



COUNTY OF SAN MATEO
Inter-Departmental Correspondence

District Attorney/Sheriff

DATE: August 17, 2009
BOARD MEETING DATE: August 25, 2009
SPECIAL NOTICE/HEARING: None
VOTE REQUIRED: Majority

TO: Honorable Board of Supervisors

FROM: James P. Fox, District Attorney
Greg Munks, Sheriff

SUBJECT: Resolution Approving the Spending Plan for FY2009-10 State Law Enforcement Supplemental Fund (SLESF) Allocation for the Sheriff's Office and District Attorney's Office.

RECOMMENDATION:

Adopt a Resolution approving the Spending Plan for FY2009-10 State Law Enforcement Supplemental Fund (SLESF) allocation for the Sheriff's Office and District attorney's Office for monies received. The spending plan will permit the District Attorney to receive a 5.15% allocation for criminal prosecution, and the Sheriff to receive a 5.15% allocation for jail operations and a proportional allocation of countywide front-line law enforcement funds for the Sexual Habitual Offender Program (SHOP), pursuant to Government Code §30061 GC.

BACKGROUND:

State law requires that spending plans for all components of the funding be approved by the Board of Supervisors by September of each year, and on file with the County Controller's Office prior to funds being transferred to a particular jurisdiction. Section 30061 of the Government Code authorizes the allocation of SLESF monies, also known as "State Community Oriented Policing Services (COPS) funds." These monies are allocated to the County and cities annually, and are distributed among four separate program areas: a) the Sheriff receives 5.15% to support jail construction or operations activities; b) the District Attorney receives 5.15% of the allocation to support criminal prosecution activities; c) 39.7% is



allocated for front-line law enforcement activities in all cities and in the county unincorporated area; and d) 50% is allocated to the Juvenile Justice Plan (CPA 2003), administered by the Board through the Chief Probation Officer. A separate spending plan for the CPA FY2009-10 allocation, which involves a more complex distribution program, will be brought to the Board by the Chief Probation Officer. The District Attorney receives criminal prosecution funding under (“b”), and the Sheriff receives jail support funding (“a”) and a portion of front-line law enforcement funds (“c”), related to the unincorporated area of the County.

DISCUSSION:

The District Attorney’s proposed allocation of approximately \$214,840 for criminal prosecution will be used to finance the cost of one DA Inspector and the partial cost of one Deputy District Attorney. The Sheriff’s proposed \$214,840 allocation for jail operations will be used to partially offset the cost of two Deputy Sheriffs and various operating expenses for the Sheriff’s jail facilities. The front-line law enforcement portion is proposed to be distributed to all city jurisdictions for incorporated area services and to the Sheriff for the unincorporated area. Of this portion of the funding, the Sheriff’s allocation is proposed to be approximately \$100,000. This amount has historically been allocated to partially fund the cost of a detective for the Sexual Habitual Offender Program (SHOP).

County Counsel has reviewed and approved the Resolution and Agreement as to form.

Approval of this Agreement contributes to the Shared Vision 2025 outcome of a Health Community by supporting successful criminal prosecution activities that have resulted in one of the highest conviction rates in the state.

Performance Measure(s):

Measure	FY 2008-09 Actual	FY 2009-10 Projected
Percent of total filings with Conviction	92%	n/a

FISCAL IMPACT:

The spending allocations are already included within the Sheriff’s and District Attorney’s FY2009-10 Tentatively Adopted Recommended budgets, and helps reduce the Net County Cost of these two departments by the stated amounts.