

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS

ACTION AGENDA SUMMARY

DEPT: Sheriff's Department

Ram J. [Signature]
phnt

BOARD AGENDA # *B-9

Urgent

Routine

AGENDA DATE October 27, 2009

CEO Concurs with Recommendation YES NO

(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Set Public Hearing on November 24, 2009, at 9:20 a.m. for Authorization of Stanislaus County District Attorney and Stanislaus County Sheriff's Department Expenditure Plans for the State Supplemental Law Enforcement Services Fund (SLESF)

STAFF RECOMMENDATIONS:

Set a public hearing on November 24, 2009 at 9:20 a.m. to consider approval of the Stanislaus County District Attorney and Stanislaus County Sheriff's Department 2009-2010 Fiscal Year expenditure plans for the Supplemental Law Enforcement Services Fund (SLESF).

FISCAL IMPACT:

The Stanislaus County Sheriff's Department and District Attorney Offices are expecting to receive a minimum of \$300,000 in Supplemental Law Enforcement Services Funding (SLESF). Of this amount Stanislaus County Sheriff's Department will receive \$100,000 for the Detention division, \$100,000 for the Operations division, and the District Attorney's Office will receive \$100,000.

(Continued on the next page)

BOARD ACTION AS FOLLOWS:

No. 2009-722

On motion of Supervisor Chiesa, Seconded by Supervisor Grover and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Set Public Hearing on November 24, 2009, at 9:20 a.m. for Authorization of Stanislaus County District Attorney and Stanislaus County Sheriff's Department Expenditure Plans for the State Supplemental Law Enforcement Services Fund (SLESF)

FISCAL IMPACT (Continued from Page 1)

These funds are dedicated revenues and are allocated for frontline law enforcement services and personnel, equipment and programs that are necessary to meet those needs. These funds can not be used to supplant (replace) current services and if not spent, can not become part of the General Fund balance at year-end.

District Attorney

The Fiscal Year 2009-2010 Final Budget for the District Attorney anticipated continuation of the SLESF funding and anticipated a total funding level of \$130,000. This revenue was included in the budget. Since this revenue is used to offset the cost of positions that were previously added with receipt of this funding, no recommendation is being made to increase appropriations and anticipated revenue. Due to a reduction in the Vehicle License Fees (VLF), the District Attorney will reduce anticipated revenue by \$30,000 as part of their Mid-Year adjustments.

Sheriff's Department

The Fiscal Year 2009-2010 Final Budget for the Sheriff anticipated continuation of the SLESF funding and anticipated a total funding level of \$100,000 for the Detention division and \$100,000 for the Operations division. Estimated revenue was included in both budgets. Since this revenue is used to offset the cost of salaries and benefits for positions that were previously added with receipt of this funding, no recommendation is being made to increase appropriations and anticipated revenue.

DISCUSSION:

The purpose of this agenda item is to set a public hearing required by California Government Code 30061 regarding the planned expenditure of Supplemental Law Enforcement Services Fund (SLESF).

Stanislaus County receives Supplemental Law Enforcement Services Funding (SLESF) from the State through the California's Citizens Option for Public Safety (COPS) program on an annual basis. The prerequisite to receive this funding requires the County convene a public hearing to discuss the proposed use of the funds.

District Attorney

It will be proposed that the District Attorney's allocation be utilized in the 2009-2010 Fiscal Year for the following purpose: \$100,000 to partially fund a Criminal Investigator II and two Legal Clerks IVs to assist in criminal investigations. (Continued on the next page)

Approval to Set Public Hearing on November 24, 2009, at 9:20 a.m. for Authorization of Stanislaus County District Attorney and Stanislaus County Sheriff's Department Expenditure Plans for the State Supplemental Law Enforcement Services Fund (SLESF)

DISCUSSION (Continued from Page 2)

Sheriff's Department

On September 30, 1997 the Board approved the addition of four sergeant positions in the Operations division and four Sergeant-Custodial positions in the Detention division. These positions were funded with the 1997-1998 SLESF actual funds of \$160,823 for Jail operations and \$240,809 for front line law enforcement. The SLESF funds were identified as the ongoing revenue source to continue these first line supervisory positions.

Due to a reduction in the Vehicle License Fees (VLF) allocated to the Citizen's Option Public Safety (COPS) Supplemental Law Enforcement Services Fund (SLESF) Program, the Sheriff's Department deleted a vacant unfunded Sergeant-Custodial position and a Sergeant position with the approval of the 2009-2010 Final Budget on September 15, 2009.

It is proposed that the County's Sheriff's Department allocation be utilized in the 2009-2010 Fiscal Year for the following purpose: \$100,000 for .83 Sergeant-Custodial position in Detention and \$100,000 for .77 Sergeant position in Operations

California Government Code 30061 requires the Stanislaus County Board of Supervisors to convene a public hearing to appropriate these funds for front line law enforcement, county jail construction and operations, and criminal prosecution. This hearing must be separate and apart from the process applicable to proposed allocations to the County General Fund.

POLICY ISSUES:

This agenda item is consistent with the Board of Supervisors' priorities of A safe community and Efficient delivery of public services.

STAFFING IMPACT:

There is no staffing impact associated with this agenda item. Existing staff will provide the support needed to administer the funds.

Approval to Set Public Hearing on November 24, 2009, at 9:20 a.m. for Authorization of Stanislaus County District Attorney and Stanislaus County Sheriff's Department Expenditure Plans for the State Supplemental Law Enforcement Services Fund (SLESF)

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on, November 24, 2009 at 9:20 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Board of Supervisors Chambers, Lower Level, 1010 10th Street, Modesto, California, to consider approval of the Supplemental Law Enforcement Services Fund expenditure plan for the 2009-2010 Fiscal Year. California Government Code 30061 requires these funds be spent to enhance front line law enforcement. The proposed plan consist of \$100,000 for District Attorney to partially fund a Criminal Investigator II and two Legal Clerks IVs to assist in criminal investigations; \$100,000 for .83 Sergeant-Custodial position in the Detention division, and \$100,000 for .77 Sergeant position in the Operations division.

NOTICE IS FURTHER GIVEN that at the above noticed time and place all persons will be given an opportunity to be heard. Interested persons may also submit written comments to Stanislaus County regarding the proposed plan or may contact Dan Wirtz at the Stanislaus County Sheriff's Department (209) 525-7114 or at the above-referenced address.

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BY ORDER OF THE BOARD OF SUPERVISORS

DATED: October 27, 2009

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk of the Board of Supervisors
of the County of Stanislaus,
State of California

BY: Susan E Seibert, Deputy Clerk of the Board

**DECLARATION OF PUBLICATION
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of **THE MODESTO BEE**, printed in the City of **MODESTO** , County of **STANISLAUS** , State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of **STANISLAUS** , State of California, Under the date of **February 25, 1951, Action No. 46453**; that the notice of which the annexed is a printed copy, has been published in each issue there of on the following dates, to wit:

Nov 14, 2009

I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at

MODESTO, California on

November 17th, 2009

(Signature)



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Pub Dates Nov 14, 2009