RESOLUTION NO. 23.237

A RESOLUTION OF THE CANYON COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZING THE ACCEPTANCE OF STATE CRIMINAL ALIEN ASSISTANCE PROGRAM GRANT FUNDS

The following resolution and order was considered and adopted by the Canyon County, Idaho Board of Commissioners ("Board") on this <u>31</u>st day of <u>OCTOBE</u>, 2023.

Upon the motion of Commissioner Van Beep and the second by Commissioner , the Board resolves as follows:

WHEREAS, Idaho Code § 31-801 grants general powers and duties, subject to the restrictions of law, to the boards of county commissioners in their respective counties; and

WHEREAS, Idaho Code § 31-828 grants the Board authority "to do and perform all other acts . . . which may be necessary to the full discharge of the duties of the chief executive authority of the county government"; and

WHEREAS, Idaho Code § 31-1605 grants the Board authority to "adjust the budget as adopted to reflect the receipt of unscheduled revenue, grants, or donations from federal, state, or local governments or private sources, provided that there shall be no increase in unanticipated property taxes"; and

WHEREAS, Idaho Code §§ 31-1001 and 31-3302(2) require the Board to provide a jail and for its expenses as necessary; and

WHEREAS, Idaho Code §§ 31-2202(6) and 20-601 require the Sheriff to take charge of and keep the county jail and the inmates therein; and

WHEREAS, the Canyon County Sheriff's Office ("Sheriff's Office") has submitted an application to the Bureau of Justice Assistance ("Bureau") attached as Exhibit A for funding through the State Criminal Alien Assistance Program ("SCAAP") because Canyon County housed undocumented criminal aliens after conviction in the Canyon County Jail during the reporting period of July 1, 2020, through June 30, 2021; and

WHEREAS, the Bureau has completed a review of Canyon County's jail facilities, inmate and correctional officer data, and has chosen to award Canyon County \$30,052 in grant funds; and

WHEREAS, in order to receive grant funds, applicants must accept awards within 60 calendar days of notice of award and agree to abide by the FY 2022 SCAAP guidelines and requirements; and

WHEREAS, the Sheriff's Office intends to use these SCAAP grant funds for purposes that the Sheriff's Office believes would satisfy the "correctional purpose" requirement in 8 U.S.C. \S 1231(i)(6).

RES. NO. 23.257

NOW THEREFORE, THE BOARD HEREBY RESOLVES, that Canyon County accept the grant award of \$30,052 from the SCAAP and abide by the guidelines and requirements in all matters involving the FY 2022 SCAAP.

IT IS FURTHER RESOLVED BY THE BOARD, that this resolution shall be effective this <u>3</u> st day of <u>0CHDCC</u>, 2023.

CANYON COUNTY BOARD OF COMMISSIONERS

Motion Carried Unanimously Motion Carried/Split Vote Below Motion Defeated/Split Vote Below

| | Yes | No | Did Not Vote |
|------------------------------|--------|----|--------------|
| Commissioner Leslie Van Beek | | | |
| Brad Holton | X | | |
| Commissioner Brad Holton | 5 | | |
| Commissioner Zach Brooks | \sim | | |

ATTEST: CHRIS YAMAMOTO, CLERK

By: URDSS Deputy Clerk

RESOLUTION AUTHORIZING ACCEPTANCE OF SCAAP FY 2022 GRANT FUNDS Award Information
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This award is offered subject to the conditions or limitations set forth in the award instrument.

& Recipient Information

Recipient Name CANYON COUNTY

UEI XN4LXNQN5NW9

Street 1 1115 ALBANY ST

City CALDWELL

Zip/Postal Code 83605

County/Parish

State/U.S. Territory Idaho Country United States Province

Exhibit A

Street 2

QAward Details

| Payment Award Date | Award Type |
|-------------------------|-------------------------|
| 8/30/23 | Initial |
| Award Number | Supplement Number |
| 15PBJA-22-RR-05359-SCAA | 00 |
| Payment Award Amount | Funding Instrument Type |
| \$30,052.00 | Reimbursement |

Assistance Listing Number Assistance Listings Program Title

16.606

State Criminal Alien Assistance Program

Statutory Authority

8 U.S.C. 1231(i); Department of justice Appropriations Act. 2022 (Pub. L. No. 117-103, 136 Stat. 49, 125)

I have read and understand the information presented in this section of the award instrument,

Solicitation Title: BJA FY 2022 State Criminal Alien Assistance Program Solicitation Category: N/A **Project Title:** FY2022 SCAAP Program **Project Period:** 7/1/209/30/24 Managing Office: OJP DOJ Grant Manager: Joseph Husted Grant Award Administrator: FAW Case ID FAW-175595 Federal Award Amount \$30,052.00 **Program Office:** BJA UEI: XN4LXNQN5NW9 TIN: 826000290

Funded Award Information

Award Package

Award Letter

August 30, 2023

Dear ZACH WAGONER,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you that the Office of Justice Programs (OJP) has approved the application submitted by CANYON COUNTY for a Payment Award (non-grant) under the funding opportunity entitled 2022 BJA FY 2022 State Criminal Alien Assistance Program. The approved payment amount is \$30,052.

Review the award instrument below carefully and familiarize yourself with all requirements before accepting your payment award. The award instrument includes the payment award offer and award acceptance. In connection with this payment award, references to the term "award" should be understood as this payment award.



Prior to accepting the award, your Entity Administrator must assign a Financial Manager, Grant Award Administrator, and Authorized Representative(s) in the Justice Grants System (JustGrants). The Entity Administrator will need to ensure the assigned Authorized Representative(s) is current and has the legal authority to accept awards and bind the entity to the award terms and conditions. To accept the award, the Authorized Representative(s) must accept all parts of the award offer in the Justice Grants System (JustGrants), including by executing the required declaration and certification, within 45 days from the award date.

To access your funds, you will need to enroll in the Automated Standard Application for Payments (ASAP) system, if you haven't already completed the enrollment process in ASAP. The Entity Administrator should have already received an email from ASAP to initiate this process.

Congratulations on your payment award.

Maureen Henneberg Deputy Assistant Attorney General

Award Information

This award is offered subject to the conditions or limitations set forth in the award instrument.

Recipient Information

Recipient Name CANYON COUNTY UEI XN4LXNQN5NW9 Street 1 1115 ALBANY ST Street 2 City CALDWELL State/U.S. Territory Idaho Zip/Postal Code 83605 Country **United States** County/Parish Province



Award Details

| Payment Award Date | | |
|------------------------------|-----------------------------------|--|
| 8/30/23 | | |
| Award Type | | |
| Initial | | |
| Award Number | | |
| 15PBJA-22-RR-05359-SCAA | | |
| Supplement Number | | |
| 00 | | |
| Payment Award Amount | | |
| \$30,052.00 | | |
| Funding Instrument Type | | |
| Reimbursement | | |
| Assistance Listing Number | Assistance Listings Program Title | |
| | | |

16.606

State Criminal Alien Assistance Program

Statutory Authority

8 U.S.C. 1231(i); Department of Justice Appropriations Act, 2022 (Pub. L. No. 117-103, 136 Stat. 49, 125)

I have read and understand the information presented in this section of the award instrument.

Award Conditions

This award is offered subject to the conditions or limitations set forth in the award instrument.

1

In accepting this award, the recipient declares and certifies, among other things, that it has current information in the System for Award Management, as indicated in 2 C.F.R. Part 25.

2

In accepting this award, the recipient declares and certifies, among other things, that any payment made will be used only for "correctional purposes," as required by 8 U.S.C. § 1231(i)(6).

I have read and understand the information presented in this section of the award instrument.



SCAAP Certifications

Applicant Government and Submitting Government Official

On behalf of myself and the applicant government, and in support of this application to the SCAAP program, I certify to OJP, under penalty of perjury, that the information on the applicant government and the submitting government official entered above as part of this online application to the SCAAP program is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review, and is provided in accordance with the requirements, definitions, and instructions set out in the "SCAAP Program Requirements and Application Instructions." I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this and all other certifications in this online application as material representations in any decision to make a SCAAP payment to the applicant government in response to this application.

I understand and acknowledge that a materially false, fictitious, or fraudulent statement (or concealment or omission of a material fact) in this certification, or in the application that it supports, may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant "State" or "unit of local government" to civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and §§ 3801-3812). I also understand and acknowledge that payments under OJP programs such as SCAAP, including certifications provided in connections with such payments, are subject to review by DOJ, including by OJP and the DOJ's Office of the Inspector General.

Information on "Eligible Inmates"

On behalf of myself and the applicant government, and in support of this application to the SCAAP program, I certify to OJP, under penalty of perjury, that the information on "eligible inmates" entered or uploaded as part of this online application to the SCAAP program (1) was determined and is reported here using due diligence, and in accordance with the requirements, definitions, and instructions set out in the SCAAP Program Requirements and Application Instructions," and (2) is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this certification as a material representation in making any SCAAP payment to the applicant government in response to this application and that this certification is subject to review by DOJ. I also understand that, if this certification is false or otherwise inaccurate or misleading (including because of omission of a material fact), both I and the applicant government may be subject to criminal prosecution, civil penalties, and/or administrative remedies, including as described in the certification in this online application as to the "Applicant Government and Submitting Government Official."



Information on "Correctional Officers" and "Facilities"

On behalf of myself and the applicant government, and in support of this application to the SCAAP program, I certify to OJP, under penalty of perjury, that the information on "correctional officers" and "correctional facilities" entered or uploaded as part of this online application to the SCAAP program (1) was determined and is reported here using due diligence, and in accordance with the requirements, definitions, and instructions set out in the "SCAAP Program Requirements and Application Instructions" and (2) is true and correct to the best of my knowledge and belief, based upon diligent inquiry and review. I further certify that I have the legal authority to make this certification to OJP, including from the chief executive of the applicant government.

I understand and acknowledge that OJP will rely upon this certification as a material representation in making any SCAAP payment to the applicant government in response to this application, and that this certification is subject to review by DOJ. I also understand that, if this certification is false or otherwise inaccurate or misleading (including because of omission of a material fact), both I and the applicant government may be subject to criminal prosecution, civil penalties, and/or administrative remedies, including as described in the certification in this online application as to the "Applicant Government and Submitting Government Official."

I have read and understand the information presented in this section of the award instrument.

SCAAP Use Of Funds

In accepting this award, the recipient declares and certifies, among other things, that any payment made will be used only for "correctional purposes," as required by 8 U.S.C. § 1231(i)(6). Please select at least one of the options below to indicate that payment will be used for one of the following allowable "correctional purposes."

Salaries for corrections officers

Overtime costs

Corrections work force recruitment and retention

Construction of corrections facilities

Training/education for offenders

Training for corrections officers related to offender population management

Consultants involved with offender population

Medical and mental health services



Vehicle rental/purchase for transport of offenders

Prison industries

Pre-release/reentry programs

Technology involving offender management/inter-agency information sharing

Disaster preparedness continuity of operations for corrections facility

I have read and understand the information presented in this section of the award instrument.

Award Acceptance

Declaration and Certification to the U.S. Department of Justice as to Acceptance

By checking the declaration and certification box below, I--

A. Declare to the U.S. Department of Justice (DOJ), under penalty of perjury, that I have authority to make this declaration and certification on behalf of the applicant.

B. Certify to DOJ, under penalty of perjury, on behalf of myself and the applicant, to the best of my knowledge and belief, that the following are true as of the date of this award acceptance: (1) I have conducted or there was conducted (including by applicant's legal counsel as appropriate and made available to me) a diligent review of all terms and conditions of, and all supporting materials submitted in connection with, this award, including any assurances and certifications (including anything submitted in connection therewith by a person on behalf of the applicant before, after, or at the time of the application submission and any materials that accompany this acceptance and certification); and (2) I have the legal authority to accept this award on behalf of the applicant.

C. Accept this award on behalf of the applicant.

D. Declare the following to DOJ, under penalty of perjury, on behalf of myself and the applicant: (1) I understand that, in taking (or not taking) any action pursuant to this declaration and certification, DOJ will rely upon this declaration and certification as a material representation; and (2) I understand that any materially false, fictitious, or fraudulent information or statement in this declaration and certification (or concealment or omission of a material fact as to either) may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant to civil penalties and administrative remedies under the federal False Claims Act (including under 31 U.S.C. §§ 3729-3730 and/or §§ 3801-3812) or otherwise.



Agency Approval

Title of Approving Official Deputy Assistant Attorney General Name of Approving Official Maureen Henneberg Signed Date And Time 8/28/23 11:09 AM

Authorized Representative

Entity Acceptance

Title of Authorized Entity Official Canyon County Controller Signed Date And Time

Exhibit A