



City of Newark

Purchasing Division

P.O. Box 390

Newark, Delaware 19715-0390
(302) 366-7022 Fax (302) 366-7035

Purchase Order

Fiscal Year 2009

Page 1

THIS NUMBER MUST APPEAR ON ALL INVOICES
PACKAGES AND SHIPPING PAPERS

Purchase Order # **90001626-00**

Submit all invoices in Duplicate
Tax Exempt # 51-6000194

MAJOR POLICE & FIRE SUPPLY
GENERAL SALES ADMINISTRATION
47 N. DELL AVENUE
KENVIL, NJ 07847

POLICE DEPARTMENT
220 ELKTON ROAD

NEWARK, DE

19711

Vendor Phone Number		Vendor Fax Number		Requisition Number		Delivery Reference					
800-666-4472		973-584-5022		00006783		POLICE DEPARTMENT					
Date Ordered		Vendor Number		Date Required		Freight Method/Terms		Department/Location			
11/19/09		008942						POLICE DEPARTMENT			
Item		Description/Part No.				Qty/Unit		Cost Each		Extended Price	
001		PURCHASE OF AN AUTOMATED LICENSE PLATE RECOGNITION SYSTEM, 3-CAMERA MOBILE SLATE ALPR. SEE ATTACHED COST BREAKDOWN.				1.0 Lot		20000.00000		20,000.00	
								PO Total		20,000.00	
		***** General Ledger Summary Section ***** Account 1221206-9622-G1330						Amount 20,000.00			

Receiving Copy

- 9365 -

Kyle R. Sonnenberg
Authorized Signature

EPR 6783

Newark Police Department
Administration Unit

MEMORANDUM

TO: Alicia Cash, Office of the Chief of Police
THRU: Lieutenant Brian Henry
FROM: Corporal Gerald J. Bryda
DATE: November 18, 2009
SUBJECT: Purchase of Automated License Plate Recognition system

The Newark Police Department was awarded a \$48,815 grant from the Edward Byrne Memorial Justice Assistance Grant Program, in order to purchase an Automated License Plate Recognition System. I have attached the quote for this equipment from Major Police and Fire Supply/Federal Signal. I am respectfully requesting a purchase order for Major Police and Fire Supply/Federal Signal in the amount of \$20,000. Supporting documentation for this purchase has already been sent to Carol Houck, Assistant to the City Manager, who approved of the documentation. If you have any questions or need any additional information, please contact me. Finance advised that account number 1221206.9622.G1330 should be used for the purchase.



General Sales Administration

47 N. Dell Ave

Kenvil, NJ 07847

Phone (800) 666-4472 Fax (973) 584-5022

September 17, 2009

City of Newark Police Department

Cpl. Gerald Bryda

REF: 3-Camera Mobile SLATE ALPR Price Quote

I'm pleased to provide you with this quote for a three Camera Mobile ALPR system "hard" mounted and integrated into an MDT system in your patrol vehicle.

Key points about Federal Signal PIPS in the ALPR market:

For more than 16 years, PIPS **only** market focus is specializing in Automatic License Plate Recognition technologies.

As an Original Equipment Manufacturer, we design, manufacture, and develop our own hardware and software – we control the quality and support of our products from start to finish.

PIPS offers an ALPR "back-end" analysis software package (BOSS) that provides data-mining of "historic" license plate information obtained and stored from all deployed mobile (and fixed) systems within your department.

Qty	Item	Description	List Unit Cost
1	1	SLATE-810-LE-G Three Camera Mobile Law Enforcement Package including 810nm illumination, Superex processor, camera cable/connector(s), GPS module, PAGIS software and dongle, PIPS ALPR/OCR Engine, Client/Server architecture, camera bracket mount assemblies	Included in total
1	2	PIPS-SW-BOSS Back Office System Software utilizing Microsoft SQL Express Server Software for system administration, data analysis and data storage, data mining, reporting, mapping via Google Maps, remote alerting, and networking in support of inter-agency data sharing. Note: Software includes 1 administrative plus 1 user license.	Included in total
1	3	BOSS-SRVR PIPS rack server hardware platform for use with the BOSS Back Office Software System for customer data storage and application functionality. Main server elements include Quad Core 2 GHz Processor configuration with 4 GB memory, 750 GB Hard Drive and Windows Server 2003 OS.	Customer Supplied (\$5,250 if supplied by PIPS)
1	4	PIPS-SRVC-FE-Mobile; Field Engineering services for two days of installation and training for mobile ALPR vehicle.	Included in total
		Total (excluding tax and freight)	\$20,000

NC 122

- 1) Only one copy of PIPS-SW-BOSS PRO System Software and one BOSS-SRVR PIPS server is required to support a combination of one or more mobile and/or fixed mobile systems (up to 1,000 separate ALPR mobile or fixed systems), therefore additional vehicles or fixed cameras will not require items 2 and 3.
- 2) This quote excludes applicable sales tax and freight costs, and is subject to the attached PIPS' standard terms, conditions and warranties.

Scope of Work:

Our quote ***includes*** installation. During that time, our system will be installed in your designated vehicles by our installer. After installation, you or the appropriate personnel will receive training on both PAGIS and BOSS by our representative.

Our quote ***includes*** the cost for our Back Office Server Software (BOSS) that can be installed on a department supplied SQL server. During the installation and training, our engineer will install one copy of this software application that is used for mining of all data collected by each mobile LPR system. The initial cost of installing BOSS for your agency can be utilized for all future PIPS mobile installations within your organization. It can also integrate with other local law enforcement agencies, fixed ALPR sites, or with commercial purchasers of our ALPR systems to provide a comprehensive database of vehicle movement within the surrounding areas where PIPS systems have been deployed.

NOTE 3: This software has a 4GB storage limit (approx. 120,000 license plate reads). If your agency has a full Microsoft Sequel License, BOSS integrates with it and the only limit to data storage would be the amount of server hard disk space available.

NOTE 4: The above \$995 BOSS pricing includes 1 administrative plus 1 user license. Additional concurrent user licenses are priced as follow:

Block of 5	\$2250
Block of 10	\$3500
Block of 25	\$7000

All PIPS equipment hardware and software is covered by a one-year parts and labor warranty. Extended warranty agreements are available for the system after the original one-year warranty expires. These agreements supply the end user with upgrades and improvements to our OCR engine for enhanced plate detection capabilities and software upgrades sold by PIPS Technology, Inc.

Per Mobile Unit Extended Warranty	Unit Cost
2 nd Year –Annual Mobile System Warranty Renewal	\$2,000
3 rd Year –Annual Mobile System Warranty Renewal	\$2,200
4th Year –Annual Mobile System Warranty Renewal	\$2,400
NOTE: Above price are cumulative. i.e. total 4 yr warranty extension would be \$6,600.	

Please let me know if you have any questions or require any additional information.

Best Regards,

Michael Hinchcliff
Technology Sales
Major Police Supply
Phone: 443 844-9715
Email: mhinchcliff@majorpolicesupply.com

Kurt Laumeister
Sales Manager
Federal Signal Corporation
Phone: 302-547-0028
Email: klaumeister@fedsig.com

Newark Police Department
Administration Unit

MEMORANDUM

TO: Carol Houck, Assistant to the City Manger

THRU: Lieutenant Brian Henry

FROM: Corporal Gerald J. Bryda

DATE: November 4, 2009

SUBJECT: Purchase of Automated License Plate Reader System
Sole Source Supplier

CCOPY

The Newark Police Department was awarded \$48,815 from the FY 2009 Local Solicitation of the Edward Byrne Memorial Justice Assistance Grant Program administered through the United States Department of Justice. \$20,000 of this grant was awarded to purchase an Automated License Plate Reader system (ALPR). In seeking out companies that provide this equipment, there was a vast distinction between the types of cameras that would be mounted on the vehicle and the ability of the software programs to read Delaware license plates.

The company Federal Signal and its partner, Major Police and Fire Supply, came to the police department to demonstrate their equipment. They are the only company we could locate in this market that has a low profile camera system that is mounted on the roof of a patrol vehicle. The cameras look like emergency police lights. During the presentation and drive around, their equipment could read Delaware license plates that have "stacked" letters. A large amount of Delaware's license plates have the stacked letters in the beginning such as "PC" or "CL". Federal Signal's system is also currently in use by the New Castle County Police Department. In order for the software to function properly, we must have ready access to federal and state crime computer systems in order to download information for the cameras to read. With the New Castle County Police already having set up that access, it would be easier and for our police department to use the same access point.

A competing company also came to the police department to present its system. It consisted of large cameras mounted on the trunk of the vehicle, which would be obvious to anyone that they were cameras. Here in Newark, we have a large population of college students and young people. We are many times called to large disturbances where we encounter drunk and disorderly persons. In the past, patrol vehicles left unattended for only moments have wound up with antennas and other equipment being damaged. The fear of having trunk mounted cameras that cost \$20,000 being damaged, is a reality in Newark. Also during this demonstration, this company's software could not read Delaware stacked tags.

Attached to this Sole Source Supplier memo are pictures of the different types of cameras on the market. I am requesting to use Federal Signal/Major Police Supply to provide our ALPR system due to the fact that they are the only supplier that has the low profile camera system, and demonstrated an ability to read Delaware stacked tags. Also attached is the quote from Federal Signal/Major Police Supply

If you need any additional information, please contact me.

SLATE™ ALPR CAMERA

FEDERAL SIGNAL CAMERA



Figure 1. The Federal Signal Slate ALPR camera system.

The Federal Signal Slate™ automated license plate recognition (ALPR) camera system delivers the high performance expected from Federal Signal in a compact, low-profile form factor. Designed for today's low-profile lightbars, the Slate camera does not hinder lightbar visibility. With the Federal Signal SuperX III mobile ALPR processor and the Federal Signal PAGIS ALPR graphical interface system, the Slate camera provides a turnkey, high-performance, feature-rich ALPR system unlike any other.

In an extremely small package, the Slate camera incorporates infrared illumination for high performance plate capture anywhere at anytime, an infrared camera for effective license plate imaging and a color camera for vehicle overview image.

With patented technologies and more than 20 years of infrared camera design experience, Federal Signal can achieve the highest performance plate capture and plate read rates available in the industry. Patented filter and flash techniques provide excellent suppression of headlights and bright sunlight, while field-by-field control of camera parameters enables the use of patented TripleFlash™ technology to reduce problems of plate-to-plate variation issues. Federal Signal reduces the processing burden on the ALPR processor by pushing analytics to the network edge. Patented Platefinder algorithm technology is embedded in the camera to reduce the number of frames processed by the SuperX III processor.

> Features

- Dual-lens camera for infrared license plate image and color vehicle overview

- Patented Platefinder® and TripleFlash® technologies

- Small, compact, low-profile, weatherproof design with no moving components

- Robust Federal Signal optical character recognition (OCR) engine

> Benefits

- Compensates for headlights, sun glare, variances in ambient and license plate conditions for superior image quality and more accurate performance

- Durability and longevity in extreme operating environments

- No obstructions of lightbar; relatively covert

- Superior accuracy in plate detection/image capture and plate read



GET THE MOST ADVANCED AUTOMATIC LICENSE PLATE READER TECHNOLOGY AVAILABLE



The MPH-900® Is Critical To Many Law Enforcement Missions Today

ELSAG North America launched its Automatic License Plate Reader, the Mobile Plate Hunter-900® (MPH-900®), in the U.S. five years ago. It is already deployed in over five hundred agencies across the country. The dependable and accurate information provided by the MPH-900, in addition to ELSAG's 24/7 commitment to customer support have made it the preferred LPR technology in America.

No other system comes close to its ease of deployment, capabilities, and accuracy.

With 70% of all criminal activity in the U.S. involving a vehicle, and with an estimated 40 million license privileges revoked, suspended or denied, the MPH-900's automatic license plate reading capabilities are critical to addressing a variety of missions:

- Highway and traffic safety
- Homeland Security initiatives
- Recovery of stolen vehicles and license plates
- AMBER Alerts and missions related to missing and exploited children
- Safe school initiatives such as perimeter security and school bus safety
- Development and maintenance of Hot Lists
- Drug interdiction
- Gang and racketeering interdiction
- Collection of delinquent taxes, fines, and fees
- Securing restricted areas through access control, monitoring, and enforcement

YOUR MISSION... IS OUR MISSION.

ELSAG North America, a Finmeccanica company
Global Leaders In Public Safety Technology
866.9.MPH.900 elsagna.com





Use ALPR for

- Parking enforcement
- Stolen vehicle recovery
- Surveillance and covert operations
- Amber Alert tracking

ALPR has the highest accuracy rate in the business today. In real-life situations, it reads plates accurately 90% of the time or better.

The Solution

Automatic license plate recognition or ALPR is a mobile application that captures an image of license plates in its view, processes it using an Optical Character Recognition (OCR) engine and compares the plate number against an onboard violations data base or hot list. If there is a matching number or hit, the software notifies the officer detailing the make, model and color of the vehicle along with the information needed to appropriately handle the situation. Usually, the officer will send the data in for verification.

Each ALPR camera contains both an infrared camera and an optical camera contained in the same camera housing which allows the capture of the plate and color image of the vehicle.

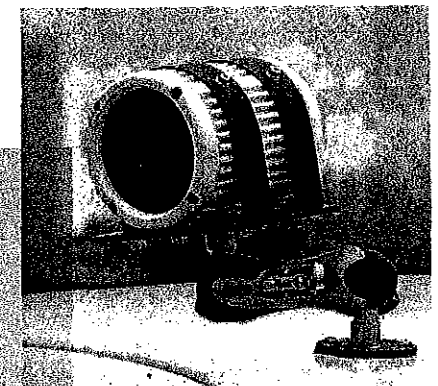
ALPR software analyzes the data and displays the results in a simple, easily read user interface.



Stolen Vehicle Recovery

Another typical application of ALPR is stolen vehicle recovery. Units installed with this technology often recover 1 to 2 stolen vehicles recovered per day. Special units that know where to look can be even more effective. The California Highway Patrol tested the technology in the car-thief haven of San Fernando Valley and recovered 17 stolen vehicles in just a few days, according to the LA Times.

In some cases, part of the cost of introducing such programs can be underwritten by grants from the National Insurance Board or the federal government.



MOTOROLA
camera



General Sales Administration

47 N. Dell Ave

Kenvil, NJ 07847

Phone (800) 666-4472 Fax (973) 584-5022

September 17, 2009

City of Newark Police Department

Cpl. Gerald Bryda

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Please let me know if you have any questions or require any additional information.

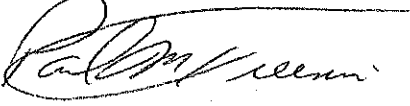
Best Regards,

Michael Hinchcliff
Technology Sales
Major Police Supply
Phone: 443 844-9715
Email: mhinchcliff@majorpolicesupply.com

Kurt Laumeister
Sales Manager
Federal Signal Corporation
Phone: 302-547-0028
Email: klaumeister@fedsig.com



NEWARK POLICE DEPARTMENT
220 Elkton Road
Newark, DE 19711

TO: Newark City Council
VIA: Kyle Sonnenberg, City Manager
FROM: Chief Paul Tiernan 
DATE: July 2, 2009
SUBJECT: 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program

The Newark Police Department has been allocated \$48,815 in the FY 2009 Local Solicitation of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. It is the intention of the Police Department to use the grant to finance technologically advanced equipment to assist the Police Department in identifying, apprehending and prosecuting criminal offenders. \$20,000 of the grant will be used to purchase a License Plate Reader (LPR System). This system is installed on a patrol vehicle and automatically reads every license plate it observes. It then processes that information and checks against stolen and wanted information in the national computer system. \$28,815 of this grant will be allocated to purchase an all digital in car camera system for patrol vehicles. This allocation will pay for the base station and installation of cameras in three patrol vehicles.

Attached is the application for your review.

APPLICATION FOR FEDERAL ASSISTANCE		2. DATE SUBMITTED July 02, 2009	Applicant Identifier
. TYPE OF SUBMISSION Application Non-Construction		3. DATE RECEIVED BY STATE	State Application Identifier
		4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier
5. APPLICANT INFORMATION			
Legal Name City of Newark, Delaware		Organizational Unit Newark Police Department	
Address 220 Elkton Road Newark, Delaware 19711-0390		Name and telephone number of the person to be contacted on matters involving this application Bryda, Gerald (302) 366-7110	
6. EMPLOYER IDENTIFICATION NUMBER (EIN) 51-6000194		7. TYPE OF APPLICANT Municipal	
8. TYPE OF APPLICATION Jew		9. NAME OF FEDERAL AGENCY Bureau of Justice Assistance	
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.738 CFDA: EDWARD BYRNE MEMORIAL JUSTICE TITLE: ASSISTANCE GRANT PROGRAM		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT The intention of the Newark Police Department is to purchase technologically advanced equipment to assist the Police Department in identifying, apprehending and prosecuting criminal offenders.	
12. AREAS AFFECTED BY PROJECT The entire city limits of the City of Newark will be affected by this project.			
13. PROPOSED PROJECT Start Date: October 01, 2008 End Date: September 30, 2013		14. CONGRESSIONAL DISTRICTS OF a. Applicant b. Project DE00 DEAL	
15. ESTIMATED FUNDING		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?	
Federal	\$48,815	This preapplication/application was made available to the state executive order 12372 process for review on	
Applicant	\$0		
State	\$0		
Local	\$0		
Other	\$0		

Program Income	\$0	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?
TOTAL	\$48,815	
		N
18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.		

[Close Window](#)



NEWARK POLICE DEPARTMENT
220 Elkton Road
Newark, DE 19711

July 2, 2009

Program Narrative

The City of Newark is home to the University of Delaware and several major companies. It is also situated next to the borders of Maryland, Pennsylvania and is situated on Interstate 95. As a result the city feels the brunt of the influx of tens of thousands of students and visitors during the course of a year. As a result, the Newark Police Department responds to all calls for police service, enforces state and local laws, conducts preventative patrol activities, performs criminal investigations, promotes traffic safety and apprehends offenders. The Newark Police Department is responsible for protecting the lives, homes, and properties of Newark residents, students and visitors. The Newark Police Department's core values are the preservation of human life, integrity, professionalism and service.

The intention of the Newark Police Department is to purchase technologically advanced equipment to assist the Police Department in identifying, apprehending and prosecuting criminal offenders.

As described, the City of Newark has a very transient population, especially with Interstate 95 on the southern end of the City. \$20,000 of the grant will be used to purchase a License Plate Reader (LPR System). This system is installed on a patrol vehicle and automatically reads every license plate it observes. It then processes that information and checks against stolen and wanted information in the national computer system. This system would aid the Newark Police Department in its mission of conducting preventative patrols and apprehending criminal offenders. \$28,815 of this grant will be allocated to purchase an all digital in car camera system for patrol vehicles. This allocation will pay for the base station and installation of cameras in three patrol vehicles. This system would not only aid in the apprehension and prosecution of offenders, it would assure the public that the Police Department's core values of integrity and professionalism are foremost in our mission. This equipment would be purchased immediately.

The City of Newark shall assign a grant code number to money received and spent from this grant assuring good accounting practices. A monthly and yearly report will be generated for this number showing all monies received and spent.



NEWARK POLICE DEPARTMENT
220 Elkton Road
Newark, DE 19711

July 2, 2009

Synopsis of Program:

The Newark Police Department is applying for the local solicitation of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program, FY 2009. The goal of the project is to acquire technologically advanced equipment to assist the Police Department in identifying, apprehending and prosecuting criminal offenders. \$20,000 of the grant will be used to purchase a License Plate Reader (LPR System). This system is installed on a patrol vehicle and automatically reads every license plate it observes. It then processes that information and checks against stolen and wanted information in the national computer system. \$28,815 of this grant will be allocated to purchase an all digital in car camera system for patrol vehicles. This allocation will pay for the base station and installation of cameras in three patrol vehicles.



NEWARK POLICE DEPARTMENT
220 Elkton Road
Newark, DE 19711

July 2, 2009

Budget Narrative

A. \$20,000 License Plate Reader (LPR System)

This allocation will pay for The License Plate Reader System. It is installed on a patrol vehicle and automatically reads every license plate it observes. It then processes that information and checks against stolen and wanted information in the national computer system.

B. \$28,815 Digital In Car Camera System

This allocation will pay for a base station and installation of cameras in three patrol vehicles.



NEWARK POLICE DEPARTMENT
220 Elkton Road
Newark, DE 19711

July 2, 2009

Review Narrative

The grant was submitted for review to the Newark City Council on July 2, 2009. The text of the memo sent to the Newark City Council is attached. The public was notified on July 2, 2009 via a posting on the Newark Police Department website. An e-mail address was provided for public feedback. A copy of the text of the advertisement for public comment is attached.



NEWARK POLICE DEPARTMENT
220 Elkton Road
Newark, DE 19711

The Newark Police Department is seeking comments from the public on the police department's application for grant funding under the Fiscal Year 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. It is the intention of the Police Department to use this grant to finance technologically advanced equipment to assist the Police Department in identifying, apprehending and prosecuting criminal offenders. A portion of the grant will be used to purchase a License Plate Reader (LPR System). The other portion of this grant will be allocated to purchase a digital in car camera system for patrol vehicles. To comment, E-mail Corporal Gerald Bryda at Gerald.Bryda@cj.state.de.us.



Department of Justice
Office of Justice Programs

Bureau of Justice Assistance

Office of Justice Programs

Washington, D.C. 20531

August 28, 2009

Mr. Kyle Sonnenberg
City of Newark
220 Elkton Road
Newark, DE 19711-0390

Dear Mr. Sonnenberg:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 09 Edward Byrne Memorial Justice Assistance Grant Program: Local Solicitation in the amount of \$48,815 for City of Newark.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Kandia Conaway, Program Manager at (202) 514-9205; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.octo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

James H. Burch II
Acting Director

Enclosures



Department of Justice
Office of Justice Programs
Office for Civil Rights

Washington, D.C. 20531

August 28, 2009

Mr. Kyle Sonnenberg
City of Newark
220 Elkton Road
Newark, DE 19711-0390

Dear Mr. Sonnenberg:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of Federal funding to compliance with Federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice is responsible for ensuring that recipients of financial aid from OJP, its component offices and bureaus, the Office on Violence Against Women (OVW), and the Office of Community Oriented Policing Services (COPS) comply with applicable Federal civil rights statutes and regulations. We at OCR are available to help you and your organization meet the civil rights requirements that come with Justice Department funding.

Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at <http://www.lep.gov>.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at <http://www.ojp.usdoj.gov/ocr/etfbo.htm>.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the Justice Department has concluded that the Religious Freedom Restoration Act (RFRA) is reasonably construed, on a case-by-case basis, to require that its funding agencies permit faith-based organizations applying for funding under the applicable program statutes both to receive DOJ funds and to continue considering religion when hiring staff, even if the statute that authorizes the funding program generally forbids considering of religion in employment decisions by grantees.

Questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment may be directed to this Office.

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements: (1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEO), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. §§ 42.205(5) or 31.202(5)).

1) Meeting the EEO Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEO reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEO and submit it to OCR for review **within 60 days from the date of this letter**. For assistance in developing an EEO, please consult OCR's website at <http://www.ojp.usdoj.gov/ocr/eeop.htm>. You may also request technical assistance from an EEO specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEO, but it does not have to submit the EEO to OCR for review. Instead, your organization has to maintain the EEO on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEO requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

2) Submitting Findings of Discrimination

In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEO, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at <http://www.ojp.usdoj.gov/ocr/>.

Sincerely,



Michael L. Alston
Director

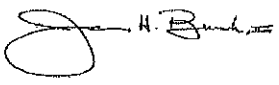
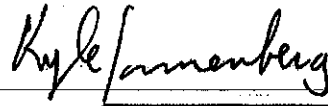
cc: Grant Manager
Financial Analyst



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Grant

PAGE 1 OF 5

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of Newark 220 Elton Road Newark, DE 19711-0390		4. AWARD NUMBER: 2009-DJ-BX-0477	
		5. PROJECT PERIOD: FROM 10/01/2008 TO 09/30/2012 BUDGET PERIOD: FROM 10/01/2008 TO 09/30/2012	
1A. GRANTEE IRS/VENDOR NO. 516000194		6. AWARD DATE 08/28/2009	7. ACTION Initial
		8. SUPPLEMENT NUMBER 00	
		9. PREVIOUS AWARD AMOUNT \$ 0	
3. PROJECT TITLE JAG Program		10. AMOUNT OF THIS AWARD \$ 48,815	
		11. TOTAL AWARD \$ 48,815	
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under 42 U.S.C. 3751(a) (BJA - JAG Formula)			
15. METHOD OF PAYMENT PAPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL James H. Burch II Acting Director		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Kyle Sonnenberg City Manager	
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 	19A. DATE 9-1-09
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B DJ 80 00 00 48815		21. IDJUGT3788	

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 2 OF 5

PROJECT NUMBER 2009-DJ-BX-0477

AWARD DATE 08/28/2009

SPECIAL CONDITIONS

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of OJP grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the OJP Financial Guide, Chapter 19.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by -

mail:

Office of the Inspector General
U.S. Department of Justice
Investigations Division
950 Pennsylvania Avenue, N.W.
Room 4706
Washington, DC 20530

e-mail: oig.hotline@usdoj.gov

hotline: (contact information in English and Spanish): (800) 869-4499

or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET**
Grant

PAGE 3 OF 5

PROJECT NUMBER 2009-DJ-BX-0477

AWARD DATE 08/28/2009

SPECIAL CONDITIONS

6. The grantee agrees to assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these grant funds, either directly by the grantee or by a subgrantee. Accordingly, the grantee agrees to first determine if any of the following activities will be funded by the grant, prior to obligating funds for any of these purposes. If it is determined that any of the following activities will be funded by the grant, the grantee agrees to contact BJA.

The grantee understands that this special condition applies to its following new activities whether or not they are being specifically funded with these grant funds. That is, as long as the activity is being conducted by the grantee, a subgrantee, or any third party and the activity needs to be undertaken in order to use these grant funds, this special condition must first be met. The activities covered by this special condition are:

- a. New construction;
- b. Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;
- d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and
- e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The grantee understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. The grantee further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed at <http://www.ojp.usdoj.gov/BJA/resource/nepa.html>, for programs relating to methamphetamine laboratory operations.

Application of This Special Condition to Grantee's Existing Programs or Activities: For any of the grantee's or its subgrantees' existing programs or activities that will be funded by these grant funds, the grantee, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

7. To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdiction, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the grantee can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.
8. To support public safety and justice information sharing, OJP requires the grantee to use the National Information Exchange Model (NIEM) specifications and guidelines for this particular grant. Grantee shall publish and make available without restriction all schemas generated as a result of this grant to the component registry as specified in the guidelines. For more information on compliance with this special condition, visit <http://www.niem.gov/implementationguide.php>.
9. The recipient is required to establish a trust fund account. (The trust fund may or may not be an interest-bearing account.) The fund, including any interest, may not be used to pay debts or expenses incurred by other activities beyond the scope of the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The recipient also agrees to obligate and expend the grant funds in the trust fund (including any interest earned) during the period of the grant. Grant funds (including any interest earned) not expended by the end of the grant period must be returned to the Bureau of Justice Assistance no later than 90 days after the end of the grant period, along with the final submission of the Financial Status Report (SF-269).



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET**
Grant

PAGE 4 OF 5

PROJECT NUMBER 2009-DJ-BX-0477

AWARD DATE 08/28/2009

SPECIAL CONDITIONS

10. The grantee agrees to comply with all reporting, data collection and evaluation requirements, as prescribed by law and detailed by the BJA in program guidance for the Justice Assistance Grant (JAG) Program. Compliance with these requirements will be monitored by BJA.
11. The recipient agrees that any information technology system funded or supported by OJP funds will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 42 U.S.C. 3789g(c)-(d). Recipient may not satisfy such a fine with federal funds.
12. The recipient agrees to ensure that the State Information Technology Point of Contact receives written notification regarding any information technology project funded by this grant during the obligation and expenditure period. This is to facilitate communication among local and state governmental entities regarding various information technology projects being conducted with these grant funds. In addition, the recipient agrees to maintain an administrative file documenting the meeting of this requirement. For a list of State Information Technology Points of Contact, go to <http://www.it.ojp.gov/default.aspx?area=policyAndPractice&page=1046>.
13. The grantee agrees to comply with the applicable requirements of 28 C.F.R. Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the "Equal Treatment Regulation"). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participation in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. Notwithstanding any other special condition of this award, faith-based organizations may, in some circumstances, consider religion as a basis for employment. See http://www.ojp.gov/about/ocr/equal_fbo.htm.
14. The recipient acknowledges that all programs funded through subawards, whether at the state or local levels, must conform to the grant program requirements as stated in BJA program guidance.
15. Grantee agrees to comply with the requirements of 28 C.F.R. Part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.
16. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.
17. The recipient agrees that funds received under this award will not 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.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 5 OF 5

PROJECT NUMBER 2009-DJ-BX-0477

AWARD DATE 08/28/2009

SPECIAL CONDITIONS

18. The grantee agrees that within 120 days of award, for any law enforcement task force funded with these funds, the task force commander, agency executive, task force officers, and other task force members of equivalent rank, will complete required online (internet-based) task force training to be provided free of charge through BJA's Center for Task Force Integrity and Leadership. This training will address task force effectiveness as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. Additional information will be provided by BJA regarding the required training and access methods via BJA's web site and the Center for Task Force Integrity and Leadership (www.ctfli.org).
19. Recipient may not obligate, expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has received documentation demonstrating that the state or local governing body review and/or community notification requirements have been met and has issued a Grant Adjustment Notice (GAN) releasing this special condition.

RS



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Washington, D.C. 20531

Memorandum To: Official Grant File

From: M. A. Berry, Environmental Coordinator

Subject: Incorporates NEPA Compliance in Further Developmental Stages for City of Newark

The Edward Byrne Memorial Justice Assistance Grant Program (JAG) allows states and local governments to support a broad range of activities to prevent and control crime and to improve the criminal justice system, some of which could have environmental impacts. All recipients of JAG funding must assist BJA in complying with NEPA and other related federal environmental impact analyses requirements in the use of grant funds, whether the funds are used directly by the grantee or by a subgrantee or third party. Accordingly, prior to obligating funds for any of the specified activities, the grantee must first determine if any of the specified activities will be funded by the grant.

The specified activities requiring environmental analysis are:

- a. New construction;
- b. Any renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;
- d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and
- e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

Complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by BJA. Further, for programs relating to methamphetamine laboratory operations, the preparation of a detailed Mitigation Plan will be required. For more information about Mitigation Plan requirements, please see <http://www.ojp.usdoj.gov/BJA/resource/nepa.html>.

Please be sure to carefully review the grant conditions on your award document, as it may contain more specific information about environmental compliance.

KS



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**GRANT MANAGER'S MEMORANDUM, PT. I:
PROJECT SUMMARY**

Grant

PROJECT NUMBER
2009-DJ-BX-0477

PAGE 1 OF 1

This project is supported under 42 U.S.C. 3751(a) (BJA - JAG Formula)

1. STAFF CONTACT (Name & telephone number)

Kandia Conaway
(202) 514-9205

2. PROJECT DIRECTOR (Name, address & telephone number)

Gerald Bryda
Crime Prevention/Analysis
220 Elkton Road
Newark, DE 19711-0390
(302) 366-7110 ext.129

3a. TITLE OF THE PROGRAM

BJA FY 09 Edward Byrne Memorial Justice Assistance Grant Program: Local Solicitation

**3b. POMS CODE (SEE INSTRUCTIONS
ON REVERSE)**

4. TITLE OF PROJECT

JAG Program

5. NAME & ADDRESS OF GRANTEE

City of Newark
220 Elkton Road
Newark, DE 19711-0390

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 10/01/2008 TO: 09/30/2012

8. BUDGET PERIOD

FROM: 10/01/2008 TO: 09/30/2012

9. AMOUNT OF AWARD

\$ 48,815

10. DATE OF AWARD

08/28/2009

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

The Edward Byrne Memorial Justice Assistance Grant Program (JAG) allows states and units of local governments, including tribes, to support a broad range of activities to prevent and control crime based on their own state and local needs and conditions. Grant funds can be used for state and local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice, including for any one or more of the following purpose areas: 1) law enforcement programs; 2) prosecution and court programs; 3) prevention and education programs; 4) corrections and community corrections programs; 5) drug treatment and enforcement programs; 6) planning, evaluation, and technology improvement programs; and 7) crime victim and witness programs (other than compensation).

The city of Newark will use its JAG funds to boost its crime reduction and prevention strategy in the downtown business district and in targeted neighborhoods. The funds will be used by the Newark Police Department to purchase a license plate reader system and in-car cameras for three patrol vehicles. The decision by the

RS

Mayor and City Council to use the grant funds in this way reflects their commitment to ensuring the health, safety, and protection of their constituents and police officers. The Newark Police Department will issue thorough, comprehensive written progress and fiscal reports to keep all interested parties apprised of the coordinated effort of moving forward toward the goal of preventing and reducing crime in Newark.

NCA/NCF

RS