

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

489



FROM: Stanley L. Sniff Jr., Sheriff-Coroner-PA

SUBMITTAL DATE:
10/27/12

SUBJECT: Approval of the Sheriff's Utilization of \$21,753,740 of AB 118 Local Revenue Funding for FY 2012-13 AB 109 Mitigation Measures as Approved by the Community Corrections Partnership Executive Committee, and the Adoption of Resolution 440- 8913.

RECOMMENDED MOTION: Move that the Board of Supervisors:

1. Approve the Sheriff's utilization of \$21,753,740 of AB 118 Local Revenue funding for FY 2012-13 AB 109 mitigation measures as approved by the Community Corrections Partnership Executive Committee.
2. Approve and direct the Auditor-Controller to make the budget adjustments as outlined in the attached Schedule A.
3. Amend Ordinance No. 440 pursuant to Resolution 440- 8913 submitted herewith.
4. Ratify the Sheriff's proposal, as approved by Community Corrections Partnership Executive Committee, to reallocate \$797,863 in AB 118 Local Revenue funding from the Sheriff's Department to the Office of the District Attorney.

(Continued on Page 2)

Raymond Gregory

Raymond Gregory, Chief Deputy Sheriff
for Stanley L. Sniff Jr., Sheriff-Coroner-PA

FINANCIAL DATA	Current F.Y. Total Cost:	\$21,753,740	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	Yes
	Annual Net County Cost:	\$0	For Fiscal Year:	FY 2012-13

SOURCE OF FUNDS: State BR 13-049	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

BY: *Elizabeth J. Olson*
Elizabeth J. Olson

County Executive Office Signature

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 BY: *Barbara A. Olivier*
 Approved by Barbara A. Olivier,
 Asst. County Executive Officer/
 Human Resources Director

Policy
 Policy
 Consent
 Consent

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

3.69

BACKGROUND: Public Safety Realignment is central to the State's plan to reduce their inmate population, as mandated by the Supreme Court. Assembly Bill 109 (AB 109) shifted responsibility of incarcerating many low level offenders from the State to Counties. Because the bill was written prospectively, Riverside County has yet to bear the full operation and fiscal brunt of "Realignment." Our FY 2013 Response Plan addresses the developing AB 109 impact.

Since inception, the demand for local jail beds sharply increased, and by mid-January 2012 the Sheriff was forced to release inmates due to the lack of jail space and the capacity cap ordered by the Federal Court. In addition to an influx of inmates, our inmate profile has drastically changed. Our jail system now houses a number of inmates with violent histories and those with an increased level of criminal sophistication. These inmates no longer pass through our jails relatively quickly; many are sentenced to long stays in jail. Traditional short-term programs and program housing are inadequate to address the needs of inmates facing years in jail.

With jail overcrowding the new reality, there is an increased need for additional jail beds to handle the growing jail population and provide adequate space for programs, health care and mental health treatment. Impact statistics as of September 27, 2012, showed 5,675 realignment-related inmates have served time in our local jails since implementation, with 886 of those still physically remaining in jail on September 27th. This growing population of long-term sentenced inmates has clogged the normal in-out flow of inmates, leading to the early release of inmates. While preliminary attempts to utilize other alternatives to jail custody are making a dent, the early release cycle continues and the jail system remains in crisis.

Fiscal Year 2012-13 marks the second year of Realignment, and as discussed, significantly changed the profile of the County jail system. On August 7, 2012, we presented our AB 109 Year 2 Impact and Budget Plan to the Community Corrections Partnership Executive Committee (CCPEC). On October 2, 2012, the Committee voted to approve Sheriff's funding in the amount of \$22,551,603. This amount is comprised of \$18,750,000 in new funding, \$3,462,103 in roll-over funds, and prior-year contingency of \$339,500. On October 18, 2012, the Sheriff proposed, and the CCPEC approved, the reallocation of \$797,863 from Sheriff-approved funding to the Office of the District Attorney, resulting in \$21,753,740 for Sheriff's projects. Since the Sheriff's Department has already incorporated \$15,254,237 of this funding into its approved operations budget, the recommended budget adjustment of \$6,499,503 represents the marginal funding.

Our Year 2 plan builds upon the strategies presented on agenda item 3.42, dated October 18, 2011, and incorporates a number of programmatic changes born out of first year data.

- Staffing: Under the initial allocation, the Sheriff's Department funded 100 positions to address AB 109's preliminary impacts. The initial allocation provided for deputies, correctional deputies, supervisors, counselors, a

chaplain, and clerical support for inmate programs and to handle additional high-security jail capacity. Our Year 2 request includes funding to continue the previously approved positions and make the following additions:

- 5 Correctional Deputies – to further develop and implement training and educational programs aimed at the growing long-term jail population.
 - 8 Deputies, 2 Correctional Deputies and 1 Supervisor - to expand the alternative sentence program to seven days a week and to handle increased usage, supervise the higher-risk ankle bracelet participants and oversee contract bed locations.
 - 3 Correctional Deputies and 1 Supervisor - to expand coverage of the Headcount Management Unit (HMU) and to oversee inmate evaluation for contract beds, optimize bed utilization and enhance data analysis.
 - 1 Accounting Technician II and 1 Supervising Accountant - to enhance fiscal controls, conduct audits and oversee the processing of payments and payroll.
- Facility Improvements: One time funding paid for a number of facility improvements to increase security throughout the jail system. Our Year 2 request includes an outlay needed to expand the use of video visitation in high security areas, pays for the on-going costs and maintenance of our enhanced camera systems, and upgrades a number of inferior locking systems.
 - Facility Operational Costs: Year 2 request provides funds for capacity-caused increases such as additional inmate clothing, protective gear, jail radios, inmate food, bedding & linen, and utility costs.
 - Transportation Costs: Our Year 2 request includes funding for on-going costs associated with transportation vehicles and vehicles needed for the ankle-bracelet compliance enforcement. Furthermore, the State has closed local reception centers which have forced us to transport inmates to reception centers in central and northern California. These additional costs are also reflected in this request.

- Programs and Jail Alternatives: The initial allocation included limited outlays for the expansion of inmate programs; however, the need for new kinds of inmate programs and alternatives to jail custody has become apparent as the true effects of realignment have become known. Realignment overcrowding has moved us to quickly expand the use of alternatives to custody. This request contains funds to cover costs that cannot be recovered from indigent participants in the electronic monitoring program. The escalating number of early releases has also caused us to begin exploring the use of contract beds, either at a fire camp or community correctional facility. We have entered into dialogue with providers who have signaled their ability and willingness to provide beds. This request allows for a phased-in approach to contracting.

This Year 2 plan request reflects a multi-disciplinary approach to realignment; a complex approach to what has proven to be a complex problem. Properly funded and staffed, and with the assistance of all the criminal justice partners working together, the Sheriff's Department is confident we will continue to make progress toward a solution.

**Schedule A
Riverside County Sheriff's Department
AB 109 Criminal Justice Realignment
FY 2012-13**

Increase Appropriations:

10000-2500200000-525220	Pre-Employment Services	\$359,478
10000-2500400000-520220	County Radio Systems	\$120,743
10000-2500400000-520240	Communications Equipment	154,232
10000-2500400000-522310	Maintenance- Building & Improvement	403,185
10000-2500400000-523680	Office Equipment – Non Fixed Assets	159,026
10000-2500400000-525440	Professional Services	4,319,339
10000-2500400000-536780	Interfund Expense - Capital Projects	500,000
10000-2500400000-546070	Equipment – Vehicle Communications	58,500
10000-2500400000-546160	Equipment – Other	<u>425,000</u>
	Subtotal	\$6,140,025
	Total	\$6,499,503

Increase Estimated Revenues:

10000-2500200000-755900	CA – AB 118 Local Revenue	\$359,478
10000-2500400000-755900	CA – AB 118 Local Revenue	<u>\$6,140,025</u>
	Total	\$6,499,503

1 RESOLUTION NO. 440-8913

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3 BE IT RESOLVED by the Board of Supervisors of the County of Riverside, State of California, in
4 regular session assembled on _____, 2012, that pursuant to Section 4(a)(ii) of Ordinance No.
5 440, the Sheriff/Coroner/Public Administrator is authorized to make the following listed change(s),
6 operative on the date of approval, as follows:

7 Job

<u>Code</u>	<u>+/-</u>	<u>Department ID</u>	<u>Class Title</u>
15916	+ 1	2500400000	Accounting Technician II
52211	+10	2500400000	Correctional Deputy II
52213	+ 1	2500400000	Correctional Sergeant
37602	+ 8	2500400000	Deputy Sheriff
37611	+ 1	2500400000	Sheriff's Sergeant
77416	+ 1	2500400000	Supervising Accountant

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