

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Sheriff - Coroner	(2) MEETING DATE 12/18/2012	(3) CONTACT/PHONE Ian Parkinson 781-4540	
(4) SUBJECT Request to approve the use of Asset Forfeiture funding in the amount of \$56,672, approve a corresponding budget adjustment in Fund Center 136 – Sheriff-Coroner and Fund Center 132 – District Attorney and amend the fixed asset list in Fund Center 136 – Sheriff-Coroner.			
(5) RECOMMENDED ACTION It is recommended that your Board: <ol style="list-style-type: none"> 1. Approve the use of Asset Forfeiture funding in the amount of \$56,672 to be used for the K-9 and Gang Resistance Education and Training (G.R.E.A.T.) programs and the purchase of a Gang Task Force vehicle for the District Attorney’s Office; 2. Approve a corresponding budget adjustment of \$35,137 in Fund Center 136 – Sheriff Coroner; 3. Approve a corresponding budget adjustment of \$24,735 in Fund Center 132 – District Attorney; 4. Amend the fixed asset list in FC 136 – Sheriff Coroner for the purchase of a K-9 in the amount of \$13,750. A four-fifths (4/5ths) vote of the Board is required for all items.			
(6) FUNDING SOURCE(S) Asset Forfeiture	(7) CURRENT YEAR FINANCIAL IMPACT \$56,672	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? No
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input checked="" type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: 1213069 & 1213070 <input checked="" type="checkbox"/> 4/5th's Vote Required <input type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW Geoff O’Quest, Administrative Analyst			
(18) SUPERVISOR DISTRICT(S) All Districts -			

County of San Luis Obispo



TO: Board of Supervisors

FROM: Sheriff - Coroner / Ian Parkinson
781-4540

DATE: 12/18/2012

SUBJECT: Request to approve the use of Asset Forfeiture funding in the amount of \$56,672, approve a corresponding budget adjustment in Fund Center 136 – Sheriff-Coroner and Fund Center 132 – District Attorney and amend the fixed asset list in Fund Center 136 – Sheriff-Coroner.

RECOMMENDATION

It is recommended that your Board:

1. Approve the use of Asset Forfeiture funding in the amount of \$56,672 to be used for the K-9 and Gang Resistance Education and Training (G.R.E.A.T.) programs and the purchase of a replacement Gang Task Force vehicle for the District Attorney's Office;
2. Approve a corresponding budget adjustment of \$35,137 in Fund Center 136 – Sheriff Coroner;
3. Approve a corresponding budget adjustment of \$24,735 in Fund Center 132 – District Attorney;
4. Amend the fixed asset list in FC 136 – Sheriff Coroner for the purchase of a K-9 in the amount of \$13,750.

A four-fifths (4/5ths) vote of the Board is required for all items.

DISCUSSION

The Asset Forfeiture Program began in 1984 with the passage of the Comprehensive Crime Control Act. This Act has become a very powerful tool for targeting criminals, who prey on the vulnerable for financial gain, including drug dealers and white collar criminals. One of the most important provisions of asset forfeiture is the authorization to share the proceeds of federal forfeitures with cooperating state and local law enforcement agencies.

The Department of Justice Asset Forfeiture Program not only serves to deter crime, but also provides valuable supplemental resources to state and local law enforcement agencies. Permissible uses of the funds provided by the program include law enforcement equipment, drug and gang education and awareness programs and the expenses from the purchase, lease, construction and expansion of law enforcement or detention facilities.

It is not permissible to use funds from the program to pay for the salaries and benefits of current, permanent enforcement personnel, or for education related costs, food and beverage, or for any use that creates the appearance that shared funds are being used for political or personal uses.

Based on those guidelines for permissible use, the following items will be purchased with Asset Forfeiture Funds:

1. **\$7,500 for G.R.E.A.T. Program Speaker.** The Sheriff's Office started the Gang Resistance Education and Training (G.R.E.A.T.) program in 2011. In 2012 the Sheriff's Office officially transitioned from DARE to GREAT Countywide. The GREAT program is taught at the elementary school level and targets violence and gangs in the

schools. "Retro Bill" is a nationally known speaker on the subject of violence and drugs. He has been used many times locally and has been highly successful in reaching the youth on both subjects. This funding will pay for him speaking at GREAT graduations.

2. **\$27,637 for One Additional K-9.** The Sheriff's Office recently added three K-9's for patrol and one K-9 in the jail. The K-9's are used for the protection of the Deputies, detection of narcotics, searching for missing people and suspects. The K-9's have proven to be a valuable asset to patrol and also a cost savings to the County, by not having to have two deputies in the car at night. This funding will pay for an additional K-9, training and equipment and will be deployed in the east side of the county (California Valley/ Creston/ Shandon area).
3. **\$24,735 for District Attorney Gang Task Force Replacement Vehicle.** The District Attorney's Office has a full-time investigator assigned to the County Gang Task Force. The vehicle driven by the investigator has approximately 160 thousand miles and was obtained through a drug forfeiture seizure. There is no funding for this vehicle replacement. This funding will be used by the District Attorney's Office to reimburse Fleet Services for a vehicle currently held in the County's fleet.

State funding for the San Luis Obispo County Narcotic Task Force (NTF) ended on December 31, 2011 due to State budget cuts. The Sheriff agreed to form a new task force that now exists under the Sheriff's Office. The dissolution of the old task force is expected to be completed by June 30, 2013 and the balances left in the NTF Asset Forfeiture accounts are being used for the purchases above. The final Equitable Sharing Agreement and Certification for the San Luis Obispo County Narcotics Task Force that is filed with the Department of Justice will be filed for FY ending June 30, 2013. Please refer to the financial considerations section for the allocation to each account.

OTHER AGENCY INVOLVEMENT/IMPACT

This request has been coordinated with General Services Agency, Fleet Services, the District Attorney's Office and the County Auditor Controller's Office.

FINANCIAL CONSIDERATIONS

The requested \$59,872 in expense will be offset by revenue of \$56,672 from Asset Forfeiture (AF) funds belonging to the Narcotics Task Force (NTF- included under Sheriff's Office), Sheriff's Office (SO) and the District Attorney's Office (DA) and \$3,200 in proceeds from the sale of the old vehicle as follows:

Description	NTF Federal Asset Forfeiture (AF)	NTF State AF	Sheriff Federal AF	DA Federal AF	Proceeds Sale of Old Vehicle	Total
G.R.E.A.T. Program Speaker	\$7,500					\$7,500
K-9 program:						
• Dog & training		\$13,750				\$13,750
• Equipment		\$6,941	\$6,946			\$13,887
Gang Task Force Vehicle	\$20,850			\$685	\$3,200	\$24,735
Total	\$28,350	\$20,691	\$6,946	\$685	\$3,200	\$59,872

Annual cost for the K-9 program, which includes food, maintenance and medical care for the dog, is estimated to be \$1,700. These costs will be offset with Asset Forfeiture Funds for as long as the funding remains available.

RESULTS

The purchases outlined above will enhance the capabilities of the Sheriff's Office which contributes to the County's community-wide goals of a Safe Community: "The County will strive to create a community where all people-adults and children alike-have a sense of security and well-being, crime is controlled, fire and rescue response is timely, and roads are safe."