



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: 6/17/08
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Michael F. Brown, County Executive Officer
Director(s)
Contact Info: Jason Stilwell, Assistant County Executive Officer. 568-3413
SUBJECT: **Certification of FY 2007-08 Proposition 172 (Public Safety Tax) Maintenance of Effort**

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

That the Board of Supervisors authorize the Chair to execute the Proposition 172 Public Safety Sales Tax Maintenance of Effort Certification form certifying that Santa Barbara County has funded fiscal year 2007-08 public safety services at a level greater than required by California Government Code Section 30056.

Summary Text: Government Code Section 30056 (amended by AB 2788) guarantees funding for public safety at the 1992-93 base level, with exclusions for one-time cost items and adjustments for increases in sales tax revenues. Recipients of Proposition 172 funds must annually certify that they are meeting the minimum statutory requirements. To receive full allocation of Proposition 172 revenues, the minimum funding level for public safety functions in the 1994-95 and subsequent years must be equal to or greater than the 1992-93 base year as adjusted by annual increases (or decreases) in the Proposition 172 sales tax allocated to the entity. Failure to meet this Maintenance-of-Effort (MOE) requirement results in loss of Proposition 172 funds. The required level of funding for fiscal year 2007-08 is \$73,866,103. The adjusted amount Santa Barbara County provided in its adopted budget for public safety services for Fiscal Year 2007-08 was \$145,401,296 which is \$71,543,923 greater than the MOE requirement.

Background: On March 14, 1995, the Board adopted a definition of public safety services as it applies to the Proposition 172 Maintenance-of-Effort (MOE) calculation required by Government Code Section 30056. In line with the statute, the Board of Supervisors designated public safety

services as: District Attorney (less Child Support), Sheriff (less Court Services), Fire, Parks (Ocean Lifeguards), Public Defender, Alternate Public Defender, and Probation.

This letter and the certification form will certify to the Auditor-Controller that Santa Barbara County has funded Fiscal Year 2007-08 Proposition 172 public safety services at a level greater than the maintenance of effort threshold required by Government Code Section 30056. The required level of funding for fiscal year 2007-08 is \$73,866,103. The adjusted amount Santa Barbara County provided in its adopted budget for public safety services for Fiscal Year 2007-08 was \$145,401,296 which is \$71,535,193 greater than the MOE requirement. The attached forms show how these amounts were calculated.

Fiscal and Facilities Impacts: Meeting the minimum spending requirements of Proposition 172 allows the County to receive its full allocation of Public Safety Augmentation Funds. The Adopted Budget for the Proposition 172 Public Safety Augmentation Funds for FY2007-08 is \$32,676,175 and the actual amount is estimated to be approximately \$29,830,000; estimated actual revenue is \$2,846,175 below adopted budget.

Budgeted: Yes

Special Instructions: Send one copy of the signed attached Maintenance of Effort Certification Form and supporting forms A, B, and C to Ryder Bailey, Specialty Accounting Division, Santa Barbara County Auditor-Controller's office. Send one copy of the Minute Order to Xenia Tihomirova, Fiscal & Policy Analyst, County Executive Office.

Attachments: AB 2788 Maintenance of Effort Certification Form

- Form A - Santa Barbara County Proposition 172 Maintenance-of-Effort Summary
- Form B - AB 2788 (Chapter 886/94) Maintenance-of-Effort Base Year Calculation
- Form C - AB 2788 Maintenance-of-Effort Certification Year 2007-08 Calculations

Authored by: Xenia Tihomirova, Fiscal & Policy Analyst, 568-3421

cc:

Bill Brown, Sheriff
Robert Geis, Auditor-Controller
Daniel Hernandez, Parks Director
Christie Stanley, District Attorney
Greg Paraskou, Public Defender
John Scherrei, Fire Chief
Patti Stewart, Chief Probation Officer