



**District Attorney  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One  
PETE VANDER POEL  
District Two  
AMY SHUKLIAN  
District Three  
EDDIE VALERO  
District Four  
DENNIS TOWNSEND  
District Five

**AGENDA DATE:** September 10, 2019 - **REVISED**

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Dan Underwood    PHONE: 636-5494				

**SUBJECT:** Approve an agreement with the State of California Office of Traffic Safety

**REQUEST(S):**

That the Board of Supervisors:

1. Approve an agreement to accept grant funding from the State of California Office of Traffic Safety for the Alcohol and Drug Impaired Driver Vertical Prosecution Program in the amount of \$116,668 for the program period of October 1, 2019 through September 30, 2020;
2. Authorize the Chairman to sign two originals of the Grant Agreement; and
3. Authorize the Grant Director and the Fiscal or Accounting Official to sign two originals of the Grant Agreement.

**SUMMARY:**

The District Attorney's office has received funding from the State of California Office of Traffic Safety (OTS) to operate an Alcohol and Drug Impaired Driver Vertical Prosecution Program grant program since 2017. OTS recently awarded the District Attorney's Office continued funding for this program for Federal Fiscal Year 2019/2020.

The purpose of this program is to improve the prosecution's knowledge and expertise of DUI alcohol, DUI drug, and DUI alcohol/drug combination cases, and to increase the number of those cases filed and prosecuted. In Fiscal Year 2018/19, the District Attorney's Office reviewed 2,520 DUI cases, filing 2,366 of them. During that fiscal



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year, the grant funded prosecutor secured 115 convictions; 96 of them felony convictions.

Funds will cover the cost of a deputy district attorney that will be dedicated to this program 100% of the time. The assigned prosecutor will work with OTS' Traffic Safety Resource Prosecutor Training Network to increase his/her capabilities by obtaining and delivering specialized training, and will share this information with peers and law enforcement personnel throughout the county and across the state.

Due to the grant operating on a federal fiscal year, approximately 75% of the grant will be spent in Fiscal Year 19/20, and approximately 25% will be spent in Fiscal Year 20/21.

The original agreement was approved as to form by County Counsel and was approved by the Board of Supervisors on September 11, 2018. The deviations from the County contract protocol included in the original agenda item were: 1) County signs first; and 2) County indemnifies State. The proposed amendments to the agreement do not include any additional deviations from the County contract protocol.

The only changes from the original agreement, as amended to date, are changing the time period of the agreement from October 1, 2018 through September 30, 2019 to October 1, 2019 through September 30, 2020, and changing the dollar amount provided to the County under the agreement from \$117,546 to \$116,668.

The OTS Grant Program Manual is attached to this Board Agenda Item as it is incorporated into the agreement by reference.

**FISCAL IMPACT/FINANCING:**

The Office of Traffic Safety DUI grant for \$116,668 covers the period of October 1, 2019 through September 30, 2020. This amount is included in the recommended FY 2019/20 District Attorney's Department budget. There will be no net County cost to the General Fund.

The Program's funding and expenditures are based on a federal fiscal year; therefore, the Program's distribution of funding and costs are as follows:

- \$87,501 has been included for FY 2019/20 (October 1, 2019 through June 30, 2020).
- \$29,167 will be included for FY 2020/21 (July 1, 2020 through September 30, 2020).

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's five-year Strategic Business Plan and Management System include Safety and Security initiatives to provide for the safety and security of the public. One of the grant's goals is to increase the number of alcohol- and drug-involved cases filed and prosecuted, which is in alignment with that initiative.

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**ADMINISTRATIVE SIGN-OFF:**



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Yun-Gyung Park-Moore  
Fiscal Manager

Cc: County Administrative Office

Attachments: 1) Grant Agreement  
2) OTS Grant Program Manual (Grant Agreement Exhibit B)



**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVE AN  
AGREEMENT WITH THE STATE OF  
CALIFORNIA OFFICE OF TRAFFIC  
SAFETY

)  
) Resolution No. \_\_\_\_\_  
) Agreement No. \_\_\_\_\_  
)  
)

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JASON T. BRITT  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

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