

BOARD OF SUPERVISORS
OF THE
COUNTY OF SANTA BARBARA,
STATE OF CALIFORNIA

A Resolution of the County of Santa Barbara, California Authorizing the Submission of an Application for Local Jail Construction Grant Funds, and Providing Other Assurances.

RESOLUTION NO. 08-073

WHEREAS, the County of Santa Barbara's population has increased steadily for several decades, and the population's arrest rate has also increased; and whereas these factors have caused a significant demand upon the jail system that is projected to continue in the future; and

Whereas both 1999 and 2008 jail needs assessments have indicated the need for more than 500 additional jail beds in the County by 2010; and

Whereas, the County of Santa Barbara has been under court order to reduce overcrowding since 1982, and has stipulated to various programs and actions to reduce the jail population, including restricting bookings into the jail, releasing inmates before completion of their sentence, and imposing a population cap; and

Whereas the National Institute of Corrections conducted a Justice System Assessment in April of 2006 and recommended a new jail in north Santa Barbara County; and

Whereas the County of Santa Barbara lacks an adequate jail facility in the North County, and that 54% of the inmates in custody during 2007 in the Santa Barbara Jail were from the North County; and

Whereas the County of Santa Barbara has identified a 50-acre site for a new jail project in the North County, has an Environmental Impact Report certifiable by the County Board of Supervisors, and, has taken steps to ensure possession of the property can be obtained before July of 2008; and

Whereas the County of Santa Barbara has the ability and willingness to secure Certificates of Participation on other County owned properties to secure the necessary capital funding match of 25% as required by the California Department of Corrections to Qualify for AB 900 funding; and, is willing to commit to provide the additional necessary funding for the net increase in operating costs through a variety of means; and

WHEREAS, therefore, the assurances and agreements reflected herein are contingent on award and receipt of AB900 funding; and

Whereas the County of Santa Barbara understands that the State of California's Corrections Standards Authority (CSA), which is an interested party in the matters in this resolution, has not yet completed certain required agreements between the County of Santa Barbara and state entities; and, whereas negotiations of these agreements is ongoing by the involved parties and those parties understand either party may not finalize said agreements, necessitating a rescission of any previously negotiated obligations by all parties;

BE IT RESOLVED that the Board of Supervisors of the County of Santa Barbara hereby:

Approves the submission of an application to the State of California Corrections Standards Authority for local jail construction grant funds; and

Appoints Sheriff Bill Brown as the County official authorized to sign the applicant's agreement and submit the proposal for funding, Commander Thomas Jenkins as the Project Contact Person for the State, Grady Williams as the County Construction Administrator, and Doug Martin as the County Project Financial Officer; and

Assures that the County will adhere to State requirements and terms of the agreements between the County, the California Department of Corrections and Rehabilitation, the Corrections Standards Authority, and the State Public Works Board in the expenditure of State funds and County match funds; and

Assures that the County of Santa Barbara will appropriate, after conditional project award but before State/County funding agreements, \$18,765,007 as match from the County borrowing program; and that said matching funds do not supplant funds otherwise dedicated for construction activities; and

Assures the County of Santa Barbara will fully and safely staff and operate the facility that is being constructed (consistent with Title 15, California Code of Regulations) within 90 days after project completion; and

Assures that the County is in current negotiation for the site and will have long term possession of the site within 90 days of intent to award, and assures that the County of Santa Barbara will have project site control through fee simple ownership or by order of pre-judgment possession, with possession and undisturbed right of access, to the project within ninety (90) days following the Corrections Standards Authority's notice of Intent to Award; and

Assures that once a site is acquired, the County of Santa Barbara will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site of the facility subject to construction, or lease the facility for operation to other entities, without permission and instructions from the Corrections Standards Authority; and

Attests to the current fair market value of the selected land site for the proposed new jail facility as \$3.3 million; and

Agrees to work with the California Department of Corrections and Rehabilitation toward achieving the goal of improving successful reintegration of adult offenders into the communities of the County; and

Assures that the County has signed an agreement to cooperate with the California Department of Corrections and Rehabilitation and that a reentry planning team has been developed for the purpose of working collaboratively with the California Department of Corrections and Rehabilitation, as evidenced by the attached documents; and

Assures that the reentry facility will be co-located on the property adjacent to the proposed newly constructed jail at Black and Betteravia Roads in the unincorporated areas of the Santa Maria Valley; Assessor Parcel Numbers 1113-210-004 and,1113-210-014; and

Agrees to fully cooperate with the State in siting, locating and providing mental health day treatment and crisis care for parolees; and

Agrees to provide a continuum of care for mental health and substance abuse treatment so that parolees can continue to receive services at the conclusion of their period of parole; and

Agrees to provide the physical locations of 212 Carmen Lane and 500 W. Foster Road, both in Santa Maria, CA at which the mental health day treatment or commensurate intensive treatment services and crisis care services will be provided to parolees so that they can continue to receive services at the conclusion of their period of parole; and

Authorizes Sheriff Bill Brown to sign the local jail construction grant assurance statement and submit the County of Santa Barbara's application for funding.

On motion of Supervisor *Jon Gray*, seconded by Supervisor *Brooks Firestone*, the foregoing resolution was PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Santa Barbara, State of California held on this 11th day of March 2008, by the following vote:

AYES: Supervisors Carbajal, Wolf, Firestone, Gray, Centeno

NOS: None

ABSTAIN: None

ABSENT: None

By

Salud Carbajal
Salud Carbajal, Chair
Board of Supervisors

ATTEST:
CLERK OF THE BOARD

By:

Michael Allen
Michael Allen
Chief Deputy Clerk

APPROVED AS TO FORM:
DANIEL J. WALLACE
COUNTY COUNSEL

By: 

By Kevin E. Ready, Sr.
Senior Deputy County Counsel

APPROVED AS TO FORM:
AUDITOR-CONTROLLER

By: 