

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



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

Agenda Number:
Prepared on: 6/10/03
Department Name: Probation
Department No.: 022
Agenda Date: 07/08/03
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: Susan J. Gionfriddo, Chief Probation Officer
Probation Department

STAFF CONTACT: Dennis Bougher, Probation Manager
Ext. 8600

SUBJECT: Resolution Continuing Probation/District Attorney Narcotics Suppression Program

Recommendation(s):

That the Board of Supervisors:

- a. Adopt the attached resolution continuing the Probation/District Attorney Narcotics Suppression Program for fiscal year 2003-2004 authorizing the Chief Probation Officer to execute the grant agreement.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with Goal No. 2: Ensure the Public Health and Safety and Provide Essential Infrastructure, and Goal No. 5: Maintain and Enhance the Quality of Life for all Residents.

Executive Summary and Discussion:

The Probation/District Attorney Narcotics Suppression Program has received funding from the Office of Criminal Justice Planning (OCJP) for over ten years. The County Law Enforcement Chiefs and the Alcohol Drug Program Administrator are the grant's required Steering Committee responsible for determining how the Office of Criminal Justice Planning Anti-Drug Abuse grant funds available to Santa Barbara County are to be utilized. The Fiscal Year 2003/2004 allocation, upon approval, is \$288,452.

As stated in previous Board Letters, this project is a collaborative effort between all local law enforcement agencies to apply certain strategies designed to reduce the flow of narcotics through our county. The project uses searches, buy-bust operations, and street sweeps to accomplish the desired reduction of narcotics. It targets both street level dealers and major vendors operating within Santa Barbara County.

This year's funding will be used to offset the costs of one Deputy District Attorney IV, one Deputy Probation Officer, Sr. and one full-time Office Assistant III to be assigned to the Santa Barbara Regional Narcotic

Enforcement Team (SBRNET), as well as the costs associated with having a Peace Officer assigned to the Santa Barbara Regional Narcotic Enforcement Team by the Santa Maria Police Department, Lompoc Police Department, Guadalupe Police Department, and the Santa Barbara County Sheriff's Department.

Performance Measures:

0076: To reduce criminal drug trafficking: Effect: 50 seizures of illegal substances.

0088: To hold offenders accountable and to enable the courts to make appropriate sentencing decisions within statutory deadlines: File 100% of 3,000 Adult Violation reports within statutory guidelines.

Mandates and Service Levels:

The project, as described, meets the guidelines set forth by the Office of Criminal Justice Planning. This is not a mandated program, although many of the services provided are mandated by statutes and court orders. Statutory mandates governing Probation Department services are attached for your review.

Fiscal and Facilities Impacts:

The FY 2003-2004 Probation/District Attorney Narcotics Suppression Program budget consists of expenditure appropriations of \$288,452 that were established during the County Budget process. The program expenditures are financed by \$288,452 in State Office of Criminal Justice Planning (OCJP) Anti-Drug Abuse Grant revenue account # 4789 (pass-through of federal funds). This is an increase of \$21,112 from FY 02-03 as well as to the 03-04 recommended budget. All of the increase will be equally distributed between the Santa Barbara County Sheriff and the City Police Departments. Additionally, \$9,886 in funds that the Santa Barbara Police Department had contributed to the Probation K-9 Program in FY 02-03 will not be available to Probation in FY 03-04.

The Probation/District Attorney Narcotics Suppression Program has no match requirement and does not cause the General Fund contribution to increase. The grant award prohibits the charging of indirect costs to the Office of Criminal Justice Planning Department by any agency involved in the program. However, the program is a multi-jurisdictional task force that operates outside of Probation offices resulting in negligible indirect costs to the county.

There are no facilities impacts.

The FY 2003-2004 grant budget is as follows:

EXPENDITURES	<u>BUDGET</u>
County Departments:	
Probation	52,763
Sheriff	60,152
District Attorney	<u>77,111</u>
County Departments subtotal:	190,026
Agencies	
Guadalupe Police Dept.	23,918
Santa Maria Police Dept.	23,918
Lompoc Police Dept.	23,918
Santa Barbara Police Dept.	<u>23,918</u>
Agencies subtotal:	95,672
Required Training Expense	2,754
TOTAL EXPENDITURES:	<u><u>288,452</u></u>
FINANCING	
State Office of Criminal Justice Planning (OCJP) Grant	<u>288,452</u>
(pass-through of federal Anti-Drug Abuse Grant funds)	

Special Instructions:

In order to meet the guidelines set forth by the Office of Criminal Justice Planning, a signed original of the Resolution in the format required by the Office of Criminal Justice Planning, or a certified copy with an original signature of the Resolution for the grant period must be submitted to their office. Therefore, it is requested that certified copies be prepared for submission to the Office of Criminal Justice Planning. Please send eight (8) certified copies to Dennis Bougher, Santa Barbara County Probation, 2121 Centerpointe Parkway, Santa Maria, CA 93455.

Concurrence:

Auditor-Controller
County Counsel
Risk Management
Tom Sneddon, District Attorney
Jim Anderson, Sheriff-Coroner

Attachment A

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

RESOLUTION CONTINUING)
PROBATION DEPARTMENT/DISTRICT ATTORNEY) RESOLUTION NO. _____
NARCOTICS SUPPRESSION PROGRAM)

WHEREAS, the County of Santa Barbara desires to continue a project designated as the Probation Department/District Attorney/Narcotics Suppression Program to be funded in part from funds made available through the Anti-Drug Abuse Program administered by the Office of Criminal Justice Planning (hereafter referred to as OCJP).

NOW, THEREFORE, BE IT RESOLVED that the Chief Probation Officer of Santa Barbara County Probation is authorized to sign and approve on behalf of Santa Barbara County, the Grant Award Agreement, upon receipt, and upon approval of the Board of Supervisors, any extensions or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of OCJP and that the cash match will be appropriated as required.

IT IS AGREED that any liability arising out of the performance of the Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

IT IS ALSO AGREED that the award is not subject to local hiring freezes.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 8th day of July, 2003 by the following vote

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Chair, Board of Supervisors

APPROVED AS TO FORM:

MICHAEL F. BROWN
CLERK OF THE BOARD

JOHN FORNER
RISK MANAGEMENT

APPROVED AS TO FORM:

STEPHEN SHANE STARK
COUNTY COUNSEL

APPROVED AS TO FORM:

ROBERT W. GEIS
AUDITOR-CONTROLLER

Attachment B

**PROBATION DEPARTMENT
PROGRAM MANDATES**

- A. Administrative Responsibility/Notification:** 131.7 Civil Code of Procedure
270 Welfare and Institution Code
- B. Juvenile Intake:** 601 WIC, 601.2 WIC, 601.3 WIC, 602 WIC, 628 WIC,
628.1 WIC, 630 WIC, 631 WIC, 652 WIC, 652.5 WIC,
653 et seq. WIC, 777 WIC,
Juvenile Court Rules: 1404-1405
- C. Juvenile Investigations:** 280 WIC, 281 WIC, 706 WIC, 706.5 WIC,
707 WIC, 781 WIC
Juvenile Court Rule 1499
- D. Juvenile Supervision:** 625 WIC, 654 WIC, 654.1 WIC, 654.2 WIC,
654.3 WIC, 654.4 WIC, 654.6 WIC, 655 WIC, 725 WIC,
727 WIC, 729 et seq WIC, 729.3 WIC, 729.9 WIC,
729.8 WIC, 730 WIC, 730.6 WIC, 730.7 WIC,
737 WIC, 738 et seq.,
740 WIC, 742.16 WIC,
241.1 WIC, 4096 WIC, 5600.3 WIC, 11462.01 (2)(C)WIC
1502.4 H&S
1300 et seq WIC,

Separate Categories

284 WIC (CYA)
704 (d) WIC
56026 Ed Code, 56325 Ed Code (IEP)
656.2 WIC, 729.7 WIC, 742 WIC (Victims)
826 WIC, 826.5 WIC, 826.6 WIC, 827 WIC (Juv Record)
48321 Ed Code (SARB)
830.5 PC (Firearms)
749.22 WIC (Juv Justice Coordinating Council)

Civil Investigations: 7800 - 7808 Family Law Code
1826 Probate Code, 1851 Probate Code,
1513 Probate Code

Attachment B (con't).

Adult Investigation: 131.3 Civil Code of Procedure
1000.1 (b) PC
1001. - 1001.9 PC (DA)
1203 PC, 1203.10 PC, 1191 PC
Judicial Rule 411, 411.5, 423, 423
1191.1 PC (victims)

Adult Supervision: 1202.7 PC, 1202.8 PC, 1203.016 PC, 1203.02,
1203.044 PC, 1203.045 PC, 1203.047 PC
1203.055 PC, 1203.066 PC, 1203.67 PC, 1203.076 PC
1203.095 PC, 1203.097 PC, 1203.1 PC
1203.1 ab PC, 1203.1b PC, 1203.1 bb PC, 1203.1 g PC,
1203.1 k PC, 1203.2 PC, 1203.2a PC
1203.3 PC, 1203.4 PC, 1203.9 (a) PC, 1203.9 (b) PC

290.4 PC MEGANS LAW,
3075 PC, 3076 PC COUNTY PAROLE,
1300 et seq WIC, 1389.6 PC INTERSTATE COMPACT

Juvenile Halls: 850 WIC, 885 WIC
Title 15, Chapter 1, subchapter 5

Home Supervision: 628.1 WIC, 840 WIC

Boys Camp: 881 WIC, 885 WIC
Title 15, Chapter 1, subchapter 5

Counseling and Education Centers: 654 (c) WIC

Non-Secure Detention: 210. 1 WIC, 601 WIC, 626 WIC

Training: 6035 PC

Record-Keeping/Statistical Reporting: 13010-13014 PC

Medical Care Juvenile: 369 WIC, 739 WIC

Personnel: 3300 Government Code (Peace Officer Bill of Rights)
1020 - 1031.5 Government Code (Background Invest)