the use and role ballistic vests play in protecting those who protect others. The use of ballistic vests serves to increase the likelihood that they can carry out their duties and save lives, while improving the chances that they go home at the end of the day.

| E. Supplies | | Computation | | | |
|---------------------|---|---|------------------|-------------------|------------------------|
| Supply Items | <i>Provide a list of the types of items to be purchased with grant funds.</i> | <i>Describe the item and the compute the costs. Computation: The number of each item to be purchased X the cost per item.</i> | | | |
| | | # of Items | Unit Cost | Total Cost | Federal Request |
| Ballistic Vests | | 5 | \$2,800.72 | \$14,004 | \$14,004 |
| | | Total(s) | | \$14,004 | \$0 |
| | | | | | \$14,004 |

Narrative

The Whatcom County Sheriff's Office has a current need for ballistic vests which are designed for their assignment and operational needs, and allows them to perform their duties in a safe and effective manner. The ballistic vests are worn by all patrol deputies and tactical team members and the vests allow the deputies to respond to an active shooter and high risk incidents while providing ballistic protection and improving officer safety.

U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS

**Edward Byrne Memorial
Justice Assistance Grant (JAG) Program**

Body Armor Mandatory Wear Policy Certification

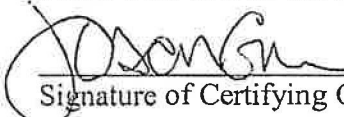
On behalf of the applicant entity named below, I certify the following to the Office of Justice Programs, U.S. Department of Justice:

I have personally read and reviewed the section entitled "Body Armor Certification" in the program announcement for the grant program identified above. I certify that our agency currently has a written "mandatory wear" policy in effect.

I acknowledge that a false statement in this certification may be subject to criminal prosecution, including under 18 U.S.C. § 1001. I also acknowledge that Office of Justice Program grants, including certifications provided in connection with such grants, are subject to review by the Office of Justice Programs, and/or by the Department of Justice's Office of the Inspector General.

I have authority to make this certification on behalf of the applicant entity (that is, the entity applying directly to the Office of Justice Programs).

Fiscal Year of JAG Award: 2022



Signature of Certifying Official

Jason Gum

Printed Name of Certifying Official

Chief Deputy

Title of Certifying Official

Whatcom County Sheriff's Office

Full Name of Applicant Entity

06/22/2022


Date

U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS

Edward Byrne Justice Assistance Grant Program FY 2022 State Solicitation
Certifications and Assurances
by the Chief Executive of the Applicant Government

On behalf of the applicant "State" named below, in support of that State's application for an award under the FY 2022 Edward Byrne Justice Assistance Grant ("JAG") Program, and further to 34 U.S.C. § 10153(a), I certify to the Office of Justice Programs ("OJP"), U.S. Department of Justice ("USDOJ"), that all of the following are true and correct:

1. I am the chief executive of the applicant State named below, and I have the authority to make the following representations on my own behalf as chief executive and on behalf of the applicant State. I understand that these representations will be relied upon as material in any OJP decision to make an award, under the application described above, to the applicant State.
2. I certify that no federal funds made available by the award (if any) that OJP makes based on the application described above will be used to supplant State or local funds, but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
3. I assure that the application described above (and any amendment to that application) was submitted for review to the governing body of the State (e.g., the State legislature), or to an organization designated by that governing body, not less than 30 days before the date of this certification.
4. I assure that, before the date of this certification— (a) the application described above (and any amendment to that application) was made public; and (b) an opportunity to comment on that application (or amendment) was provided to citizens and to neighborhood or community-based organizations, to the extent applicable law or established procedure made such an opportunity available.
5. I assure that, for each fiscal year of the award (if any) that OJP makes based on the application described above, the applicant State will maintain and report such data, records, and information (programmatic and financial), as OJP may reasonably require.
6. I have carefully reviewed 34 U.S.C. § 10153(a)(5), and, with respect to the programs to be funded by the award (if any), I hereby make the certification required by section 10153(a)(5), as to each of the items specified therein.



Signature of Chief Executive of the Applicant "State"

TYLER SCHROEDER

Printed Name of Chief Executive

Washington

Name of Applicant State

9/23/22

Date of Certification

COUNTY EXECUTIVE

Title of Chief Executive

**WHATCOM COUNTY
SHERIFF'S OFFICE**


BILL ELFO
SHERIFF



PUBLIC SAFETY BUILDING
311 Grand Avenue
Bellingham, WA 98225-4038
(360) 778-6600

MEMORANDUM

TO: Satpal Sidhu, County Executive

FROM: Bill Elfo, Sheriff 

DATE: July 11, 2022

RE: Interlocal Agreement Between the City of Bellingham and Whatcom County
FY2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

Enclosed for review and signature are two (2) originals of the Interlocal Agreement between the City of Bellingham and Whatcom County for Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2022.

Total Whatcom County Jurisdiction allocation is \$38,840.00 (\$24,837 for the City of Bellingham and \$14,003 for Whatcom County). The City of Bellingham will administer the grant and provide \$14,003 to the Whatcom County Sheriff's Office to purchase ballistic resistant vests.

Please contact Undersheriff Chadwick at extension 6618 with any questions or concerns.

Thank you.

enclosure