

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

11



FROM: District Attorney

SUBMITTAL DATE:
December 13, 2011

SUBJECT: Acceptance of a California Office of Traffic Safety Grant award for the Riverside County District Attorney's Office DUI with Death and Injury Vertical Prosecution Program and Adoption of Resolution 2012-022.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and approve acceptance of a grant award (Grant Agreement attached) from the California Office of Traffic Safety ('OTS') in the amount of \$360,000 for the grant period October 1, 2011 through September 30, 2012.
2. Approve and direct the Auditor-Controller to make the budget adjustments as shown on Schedule A, attached.
3. Adopt Resolution 2012-022 authorizing the District Attorney and/or his designee to sign the Grant Agreement on behalf of the Board.

BACKGROUND: OTS has made grant funding available to the County of Riverside District Attorney's Office for the implementation of a DUI with Death and Injury Vertical Prosecution Program in the southwest region of Riverside County.

Continued on Page 2.

JEFFREY A. VAN WAGENEN, JR.
 Assistant District Attorney for
 PAUL E. ZELLERBACH, District Attorney

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 271,051	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0.00	Budget Adjustment:	Yes
	Annual Net County Cost:	\$ 0.00	For Fiscal Year:	2011-2012

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

C.E.O. RECOMMENDATION: APPROVE

BY:
 Robert Tremaine

County Executive Office Signature

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 BY: Samuel Wong 12/20/11
 SAMUEL WONG
 Departmental Concurrence
 FORM APPROVED COUNTY COUNSEL
 BY: NEAL R. KIPNIS 12/20/11
 DATE:

Department Recommendation: Consent Policy
 County Executive Office: Consent Policy

3.21

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Acceptance of a California Office of Traffic Safety Grant award for the Riverside County District Attorney's Office DUI with Death and Injury Vertical Prosecution Program and Adoption of Resolution 2012-022.**

DATE: November 21, 2011

PAGE 2

BACKGROUND CONTINUED:

The creation of the DUI with Death and Injury Vertical Prosecution Unit will provide a central location throughout the southwest region of the county for law enforcement, victims, and the community.

The DUI with Death and Injury Vertical Prosecution Program will consist of a Deputy District Attorney and a Senior District Attorney Investigator. This specialized team will investigate and vertically prosecute all felony DUI with injury and DUI related vehicular homicide cases in the Southwest Riverside County region. Vertical prosecution is shown to improve conviction rates, reduce victim trauma, and provide more consistent, appropriate sentencing.

Another component of the specialized team will be to coordinate and participate in DUI prevention and awareness activities to schools and local law enforcement agencies; and to participate in campaigns such as MADD and Every 15 Minutes.

An adjustment of \$271,051 is required for a pro-rated amount of the grant award as nine months of the grant period is in Fiscal Year 2011-2012 (See Attachment A). The remaining portion (\$88,949) of the award will be included in the budget process for FY2012-2013.

The grant award and resolution have been reviewed and approved as to form by County Counsel.

Schedule "A"

Increase Appropriations:

10000-2200100000-510040	Regular Salaries	\$ 183,119
10000-2200100000-518100	Budgeted Benefits	72,785
10000-2200100000-520200	Communication	5,856
10000-2200100000-527880	Training-Other	2,500
10000-2200100000-529540	Utilities	1,127
10000-2200100000-523640	Computer Equip-Non Fixed Asset	1,700
10000-2200100000-523700	Office Supplies	3,964
		<u>\$271,051</u>

Increase Estimated Revenue:

10000-2200100000-767450	FED: DUI with Death and Injury	\$271,051
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3 RESOLUTION NO. 2012-022

4 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
5 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, REGARDING
6 CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANT AGREEMENT
7

8 WHEREAS, the Board of Supervisors of the County of Riverside has designated the DUI
9 with Death and Injury Vertical Prosecution Program to be funded from funds made available and
10 administered by the California Office of Traffic Safety (hereinafter referred to as "OTS"); now,
11 therefore,

12 BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of
13 Riverside, State of California, in regular session assembled on _____, 2011,
14 that the District Attorney of the County of Riverside, State of California and/or his designee is
15 authorized, on its behalf, to submit and to sign the Grant Agreement, as well as related
16 contracts, amendments, or extensions with OTS that do not significantly change the grant or the
17 contract.

18 BE IT FURTHER RESOLVED that the resolution shall be in effect for a one-year period
19 beginning October 1, 2011 and ending September 30, 2012.
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FORM APPROVED COUNTY COUNSEL
BY: Neal R. Kipnis
DATE: 12/20/11

GRANT AGREEMENT

(REV. 08/11)

GRANT NUMBER 20565

1. This Agreement is entered into between the Office of Traffic Safety and the County of Riverside District Attorney Office.
2. Grant Period: 10/01/2011 to 09/30/2012
3. Federal Funds allocated under this Agreement shall not exceed: \$360,000.00
4. Grant Title: DUI with Death and Injury Vertical Prosecution

Grant Description: The Riverside County DA'S Office proposes to establish a new DUI with Death and Injury Vertical Prosecution Program in the southwest (mid-county) region of Riverside County.

The DUI with Death and Injury Vertical Prosecution Program will consist of a Deputy District Attorney and a Senior District Attorney Investigator. This specialized team will investigate and vertically prosecute all felony DUI with injury and DUI related vehicular homicide cases in the Southwest Riverside County region. Another component of the specialized team will be to coordinate and participate in DUI prevention and awareness activities to schools and local law enforcement agencies; and to participate in campaigns such as MADD and Every 15 Minutes.

5. The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of the Agreement:
 - Exhibit A – Budget Summary, Budget Estimate and Narrative
 - Exhibit A1 – Sub-Budget Summary, Sub-Budget Estimate and Narrative (if applicable)
 - Exhibit B – Goals and Objectives
 - Exhibit C – Problem Statement, Method of Procedure
 - Exhibit D – Certifications and Assurances
 - Exhibit E* – OTS Grant Program Manual

Items shown with an asterisk (), are hereby incorporated by reference and made part of this agreement as if attached hereto. These documents can be viewed at: www.ots.ca.gov/Grants/Grant_Administration/Program_Manual.asp

We, the officials named below, hereby swear under penalty of perjury under the laws of the State of California that we are duly authorized to legally bind the Grant recipient to the above described Grant terms and conditions.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

Grantee Agency

By (Authorized Signature)	DATE SIGNED (Do not type) 11.23.11
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PRINTED NAME AND TITLE OF PERSON SIGNING
JEFFREY A. VAN WAGENEN JR.

ADDRESS
39160 ORANGE STREET RIVERSIDE, CA 92501
California Office of Traffic Safety

By (Authorized Signature)	DATE SIGNED (Do not type)
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PRINTED NAME AND TITLE OF PERSON SIGNING
Christopher J. Murphy, Director

ADDRESS
2208 Kausen Drive, Suite 300, Elk Grove, CA 95758