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#2095



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

**FROM:** District Attorney

**SUBMITTAL DATE:**  
8/9/16

**SUBJECT:** Acceptance of a California Office of Traffic Safety Grant award for the Riverside County District Attorney's Office DUI Vertical Prosecution Program and Adoption of Resolution 2016-187. All Districts [\$624,712; State of California 100%]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Ratify and approve acceptance of a grant award from the California Office of Traffic Safety ("OTS") in the amount of \$624,712 for the grant period October 1, 2016 through September 30, 2017.
2. Approve and direct the Auditor-Controller to make the budget adjustments as shown on Schedule A.
3. Adopt Resolution 2016-187 authorizing the District Attorney and/or his designee to sign the Grant Agreement on behalf of the Board

**BACKGROUND:**

Summary

OTS has made grant funding available to the County of Riverside District Attorney's Office for the continuation of the DA's Drug Impaired Driver Vertical Prosecution Program (DUID) in the Western region of Riverside County.  
(Background cont. on page 2)

*Elaina Bentley*  
Elaina Bentley, Assistant District Attorney for  
Michael A. Hestrin, District Attorney

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 468,534	\$ 156,178	\$ 624,712	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

**SOURCE OF FUNDS:** State of California

Budget Adjustment: Yes

For Fiscal Year: 16/17, 17/18

**C.E.O. RECOMMENDATION:**

**APPROVE**  
BY: *Doug Cady*  
Doug Cady

County Executive Office Signature

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Ashley, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley  
 Nays: None  
 Absent: None  
 Date: September 20, 2016  
 xc: D.A., Auditor

Kecia Harper-Ihem  
Clerk of the Board  
By: *Kecia Harper-Ihem*  
Deputy

Prev. Agn. Ref.: 9/15/15 3-7 | District: ALL | Agenda Number:

3-2

FORM APPROVED COUNTY COUNSEL  
BY: *GREGORY P. PRIAMOS*  
DATE: 8/1/16

FISCAL PROCEDURES APPROVED  
PAUL ANGLIO, CPA, AUDITOR-CONTROLLER  
BY: *Susana Garcia-Bocanegra*  
9/7/16  
Departmental Concurrence

- A-30
- 4/5 Vote
- Positions Added
- Change Order

**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 Vertical Prosecution Program and Adoption of Resolution 2016-187. All Districts  
[\$624,712; State of California 100%]**

**DATE:** 8/9/16

**PAGE:** Page 2 of 3

**BACKGROUND:**

**Summary**

The District Attorney's Office Drug Impaired Driver Vertical Prosecution Unit provides a central location throughout the western region of the county for law enforcement, victims, and the community.

The Riverside County District Attorney's Office will assign three Deputy District Attorneys (DDA), located in the Western Region of the county, to vertically prosecute misdemeanor drug impaired driving cases. The DUI prosecutors will handle cases throughout each step of the criminal process, including the review of charges, and courtroom proceedings (including trials) of misdemeanor DUI cases throughout the county

The DUI prosecutors will work with the Traffic Safety Resource Prosecutor Program (TSRP), funded by OTS, to increase capabilities of the prosecutor and the office by obtaining and delivering specialized training. The DUI prosecutors will share information with peers and law enforcement personnel throughout the county and across the state. The office will accomplish these objectives as a means to prevent impaired driving and reduce drug-involved traffic fatalities and injuries.

The Riverside County District Attorney's Office will host Regional Roundtable Meetings with representatives from law enforcement agencies throughout Riverside County, as well as the regional CDAA TSRP prosecutor and OTS grant coordinator. Both in-house training for other deputy district attorneys, as well as "investigation protocol" training for law enforcement and DUI prosecutor will be developed and presented in collaboration with the CDAA TSRP Program Coordinators.

In addition, prosecutors assigned to this program will attend specialized training, including DUI prosecution and Vehicular Homicide Seminars sponsored by OTS and CDAA. Tracking the number of cases and disposition of DUI filing requests received by the Riverside County District Attorney's Office, as well as the dispositions and conviction rate on DUI cases will be maintained.

Based on an estimated award, the DA's Office budgeted \$410,000 for FY16-17 in this revenue category. We are requesting a budget adjustment of \$58,534 to bring the budget to \$468,534 for FY16-17. The remaining portion of the grant award of \$156,178 will be included in the budget process for FY17-18.

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

**Impact on Citizens and Businesses**

All costs under this program will be recovered through grant funding.

**Attachments:**

- Grant Agreement
- Schedule A – Budget Adjustment
- Resolution #2016-187
- Resolution #2015-202

**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 Vertical Prosecution Program and Adoption of Resolution 2016-187. All Districts**  
**[\$624,712; State of California 100%]**

**DATE:** 8/9/16

**PAGE:** Page 3 of 3

**Schedule "A"**  
**FY 16/17**

**Increase Appropriations:**

10000-2200100000-510040	Regular Salaries	\$37,718
10000-2200100000-518100	Budgeted Benefits	19,316
10000-2200100000-527840	Training-Education/Tuition	<u>1,500</u>
		<u>\$58,534</u>

**Increase Estimated Revenue:**

10000-2200100000-767450	Fed-Ofc Traffic Safety Grants	\$58,534
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2  
3 RESOLUTION NO. 2016-187

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 Drug  
9 Impaired Driver 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 September 20, 2016,  
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  
19 BE IT FURTHER RESOLVED that the resolution shall be in effect for a two year period  
20 beginning October 1, 2016 and ending September 30, 2018.

21 ROLL CALL:

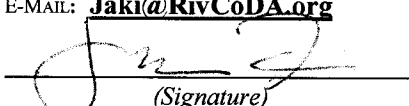

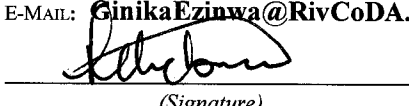
22 Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley  
23 Nays: None  
24 Absent: None

25 The foregoing is certified to be a true copy of a resolution duly  
26 adopted by said Board of Supervisors on the date therein set forth.

27 KECIA HARPER-IHEM, Clerk of said Board

28 By [Signature]  
Deputy

FORM APPROVED COUNTY COUNSEL  
BY: [Signature] DATE: 9/20/16

<b>1. GRANT TITLE</b> <b>ALCOHOL AND DRUG IMPAIRED DRIVER VERTICAL PROSECUTION PROGRAM</b>	
<b>2. NAME OF AGENCY</b> <b>COUNTY OF RIVERSIDE</b>	<b>4. GRANT PERIOD</b> From: 10/1/16 To: 9/30/17
<b>3. AGENCY UNIT TO ADMINISTER GRANT</b> <b>DISTRICT ATTORNEY'S OFFICE</b>	
<b>5. GRANT DESCRIPTION</b> The County District Attorney's Office will assign specialized personnel to prosecute alcohol and drug impaired driving cases. The DUI prosecutor(s) will handle cases throughout each step of the criminal justice process. The DUI prosecutor(s) will work with the Southern California Training Network to increase the capabilities of the office by obtaining and delivering specialized training. The DUI prosecutor(s) will share information with peers, law enforcement, and crime lab personnel throughout the county and across the state. The office will accomplish these objectives as a means to prevent impaired driving and reduce alcohol and drug-involved traffic fatalities and injuries.	
<b>6. FEDERAL FUNDS ALLOCATED UNDER THIS AGREEMENT SHALL NOT EXCEED:</b> <b>\$ 624,712.00</b>	
<b>7. TERMS AND CONDITIONS:</b> The parties agree to comply with the terms and conditions of the following which are by this reference made a part of the Agreement: <ul style="list-style-type: none"> <li>• Schedule A (OTS-38b) – Problem Statement, Goals and Objectives and Method of Procedure</li> <li>• Schedule B (OTS-38d) – Detailed Budget Estimate and Sub-Budget Estimate (if applicable)</li> <li>• Schedule B-1 (OTS-38f) – Budget Narrative and Sub-Budget Narrative (if applicable)</li> <li>• Exhibit A – Certifications and Assurances</li> <li>• Exhibit B* - OTS Grant Program Manual</li> </ul> <p>*Items shown with an asterisk (*), are hereby incorporated by reference and made a part of this agreement as if attached hereto. These documents can be viewed at the OTS home web page under Grants: <a href="http://www.ots.ca.gov">www.ots.ca.gov</a>.</p> <p>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.</p> <p>IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.</p>	
<b>8. APPROVAL SIGNATURES</b>	
<b>A. GRANT DIRECTOR</b> NAME: <b>John Aki</b> PHONE: <b>951-955-5502</b> TITLE: <b>Chief Assistant District Attorney</b> FAX: <b>951-955-5877</b> ADDRESS: <b>3960 Orange Street</b> <b>Riverside, CA 92501</b>  E-MAIL: <b>Jaki@RivCoDA.org</b>  _____ (Signature)	<b>B. AUTHORIZING OFFICIAL OF AGENCY</b> NAME: <b>Elaina Bentley</b> PHONE: <b>951-955-5632</b> TITLE: <b>Assistant District Attorney</b> FAX: <b>951-955-9455</b> ADDRESS: <b>3960 Orange Street</b> <b>Riverside, CA 92501</b>  E-MAIL: <b>EBentley@RivCoDA.org</b>  _____ (Signature)
<b>C. FISCAL OR ACCOUNTING OFFICIAL</b> NAME: <b>Ginika Ezinwa</b> PHONE: <b>951-955-8804</b> TITLE: <b>Deputy Director, Administration</b> FAX: <b>951-955-0175</b> ADDRESS: <b>3960 Orange Street</b> <b>Riverside, CA 92501</b>  E-MAIL: <b>GinikaEzinwa@RivCoDA.org</b>  _____ (Signature)	<b>D. OFFICE AUTHORIZED TO RECEIVE PAYMENTS</b> NAME: <b>Riverside County District Attorney</b> ADDRESS: <b>3960 Orange Street</b> <b>Riverside, CA 92501</b>
<b>9. DUNS NUMBER</b> DUNS #: <b>037754061</b> REGISTERED ADDRESS & ZIP: <b>3960 Orange Street</b> <b>Riverside, CA 92501-3643</b>	

FORWARDED COUNTY COUNCIL  
 BY NEAL R. KIPNIG DATE 8/17/2016

2  
3 RESOLUTION NO. 2015-202

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 Drug  
9 Impaired Driver 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 September 15, 2015,  
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  
19 BE IT FURTHER RESOLVED that the resolution shall be in effect for a two year period  
20 beginning October 1, 2015 and ending September 30, 2016.

21  
22 ROLL CALL:

23 Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley  
24 Nays: None  
Absent: None

25 The foregoing is certified to be a true copy of a resolution duly  
26 adopted by said Board of Supervisors on the date therein set forth.

27 KECIA HARRER-THEM, Clerk of said Board

28 By [Signature]  
Deputy

BY: [Signature]  
NEAL R. KIPNIS  
DATE