

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: District Attorney

BOARD AGENDA # \*B-1

Urgent

Routine

AGENDA DATE November 6, 2007

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Accept the Fiscal Year 2007-2008 Grant from the Department of Justice for the District Attorney's Office Spousal Abuser Prosecution Program

STAFF RECOMMENDATIONS:

1. Accept Fiscal Year 2007-2008 Grant from Department of Justice for the District Attorney's Office Spousal Abuser Prosecution Program totaling \$151,999.
2. Authorize the District Attorney to sign the grant award agreement including any extension, augmentations, or amendments.
3. Approve a formal resolution as required by the State to receive this grant funding.

FISCAL IMPACT:

Projected revenues and expenditures for this grant totaling \$151,999 were reflected in the Fiscal Year 2007-2008 proposed budget process. Of this amount \$102,080 is anticipated grant revenue and \$49,919 is the County Match. The amount matches the exact amount that was budgeted in the Fiscal Year 2007-2008 Proposed Budget for the District Attorney's Office.

BOARD ACTION AS FOLLOWS:

No. 2007-866

On motion of Supervisor Mayfield, Seconded by Supervisor Grover and approved by the following vote,

Ayes: Supervisors: Mayfield, Grover, Monteith, DeMartini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

*Christine Ferraro*

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**DISCUSSION:**

In FY 1994-1995, The District Attorney's Office first acquired funding for the Spousal Abuser Prosecution Program. This will make FY 2007-2008 the thirteenth consecutive year that the District Attorney's Office has received funding from the Department of Justice for the Spousal Abuser Prosecution Program. This agenda item is being submitted to the Board for approval because the Department of Justice requires formal acceptance of the grant by the Board of Supervisors including a formal resolution. The grant provides for the vigorous vertical prosecution of perpetrators of domestic violence.

For the Fiscal Year 2007-2008, the Department of Justice will award the amount of \$102,080 for the continued funding of this grant. With the County Match of \$49,919, the total amount of funding for this program is \$151,999. The Department of Justice requires a formal resolution from the Board of Supervisors for each year of the grant. The resolution must state the obligation of the County for any liability arising out of the grant, as well as the County's required financial commitment to receive the state funding.

The District Attorney's Spousal Abuser Prosecution Program received 1,025 referrals for spousal abuse in Fiscal Year 2006-2007. Of these referrals, 753 were for felony charges and 272 for misdemeanor charges. The District Attorney's office filed 462 felony cases alleging spousal abuse and 305 alleging misdemeanor spousal abuse. During this time period, the Spousal Abuser Prosecution Program prosecuted 433 cases to disposition: 290 felony convictions and 143 misdemeanor convictions. The amount prosecuted this fiscal year is four times greater than last fiscal year.

With the 2007-2008 grant funding and the County Match contribution, the program will allow for the funding of a Victim Advocate (Interviewer) and a Criminal Investigator, as well as a small amount for the annual audit. Funding a Victim Advocate position allows for a fully dedicated person to assist the victims involved in these emotionally draining cases. The funding of a dedicated Investigator position allows for thorough investigation of these complex cases. The Deputy District Attorney position is currently funded out of the General Fund, which allows the Deputy District Attorney to continue the vertical prosecution of domestic violence cases while still being available to accept cases not specific to the guidelines of the grant. The County continues to provide a cash match of \$49,919.

Approval to Accept the Fiscal year 2007-08 Grant from the Department of Justice for the District Attorney's Office Spousal Abuser Prosecution Program  
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**POLICY ISSUES:**

Acceptance of the grant will assist the District Attorney's Office in meeting the Board's goal of a safe community.

**STAFFING IMPACTS:**

There are no staffing impacts at this time.

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
STATE OF CALIFORNIA

Date: November 6, 2007

No. 2007-866

On motion of Supervisor Mayfield Seconded by Supervisor Grover  
and approved by the following vote,

Ayes: Supervisors: Mayfield, Grover, Monteith, DeMartini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # \*B-1

RESOLUTION  
STANISLAUS COUNTY BOARD OF SUPERVISORS  
FY 2006/07 SPOUSAL ABUSER PROSECUTION PROGRAM

WHEREAS, the Stanislaus County Board of Supervisors desires to continue a certain project designated SPOUSAL ABUSER PROSECUTION PROGRAM to be funded in part from funds made available through the Spousal Abuser Prosecution Program, administered by the DEPARTMENT OF JUSTICE (hereafter referred to as DOJ).

NOW, THEREFORE, BE IT RESOLVED that the District Attorney of Stanislaus County is hereby authorized, on its behalf to accept this grant award from DOJ and is authorized to sign and approve on behalf of the Stanislaus County Board of Supervisors the Grant Award Agreements including any extension, augmentation or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said projects (including any amendments thereof) under the Program and the funding terms and conditions of DOJ and that the cash match will be appropriated as required.

IT IS AGREED that any liability arising out of the performance of these Grant Award Agreements, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and the DOJ disclaim responsibility for any such liability.

BE IT FURTHER RESOLVED that grant funds receive hereunder shall not be used to supplant expenditures controlled by this body.

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk  
Stanislaus County Board of Supervisors,  
State of California

