

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

748



FROM: Executive Office

SUBMITTAL DATE:
July 21, 2009

**SUBJECT: Response to 2008-2009 Grand Jury Report: Riverside County
District Attorney's Office**

RECOMMENDED MOTION: That the Board of Supervisors receive and file the Executive Office response to the Grand Jury Report on the Distract Attorney's Office.

BACKGROUND: On June 2, 2009, the Board directed staff to prepare a draft of the Board's response to the Grand Jury's report regarding the Riverside County District Attorney. The Executive Office has responded to items that are pertinent. The Executive Office has been advised that the District Attorney, an elected official, has forwarded responses to the above Grand Jury report directly to the Presiding Judge of the Superior Court.

Section 933 (c) of the Penal Code requires that the Board of Supervisors comment on the Grand Jury's recommendations pertaining to the matters under the control of the Board, and that a response be provided to the Presiding Judge of the Superior Court within 90 days.

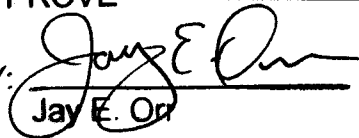
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Departmental Concurrence


GARY CHRISTMAS
Chief Deputy County Executive Officer

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:
	Current F.Y. Net County Cost:	\$	Budget Adjustment:
	Annual Net County Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE
BY: 
Jay E. Orr
County Executive Office Signature

Dep't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

**DISTRICT ATTORNEY'S OFFICE
Response to Findings and Recommendations**

FINDINGS:

The District Attorney's Office will respond to Finding Numbers 1, 2 and 3.

Number 4:

In June 2007, the Board of Supervisors authorized the creation of an Executive Division, consisting of nine personnel, with the DA's office. Documentation disclosed that the Executive Division resulted in an increase of \$296,068 to the DA's office budget for FY 2007/2008 and \$492,190 in FY 2008/2009.

The Grand Jury review of the budget proposal reveals that the Executive Division's functions replicate duties previously performed by existing staff.

Response:

Respondent agrees with the finding.

RECOMMENDATIONS:

The District Attorney's Office will respond to Recommendation Numbers 1, 2 and 3.

Number 4:

Eliminate the Executive Division, returning its functions to the personnel previously performing them. In view of current economic conditions return the unused funds to the County.

Response:

The recommendation requires further analysis.

The Board of Supervisors determines the budget and the overall number of employees for all county departments and agencies. As an independent elected official, the District Attorney develops the organizational structure and staffing plan for his office within the final budget approved by the board.

The final county budget for the district attorney for FY 2009/2010 was set at \$93,952,398. This included both a 10% reduction in general fund budget and an additional 10% reduction in the net county cost portion of the payroll budget for management, confidential and unrepresented unit and those employees represented by the Deputy District Attorney Association and members of the Service Employees International Union (SEIU). Proposition 172 funding was originally not included in the district attorney's FY 2009/2010 proposed budget, but was restored by the board in the final budget.

The Executive Office will continue to work with District Attorney and his staff to ensure that the approved budget is implemented.