



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: CEO
Department No.: 012
For Agenda Of: March 20, 2012
Placement: Departmental
Estimated Tme: 15 minutes
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Chandra L. Wallar, County Executive Officer
Director(s)
Contact Info: Terri Nisich, Assistant County Executive Officer, 568-3400
SUBJECT: Indian Gaming Special Distribution Fund Grant Submittal

County Counsel Concurrence

As to form: N/A

Auditor-Controller Concurrence

As to form: N/A

Recommended Actions:

Authorize the submittal of grants for the Indian Gaming Special Distribution Fund for the following services addressing casino impacts:

- A. Submittal by the Sheriff for law enforcement patrol services; and,
- B. Submittal by the Fire Chief for fire suppression and emergency medical services.

Summary Text:

On January 17, 2012, the County received notification from the State Controller that \$9.1 million was allocated from the Indian Gaming Special Distribution Fund (IGSDF) to restore funding deleted from the Budget Act of 2007. The amount allocated to the County's Indian Gaming Local Community Benefit Committee (IGLCBC) is \$736,752.40. The purpose of the IGSDF is to provide grants to local jurisdictions impacted by tribal gaming. The County has historically been awarded grants for fire suppression and emergency medical response and patrol services rendered by the County Fire and Sheriff Departments. The item before the Board is to authorize the Sheriff and Fire Departments to submit grants for these services to mitigate impacts of tribal gaming.

Background:

The IGSDF is intended to mitigate the impacts of gaming on local governments. Of the \$736,752.40 available this year, 60% (\$442,051.44) is awarded to jurisdictions meeting a nexus test based on the geographical proximity of a local jurisdiction to an individual Indian land upon which a tribal casino is located and 40% (\$294,700.96) is allocated for discretionary grants. However, due to the State of California's decision to no longer fund the Alamo Pintado Bridge Widening Project, in conjunction with City of Solvang, another \$350,000, previously directed to the project, yet as of this date unexpended,

may revert to the local gaming fund for redistribution. County Counsel is currently working with parties to determine the appropriate process for use of the funds.

As stated in the legislation providing for IGLCBC, priorities for the use of the grant funds include law enforcement, fire services, emergency medical services, environmental impacts, water supplies, waste disposal, behavioral, health, planning and adjacent land uses, public health, roads, recreation and youth programs, and child care programs. The IGLCBC, which consist of representatives from the Santa Ynez Band of Chumash Indians, the County, the City of Solvang, and two at-large members that currently are elected officials from the Cities of Buellton and Solvang, will meet to review the grant applications and award funds. The State Controller must be notified of the approved use of funds by May 31, 2012.

The Sheriff’s Department has submitted a grant request for \$736,752 which includes reimbursement for cost incurred thought June 30, 2012 for law enforcement coverage in the amount of \$267,995 as well as a request for the opportunity to roll over the differential of \$468,757 for services needed for fiscal year 12/13. This level of funding provides for law enforcement services rendered through fiscal year end 11/12 and proposed for a portion of 12/13, yet at a reduced level of service. The Sheriff’s Department is requesting funding in this manner in order to proactively address the law enforcement needs resulting from the casino in a proactive manner for the upcoming fiscal year, rather than the retroactive or reimbursement of cost experienced in fiscal year 10/11 and now 11/12. The reduced level of funding does not represent the cost for a full POST position or 5.09 FTE. The total cost of one POST position (5.09 FTE) is approximately \$798,000. Therefore, the Sheriff will be working with the Santa Ynez Band of the Chumash Indians to secure supplemental funding in the amount of \$329,243 to address the full cost of the post position for fiscal year 12/13. The chart below provides an overview of the Sheriff’s Department Grant request.

**SHERIFF DEPARTMENT GRANT REQUEST
BUDGET ANALYSIS
FY 2011/12 AND FY 2012/13**

FY 2011/12		Amount Requested
Total Grant Funding Available FY 2011/12		\$736,752
Projected Expenditures FY 2011/12	(\$267,995)	
Amount of “Roll Over” for FY 2012/13	\$468,757	
FY 2012/13		
Estimated Cost of One Post for FY 2012/13 (5.09 FTEs)	\$798,000	
Roll Over from FY 2011/12	(\$468,757)	
Supplemental Contribution Required for FY 2012/13		\$329,243
Total Amount Requested (Grant and Supplemental):		\$1,065,995

The County Fire Department has submitted a grant for the 4th firefighter/paramedic post position at Station #32 in Santa Ynez for a cost of \$501,000. This will reimburse the County Fire Department for costs incurred through the end of fiscal year 11/12 for provision of this service. The firefighter/paramedic position has been in place since 2002 recognizing that the impact of the casino increased the number of responses at Station #32 by 25%. Response data for the last several years continue to reflect the need for this level of service.

The combined County request for funding totals \$1,237, 752. The total IGLCBC allocation is presently \$736,752.40, with a potential for an additional \$350,000 in remaining funds for prior City of Solvang Projects. Given the funding constraints, the County Executive Officer recommends that grants be submitted in the following order:

1. Reimbursement of County Fire for costs incurred in fiscal year 11/12 in the amount of \$501,000.
2. Reimbursement of the County Sheriff for cost incurred in fiscal year 11/12 in the amount of \$267,995. Given that \$736,752 is currently allocated by the state, it is recommended that the County request a distribution of \$32,243 from the potential remaining \$350,000 to fully reimburse the County Sheriff Department for cost incurred through fiscal year 11/12.
3. Augment request by County Sheriff in the amount of \$317,757 of potential remaining monies to provide for continued patrol services at levels provided in fiscal year 11/12.

Fiscal and Facilities Impacts:

Budgeted: The Fire Department included the receipt of these funds in their FY 11-12 budget in the amount of \$501,000 and has been staffing the 4th firefighter/paramedic post position at Station #32 in Santa Ynez during the fiscal year in anticipation of receipt of IGSDF funding. The Sheriff's Department did not budget any IGSDF funding in their FY 11-12 budget; however, the Department has been incurring costs during the year by running a cover watch in the casino area. Receipt of the grant funds will cover costs incurred this year for these services.

Staffing Impacts:

The Fire Department uses one post (3 FTE) to ensure 24/7 coverage. In past years, the Sheriff's Department has used 5 FTE to ensure 24/7 coverage; in FY 11-12, the Sheriff's Department did not fund these staff.

Attachments:

Sheriff Department Grant Application
Fire Department Grant Application

CC:

Bill Brown, Sheriff
Chief Michal Dyer, Fire Department