

**REQUEST FOR AGENDA PLACEMENT FORM**

Submission Deadline - Tuesday, 12:00 PM before Court Dates

SUBMITTED BY: Troy Fuller TODAY'S DATE: 11/29/2021

DEPARTMENT: Constable Pct 4

SIGNATURE OF DEPARTMENT HEAD: \_\_\_\_\_

REQUESTED AGENDA DATE: 12/13/2021

**SPECIFIC AGENDA WORDING:**

Grant for Constables was submitted on 11/29/2021 to purchase 22 BWC. The Grant requirement requires a 25% match. Grant Funding \$22,776.00 and County match of 7592.00 for a total of \$30,368.00. Requesting Court approval for Commissioner's, County Judge, and County Clerk to sign BWC Resolution to attach with submitted Grant.

COMMISSIONERS COURT

DEC 13 2021

**PERSON(S) TO PRESENT ITEM:**

Troy Fuller

**SUPPORT MATERIAL:** (Must enclose supporting documentation)

**Approved**

**TIME:** 5 minutes  
(Anticipated number of minutes needed to discuss item)

**ACTION ITEM:** ✓  
**WORKSHOP:**  
**CONSENT:**  
**EXECUTIVE:**

**STAFF NOTICE:**

**COUNTY ATTORNEY:** ✓

**AUDITOR:** ✓

**PERSONNEL:**

**BUDGET COORDINATOR:**

**IT DEPARTMENT:**

**PURCHASING DEPARTMENT:**

**PUBLIC WORKS:**

**OTHER:**

This Section to be completed by County Judge's Office

ASSIGNED AGENDA DATE: \_\_\_\_\_

REQUEST RECEIVED BY COUNTY JUDGE'S OFFICE:

\_\_\_\_\_  
**COURT MEMBER APPROVAL:**

\_\_\_\_\_  
**DATE:**

JOHNSON COUNTY COMMISSIONERS COURT



RICK BAILEY  
Commissioner Pct. #1

ROGER HARMON  
County Judge

MIKE WHITE  
Commissioner Pct. #3

KENNY HOWELL  
Commissioner Pct. #2

PAULA REID  
Assistant to Commissioner's Court

LARRY WOOLLEY  
Commissioner Pct. #4

STATE OF TEXAS

§  
§  
§

RESOLUTION

COUNTY OF JOHNSON

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APPROVAL OF SUBMISSION OF THE GRANT APPLICATION  
FOR THE JOHNSON COUNTY CRITICAL RESPONSE  
PROGRAM TO THE OFFICE OF THE GOVERNOR

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**WHEREAS**, the County of Johnson finds it in the best interest of the citizens of Johnson County that the Johnson County Constable Body Worn Camera's Program be operated for the 2021/2022 years; and

**WHEREAS**, the County of Johnson agrees to provide applicable matching funds for the said project as required by the Johnson County Constable Body Worn Camera's Program grant application; and

**WHEREAS**, the County of Johnson agrees that in the event of loss or misuse of the Office of the Governor funds, The County of Johnson assures that the funds will be returned to the Office of the Governor in full; and

**WHEREAS**, the County of Johnson designates Roger Harmon, County Judge for Johnson County, as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

**NOW, THEREFORE, BE IT RESOLVED THAT I**, Roger Harmon, and the four Commissioners of Johnson County, Texas, approved submission of the grant application (submitted on: 11/29/2021) for the Johnson County Constable Body Worn Camera's Program to the Office of the Governor.

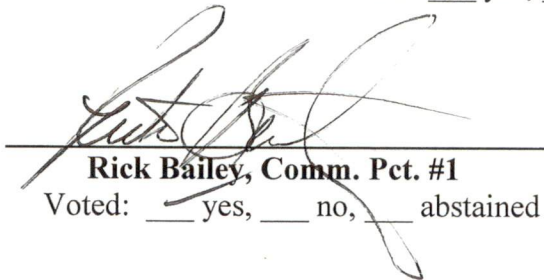
RESOLVED THIS 13<sup>TH</sup> DAY OF DECEMBER, 2021.

IN WITNESS WHEREOF, we hereto set our hands and cause the Seal of Johnson County, Texas to be affixed on the 13<sup>th</sup> day of December, 2021.



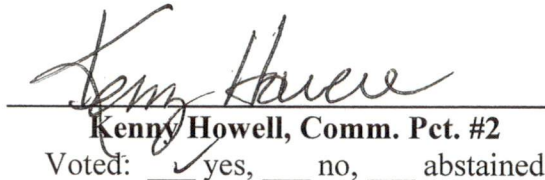
**Roger Harmon, Johnson County Judge**

Voted:  yes, \_\_\_ no, \_\_\_ abstained



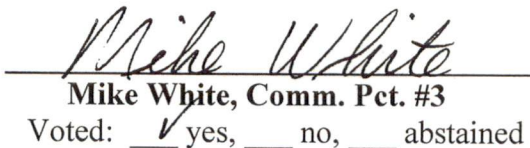
**Rick Bailey, Comm. Pct. #1**

Voted: \_\_\_ yes, \_\_\_ no, \_\_\_ abstained



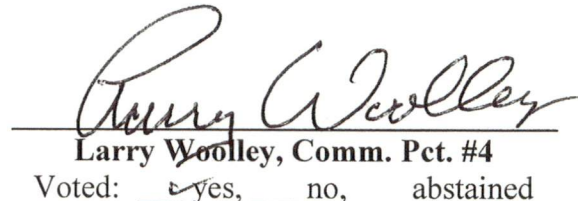
**Kenny Howell, Comm. Pct. #2**

Voted:  yes, \_\_\_ no, \_\_\_ abstained




**Mike White, Comm. Pct. #3**

Voted:  yes, \_\_\_ no, \_\_\_ abstained



**Larry Woolley, Comm. Pct. #4**

Voted:  yes, \_\_\_ no, \_\_\_ abstained

ATTEST:   
**Becky Ivey, County Clerk**





Print This Page

**Agency Name:** Johnson County Constable Precinct 4  
**Grant/App:** 4384901 **Start Date:** 10/1/2021 **End Date:** 9/30/2022

**Project Title:** Constables Body Worn Cameras  
**Status:** Pending OOG Review

**Eligibility Information**

**Your organization's Texas Payee/Taxpayer ID Number:**  
17560010302003

**Application Eligibility Certify:**

Created on:10/18/2021 12:45:01 PM By:Troy Fuller

**Profile Information**

**Applicant Agency Name:** Johnson County Constable Precinct 4  
**Project Title:** Constables Body Worn Cameras  
**Division or Unit to Administer the Project:** Johnson County Precinct 4 Constables Office  
**Address Line 1:** 2 N. Main Street Ste. B6  
**Address Line 2:**  
**City/State/Zip:** Cleburne Texas 76033-5500  
**Start Date:** 10/1/2021  
**End Date:** 9/30/2022

**Regional Council of Governments(COG) within the Project's Impact Area:** North Central Texas Council of Governments

**Headquarter County:** Johnson

**Counties within Project's Impact Area:** Johnson

**Grant Officials:**

**Authorized Official**

**Name:** Roger Harmon  
**Email:** countyjudge@johnsoncountytexas.org  
**Address 1:** 2 North Main Street  
**Address 1:**  
**City:** Cleburne, Texas 76033  
**Phone:** 817-556-6360 Other Phone:  
**Fax:** 817-556-6359  
**Title:** The Honorable  
**Salutation:** Judge  
**Position:** County Judge

**Financial Official**

**Name:** Barbara Abdalla  
**Email:** babdalla@johnsoncountytexas.org  
**Address 1:** 2 NORTH MAIN ST  
**Address 1:**  
**City:** CLEBURNE, Texas 76033  
**Phone:** 817-556-6307 Other Phone: 817-556-6305  
**Fax:** 817-556-6075  
**Title:** Ms.  
**Salutation:** Ms.  
**Position:** Grants Auditor

**Project Director**

**Name:** Troy Fuller  
**Email:** troy@johnsoncountytexas.org  
**Address 1:** 2 N. Main Street B6

In addition to the requirements found in existing statute, regulation, and the funding announcement, this program requires applicant organizations to certify compliance with the following:

### **Constitutional Compliance**

Applicant assures that it will not engage in any activity that violates Constitutional law including profiling based upon race.

### **Eligible Officers**

Applicant assures that grant funds will be used only to equip peace officers of a municipal police department or sheriff's office, who are engaged in traffic or highway patrol otherwise regularly detain or stop motor vehicles; or are primary responders who respond directly to calls for assistance from the public.

### **Reporting Requirements**

Applicant assures that it will annually file reports with the Texas Commission on Law Enforcement (TCOLE), in a manner prescribed by TCOLE, regarding the costs of implementing a body worn camera program, including all known equipment costs and costs for data storage.

### **Body-Worn Camera Policy**

Applicant assures that it will adopt a policy for the use of body-worn cameras which, at a minimum, includes all provisions described in Sec. 1701.655 of the Texas Occupations Code.

### **Cybersecurity Training Requirement**

Local units of government, including counties, municipalities, special districts, school districts, junior college districts, or other political subdivisions of the state, must submit a written certification of the local government's compliance with the cybersecurity training required by Section 2054.5191 of the Texas Government Code. A determination of non-compliance with the cybersecurity training requirements will result in a refund of the original grant award as well as ineligibility of future grant awards until the second anniversary of the date the local government is determined ineligible.

### **Criminal History Reporting**

Entities receiving funds from PSO must be located in a county that has an average of 90% or above on both adult and juvenile dispositions entered into the computerized criminal history database maintained by the Texas Department of Public Safety (DPS) as directed in the *Texas Code of Criminal Procedure, Chapter 66*. The disposition completeness percentage is defined as the percentage of arrest charges a county reports to DPS for which a disposition has been subsequently reported and entered into the computerized criminal history system.

Beginning January 1, 2021, counties applying for grant awards from the Office of the Governor must commit that the county will report at least 90 percent of convictions and other dispositions within five business days to the Criminal Justice Information System at the Department of Public Safety. Click [here](#) for additional information from DPS on this new reporting requirement.

### **Uniform Crime Reporting (UCR)**

Eligible applicants operating a law enforcement agency must be current on reporting complete UCR data and the Texas specific reporting mandated by 411.042 TGC, to the Texas Department of Public Safety (DPS) for inclusion in the annual Crime in Texas (CIT) publication. To be considered eligible for funding, applicants must have submitted a full twelve months of accurate data to DPS for the most recent calendar year by the deadline(s) established by DPS. Due to the importance of timely reporting, applicants are required to submit complete and accurate UCR data, as well as the Texas-mandated reporting, on a no less than monthly basis and respond promptly to requests from DPS related to the data submitted. Note: UCR is transitioning from summary reporting to NIBRS only in 2021. Applicants are encouraged to transition to NIBRS as soon as possible in order to maintain their grant eligibility.



throughout Cleburne, and Deputy/Student interactions, whether mentoring, counseling, or enforcement occurs multiple times daily both on and off campus. The Constable Offices began the implementation of a body-worn camera Program, which faltered based on poor equipment and technical support. The Johnson County Constable Offices actively use in car video systems to record events such as traffic stops, field interviews, and other public interactions. The use of the in car systems has been an asset and while it has assisted in many ways it has limitations on its capabilities. These limitations are based on the proximity that the body microphone has to be to the primary unit (car unit) to record communication. This results in most of the interactions between the deputies and the community relying heavily on "memory retention" to recall details of an incident or during normal interactions or "police contacts". The memory recall of the incident is at times fallible, not based on the deputy's intent or failure, but simply based on the scene activity and that the deputy may be handling multiple facets on one contact. The ability of a responding deputy to get the facts right is the utmost in importance. Interactions between the deputy and the public are ever present and occurring multiple times a day and during each of these contacts information is being exchanged or there is a potential action that comes about as a result of the contact. It is imperative that the Constables Offices maintain a high standard of accountability and transparency in working with the community to address issues of complaint, but also maintain the highest standards in making sure that the information is absolute and credible. It has been found through multiple reviews of agencies implementing a Body Worn Camera program that the number of "Use of Force" incidents has been significantly reduced, and that the number of citizen complaints demonstrated that same reduction. The implementation of the Body Worn Camera Program in Johnson County has created accountability within the Deputy/Citizen interactions with an established program that the deputies are aware of the incident being recorded (backed by training and policy) and the public to be aware that the interactions are being recorded through public education on the program. Our goal in this program is to increase professionalism in the agency and to provide professional services to the communities we serve. The current standard is to take a written complaint from the complaining party and then investigate by interviewing potential witnesses, involved parties, or affected employees. It notably makes a tremendous difference in the complaint process when a situation is audio or videotaped accurately depicting the sequence of events. The use of Body Worn Cameras has over the past year demonstrated its reliability in documenting the interactions between deputies and citizens, and making it possible to revisit interactions with a victim or witness to make sure that all is accurately documented. The Johnson County Constable Offices is seeking to improve its BWC Program to add Wi-Fi units so that data is automatically downloaded onto the proprietary server and stored in the EL4 library. This will provide direct benefits in the transfer of digital evidence and aid in the investigative process.

### **Supporting Data :**

The purpose of the Johnson County Body Worn Camera Program is to serve the residents residing in Johnson County. The Constables Offices of Johnson County serve civil process, respond to calls for service, conduct traffic enforcement, and routinely engage in citizen contacts. . The primary objective of the program is to promote transparency and accountability on the behalf of deputies, the community, and to establish a comprehensive policy and training program on the use of the body-worn camera. The use of the body-worn camera creates a more professional environment, acts as an "unbiased and impartial" witness to all contacts, assists in the prosecution of criminal cases, and presents credible and reliable "first hand" accounting to an incident as it occurs. The Johnson County Constables Offices are compliant in providing Brady Material and strives to collect and gather all information available at the scene to document the "facts" of any contact. It has always been a practice of the Johnson County Constable Offices to take document all contacts and citizen encounters, and provide testimony in all incidents in which we are involved. The use of Body Worn Camera places all of these scene practices into a format that depicts accurate accounts of what transpired at a scene, which makes the body-worn camera an unbiased witness.

### **Project Approach & Activities:**

The Constables Offices of Johnson County serve civil process, respond to calls for service, conduct traffic enforcement, and routinely engage citizen contact serving civil process .On average there are ten to fourteen deputies that are working at any given time providing coverage to the citizens of Johnson County. Johnson County covers more than 700 square miles and the response to calls is often handled by a single deputy and supports the Sheriff's Office patrol . It is during these times that officer safety is most at risk and decision making is critical, It is essential that all scenes be documented for potential evidentiary reasons, whether it consists of verbal testimony or collection of physical evidence. Regardless of the type offense committed, interactions with the scene or public can be of vital importance to not only the ongoing investigation but also the successful prosecution of criminal cases. The Johnson County Constable Office is represented in the Cleburne ISD district in Johnson County, which are established the Absent Student Assistance Program (ASAP), program. This program access nearly 10,000 students in Johnson County, and Deputy/Student interactions, whether mentoring, counseling, or enforcement occurs multiple times daily both on and off campus. The Constable's



and reflect the most up-to-date research and best practices. Periodic assessments will also help determine whether current policies and practices are effective and are being adhered to. The review of downloaded video by deputies enables them to provide complete and accurate reports, as well as prepare for giving testimony at hearings, trials, or depositions. Training supervisors may review recordings of deputies in the Field Training Program in order to evaluate the progress of Probationary Police Officers through the Field Training Program. Supervisors designated by the Constables may authorize the retention of recordings beyond the standard 90-day period for administrative purposes. Additionally, supervisors have the management prerogative to review recordings of officers that have a pattern of allegations of misconduct. Investigators are responsible for reviewing digital evidence associated with their cases and for ensuring appropriate references are made within their documentation to the relevance of said recordings. The DME (Digital Media Evidence) provided by the body-worn camera are labeled by the category (criminal or non-criminal), offense type (predetermined categories), unit number, deputy, date/Time of recording, CAD (Computer Aided Dispatch) ID number, citation or report number, and defendants name. This labeling allows the system to be searched and allows DME to be stored and recovered to meet retention requirements. An audit will be conducted by the designated video administrator(s) which is to check for the required use and operation of the body-worn camera. The designated video administrator(s) will randomly select personnel that are assigned a body-worn camera and notify the supervisor of the employee that an audit has been requested. The supervisor will then note the date of the audit, offense type and number of videos reviewed, if applicable, the name of the officer assigned to the body-worn camera, and documentation of the deputies actions and specifically whether the body-worn camera equipment is being utilized properly. The audit findings will be documented on the Video Audit Form that will be submitted to and maintained by the designated video administrator.

### **Target Group :**

The target audience for this program is all persons that not only reside in all areas of Johnson County, but also all that may be persons that may become affected by a police response or contact while in Johnson County. This applies to male or female persons, of any age.

### **Evidence-Based Practices:**

The Johnson County Constable Offices has initiated a comprehensive written policy that implements numerous best practices that were developed from agencies that have established BWC programs. The policy will continue to be a "work in progress" that will be enhanced and fine-tuned as the BWC program becomes more established and practices become more defined. The continued evaluation of the Johnson County BWC Program will be based on the input of deputies, administrators, prosecutors, court officials, and the community in a collaborative effort. The Johnson County Constables Office policy promotes accountability and transparency to aid in reducing the number of complaints as well as to assist in identifying and correcting internal problems. The body-worn cameras should be utilized to (1) collect evidence that can be used in the prosecution of criminal offenses, (2) record contacts with the public in order to secure unbiased evidence in connection with investigations, (3) allow for supervisory review to ensure that Constables Office policies and procedures are followed, and (4) capture footage that would be helpful for training. The policy gives consideration regarding privacy, such as when to record, consent to record, recording in private homes, and then how the data is stored, retained, and disclosed under the freedom of information act. Deputies assigned throughout the agencies will be assigned a BWC. Use of the BWC within the community should be done in a manner that embraces public trust and continuity, and not inhibit the sharing of information by the community members. The policy follows best practices in requiring comprehensive training for all deputies on the use, operation, legal aspects, and maintenance checks. Training will be conducted annually to ensure that deputies are updated on current law and new emerging case law. Deputies will be encouraged to review video prior to making statements or reports in regards to incidents. In establishing the BWC Program in Johnson County careful financial considerations have been made in determining existing technology and finding methods to integrate the BWC Program. Johnson County already has an operational Watch guard proprietary server at the Sheriff's Office that runs the Evidence Library 4 software that addresses storage and retention needs. The addition of the automated Blu-ray robot writer, Primera Bravo Disc Publisher will allow for the transfer of DME to in a Blu-Ray format that will be maintained as required by law. In working with the prosecutor's offices (County Attorney and District Attorney) and the Information Technology (IT) department we were able to develop how to store BWC recordings to meet mandated state retention requirements.

### **Project Activities Information**

#### **Introduction**



## Custom Outcome Measures

CUSTOM OUTCOME MEASURE	TARGET LEVEL
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### Resolution from Governing Body

Applications from nonprofit corporations, local units of governments, and other political subdivisions must include a resolution that contains the following:

1. Authorization by your governing body for the submission of the application to the Public Safety Office (PSO) that clearly identifies the name of the project for which funding is requested;
2. A commitment to provide all applicable matching funds;
3. A designation of the name and/or title of an authorized official who is given the authority to apply for, accept, reject, alter, or terminate a grant (Note: If a name is provided, you must update the PSO should the official change during the grant period.); and
4. A written assurance that, in the event of loss or misuse of grant funds, the governing body will return all funds to PSO.

Upon approval from your agency's governing body, upload the approved resolution to eGrants by clicking on the **Upload Files** tab and following the instructions on *Uploading eGrants Files*.

### Contract Compliance

Will PSO grant funds be used to support any contracts for professional services?

Select the appropriate response:

- Yes  
 No

For applicant agencies that selected **Yes** above, describe how you will monitor the activities of the sub-contractor(s) for compliance with the contract provisions (including equipment purchases), deliverables, and all applicable statutes, rules, regulations, and guidelines governing this project.

Enter a description for monitoring contract compliance:

### Lobbying

For applicant agencies requesting grant funds in excess of \$100,000, have any federally appropriated funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant loan, or cooperative agreement?

Select the appropriate response:

- Yes  
 No  
 N/A

For applicant agencies that selected either **No** or **N/A** above, have any non-federal funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress in connection with this federal contract, loan, or cooperative agreement?

Select the appropriate response:

- Yes  
 No  
 N/A



\*\*\* FOR PROFIT CORPORATIONS ONLY \*\*\*

Enter the following values in order to submit the application

Enter the Year in which the Corporation was Founded: 0

Enter the Date that the IRS Letter Granted 501(c)(3) Tax Exemption Status: 01/01/1900

Enter the Employer Identification Number Assigned by the IRS: 0

Enter the Charter Number assigned by the Texas Secretary of State: 0

Enter the Year in which the Corporation was Founded:

Enter the Date that the IRS Letter Granted 501(c)(3) Tax Exemption Status:

Enter the Employer Identification Number Assigned by the IRS:

Enter the Charter Number assigned by the Texas Secretary of State:

### **Section 2: Accounting System**

The grantee organization must incorporate an accounting system that will track direct and indirect costs for the organization (general ledger) as well as direct and indirect costs by project (project ledger). The grantee must establish a time and effort system to track personnel costs by project. This should be reported on an hourly basis, or in increments of an hour.

Is there a list of your organization's accounts identified by a specific number (i.e., a general ledger of accounts)?

Select the appropriate response:

Yes

No

Does the accounting system include a project ledger to record expenditures for each Program by required budget cost categories?

Select the appropriate response:

Yes

No

Is there a timekeeping system that allows for grant personnel to identify activity and requires signatures by the employee and his or her supervisor?

Select the appropriate response:

Yes

No

If you answered 'No' to any question above in the Accounting System section, in the space provided below explain what action will be taken to ensure accountability.

Enter your explanation:

### **Section 3: Financial Capability**

Grant agencies should prepare annual financial statements. At a minimum, current internal balance sheet and income statements are required. A balance sheet is a statement of financial position for a grant agency disclosing assets, liabilities, and retained earnings at a given point in time. An income statement is a summary of revenue and expenses for a grant agency during a fiscal year.

Has the grant agency undergone an independent audit?

Select the appropriate response:

Yes

No

Does the organization prepare financial statements at least annually?

Select the appropriate response:

Yes

No

	System and Accessories	capacity wearable cameras with up to 9 hours of continuous high definition recording. Unit includes one camera mount, 32 GB of storage, Wi-Fi docking base, charging base, and all cables. This package includes a 3 year no-Fault warranty, locking chest mount, and licensing for the EL4 (evidence library).						
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**Source of Match Information**

**Detail Source of Match/GPI:**

DESCRIPTION	MATCH TYPE	AMOUNT
Cash Match	Cash Match	\$7,592.00

**Summary Source of Match/GPI:**

Total Report	Cash Match	In Kind	GPI Federal Share	GPI State Share
\$7,592.00	\$7,592.00	\$0.00	\$0.00	\$0.00

**Budget Summary Information**

**Budget Summary Information by Budget Category:**

CATEGORY	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
Equipment	\$22,776.00	\$7,592.00	\$0.00	\$0.00	\$30,368.00