

**COUNTY OF SONOMA
AGENDA ITEM
SUMMARY REPORT**

Clerk of the Board Use Only
Meeting Date / / **Held Until** / /
Agenda Item No: _____ **Agenda Item No:** _____

Department: County Administrator

() **4/5 Vote Required**

Contact:
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Phone:
(707) 565-3782

Board Date:
10-20-09

Deadline for Board Action:
10-27-09

AGENDA SHORT TITLE: State COPS Funding Requests

REQUESTED BOARD ACTION: Approve the written requests of the Sheriff and District Attorney for use of State COPS funds in the amount of \$523,864 for FY 09-10

Accept Combined Summary Year End Report for FY 08-09 for State COPS Expenditures

CURRENT FISCAL YEAR FINANCIAL IMPACT

EXPENDITURES

ADD'L FUNDS REQUIRING BOARD

Estimated Cost \$ 523,864

Contingencies \$
(Fund Name:)

Amount Budgeted \$ 523,864

Unanticipated Revenue \$
(Source:)

Other Avail Approp. \$
(Explain below)

Other Transfer(s) \$
(Source:)

Additional Requested: \$

Add'l Funds Requested: \$

Explanation (if required):

Prior Board Action(s):

Annually the Board of Supervisors considers funding requests of the Sheriff and District Attorney for State COPS funding required by GC .

Alternatives - Results of Non-Approval:

Funding will not be available for use by the Sheriff and District Attorney

Background:

History

The State Supplemental Law Enforcement Safety Fund (SLESF), also known as Citizens' Option for Public Safety Program (State COPS), was established in 1996 for the purpose of ensuring public safety by enhancing front line law enforcement activities. The requirements for receiving funding are spelled out in Government Code 30061-30063. The County Auditors act as the fiscal agent, receiving the funds from the state and distributing to local law enforcement agencies pursuant to a distribution formula. Annually, agencies receiving these funds report their expenditures to a Supplemental Law Enforcement Oversight Committee (SLEOC) and the various governing boards. In addition, governing bodies must approve new expenditures outside of the normal budget process in response to requests from agencies. The Sheriff and District attorney are entitled to receive a proportionate share of the funds and are required to bring their requests for use of these funds to the Board of Supervisors. This is the intent of this Board action today.

AB3229 (2006) identified \$100 million of state general funds for increased crime fighting and public safety protection to be distributed to each county and their cities based on a proportionate share of state population. Within each county, funds are allocated with 12.5% directed to Sheriff for jail construction and operations, 12.5% to the District attorney for criminal prosecution and 75% to the county Sheriff and cities for front line law enforcement. Funding for City law enforcement is based on population with a minimum distribution to of \$100,000.

State Budget Changes

In FY 08-09, the State general fund no longer provided funding for this program. Funding for the state COPS program was allocated from the Local Safety and Protection Account in the Transportation Fund (new .15 percent VLF (vehicle license fee) increment). Funds are distributed quarterly based on activities in the prior quarter. In the first year of this change from state funds to VLF sources, funding fell short of projections. For purposes of requests for FY 09-10 departments are requesting amounts used for budgeting based on State projections provided in March 2009. We will monitor the revenue activities and make any necessary adjustments later in the fiscal year if necessary.

Attachments: Written requests of the Sheriff and District Attorney
FY 08-09 annual report on Supplemental Law Enforcement Funding

On File With Clerk:

CLERK OF THE BOARD USE ONLY

Board Action (If other than "Requested")

Vote:

Background: (Continued)

Distribution Requirements for County Programs

Pursuant to legislation, in order to receive State COPS funding, the Board of Supervisors is required to consider the written requests of the Sheriff and the District Attorney separate from the County General Fund budget process at a public hearing to allow for public comment. This Board action on the Board's regular calendar meets this requirement.

The total estimated available funding for the District Attorney and Sheriff for FY 09-10 is \$523,864 based on state estimates and prior year population distribution patterns. The written requests from the Sheriff and District Attorney seek continuation of positions which have been allocated and funded from this program since inception for purposes of front-line law enforcement and jail operations and criminal prosecution efforts. (positions and funding are included in the adopted FY 09-10 budget).

A. The District Attorney requests:

\$141,085 for the partial funding of three existing positions. The positions are: 1.0 Legal Staff Supervisor to process asset forfeiture cases, 1.0 Deputy District Attorney I for gang prosecution, and 1.0 Legal Secretary for the juvenile workload.

B. The Sheriff requests \$382,779:

1. \$242,321 for the Law Enforcement Division for the continuation of partial funding for four existing Sheriff Deputies and 1.0 Sheriff Sergeant for the MAGNET team, and;
2. \$140,458 for the Detention Division partially funding 2.0 Correctional Officer positions for gang classification and central control. Approve the written requests of the Sheriff and District Attorney for use of State COPS funds for FY 09-10.

Recommended Board Action:

1. Approve the written requests of the Sheriff and District Attorney for use of State COPS funds for FY 09-10.
2. Accept the Sheriff and District Attorney FY 08-09 COPS funding expenditure reports.