

## COMMUNICATION

**TO: LOS ANGELES CITY COUNCIL**

**File No. 10-1723**

**FROM: COUNCILMEMBER MITCHELL ENGLANDER, CHAIR  
COUNCILMEMBER DENNIS P. ZINE, MEMBER  
PUBLIC SAFETY COMMITTEE**

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to Solving Cold Cases with DNA Program grant award for use by the Police Department.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Chief of Police, or designee, to:
  - a. Retroactively apply for and accept the 2012 Solving Cold Cases with DNA Program grant award in the amount of \$500,000 from the United States Department of Justice (DOJ), National Institute of Justice (NIJ), for the period October 1, 2012, through March 31, 2014.
  - b. Execute the 2012 Solving Cold Cases with DNA Program Cooperative Agreement on behalf of the City, subject to the approval of the City Attorney as to form and legality, and submit all necessary documents relative to the grant award.
  - c. Negotiate, execute, and submit any other necessary agreements and documents relative to the grant, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Police Department to spend up to the grant amount of \$500,000 in accordance with the grant award agreement.
3. AUTHORIZE the Chief of Police, or designee, to amend and execute existing agreements, as necessary, with contract laboratory service providers Bode Technology and Orchid Cellmark, Inc., for DNA analysis services in accordance with the grant award agreement for the performance period October 1, 2012, through March 31, 2014, for a total amount not to exceed \$272,900, subject to the approval of the City Attorney as to form and legality.
4. AUTHORIZE the Police Department to submit grant reimbursement requests to the grantor and deposit grant receipts in the Police Department Grant Trust Fund No. 339, Department 70.
5. AUTHORIZE the Controller to:
  - a. Establish a grant receivable in Fund 339 in the amount of \$500,000 and establish an appropriation account, account number to be determined, within Fund 339/70 for the receipt and disbursement of grant funds.
  - b. Increase appropriations in Police Department Grant Trust Fund No. 339/70 on an as-needed basis, as follows:

From:	<u>Fund/Dept</u> 339/70	<u>Account</u> 70JXXX, 2012 Solving Cold Cases with DNA Grant	<u>Amount</u> \$108,257
To:	<u>Fund/Dept</u> 100/70	<u>Account</u> 001092, Sworn Overtime	<u>Amount</u> \$ 71,524
	100/70	001090, Civilian Overtime	<u>36,733</u>
		Total:	\$108,257

c. Transfer appropriations within Fund 339/70, as follows:

From:	<u>Fund/Dept</u> 339/70	<u>Account</u> 70JXXX, 2012 Solving Cold Cases with DNA Grant	<u>Amount</u> \$6,817
To:	<u>Fund/Dept</u> 339/70	<u>Account</u> 70G299, Police Fringe Benefits	<u>Amount</u> \$6,817

6. INSTRUCT the City Clerk to place on the City Council agenda on July 1, 2013, or the first meeting day thereafter, the following instruction:

AUTHORIZE the Controller to increase appropriations on an as-needed basis for the 2012 Solving Cold Cases with DNA Program from the Police Department Grant Trust Fund No. 339, Department 70, as follows:

From:	<u>Fund/Dept</u> 339/70	<u>Account</u> 70JXXX, 2012 Solving Cold Cases with DNA Grant	<u>Amount</u> \$108,256
To:	<u>Fund/Dept</u> 100/70	<u>Account</u> 001092, Sworn Overtime	<u>\$ 71,523</u>
	100/70	001090, Civilian Overtime	<u>36,733</u>
		Total:	\$108,257

7. AUTHORIZE the Police Department to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, REQUEST that the Controller implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The 2012 Solving Cold Cases with DNA Program costs are fully reimbursable and acceptance of the grant does not require matching funds. The above recommendations in this report comply with the City's Financial Policies in that one-time revenue is used for one-time purposes.

Community Impact Statement: None submitted.

SUMMARY

In a report to Council dated December 13, 2012 (attached to the Council file), the CAO states that the Police Department requests retroactive approval to apply for and accept a \$500,000 grant award for the 2012 Solving Cold Cases with DNA Program and to execute a Cooperative Agreement with the DOJ/NIJ for the period October 1, 2012, through March 31, 2014. According to the CAO, the Solving Cold Cases with DNA Program provides periodic funding to states and local governments to identify, review, and investigate violent crime "cold cases" that have the potential to be solved using DNA analysis and to locate and analyze biological evidence associated with these cases.

Police Department goals for the grant are:

- Review and prioritization of 350 "cold" homicides that have the potential of being solved through DNA analysis.
- Retrieval and evaluation of biological evidence.
- DNA analysis of biological evidence likely to yield results from the cases reviewed.
- Completion of associated follow-up investigations.

The Department plans to use overtime with existing employees and contract laboratories to help meet program goals and to reduce the cold case backlog. The Department also requests authority to execute contract amendments for continued laboratory DNA analysis.

The CAO goes on to report that grant funds will be used to reimburse the City for the expense of sworn and civilian overtime, contractual laboratory services, travel, and departmental administration and support. On October 16, 2012, the Board of Police Commissioners approved the Police Department request to accept the grant. The CAO concurs with this action.

At the Public Safety Committee meeting held December 14, 2012, the Committee Chair and member recommended that Council authorize the Police Department to accept the Solving Cold Cases with DNA Program grant award, execute the proposed contract amendments, and approve the other related actions, as recommended by the Board of Police Commissioners and the CAO.

Respectfully submitted,

**- NOT OFFICIAL UNTIL COUNCIL ACTS -**

MITCHELL ENGLANDER, CHAIR  
PUBLIC SAFETY COMMITTEE

DENNIS P. ZINE, MEMBER  
PUBLIC SAFETY COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
ENGLANDER:	YES
PERRY:	ABSENT
BUSCAINO:	ABSENT
KREKORIAN:	ABSENT
ZINE:	YES

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