

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

DEPT: Probation J.P.

BOARD AGENDA # *B-3

Urgent Routine

AGENDA DATE September 30, 2008

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Authorize the Chief Probation Officer to Accept an Alcohol and Other Drugs Grant From the State Office of Traffic Safety (OTS) for Enhanced Felony Drunk Driver Probation Supervision

STAFF RECOMMENDATIONS:

Authorize the Chief Probation Officer to accept an Alcohol and Other Drugs Grant from the State Office of Traffic Safety for enhanced felony drunk driver probation supervision service, and to sign all necessary documents.

FISCAL IMPACT:

The State Office of Traffic Safety provides funds to address traffic safety priority areas. Stanislaus County's share of these funds is \$54,472 and are currently available to target alcohol and other drug law enforcement. This grant will pay for personnel overtime costs for enhanced supervision services to probationers at highest risk of repeat drunk driving offenses and for an Evidential Portable Alcohol System device to be used to test probationers for alcohol use. The funds will be budgeted in FY 2009/2010 as the Probation Department will be utilizing existing funds totaling \$27,116 from the first OTS grant accepted in November 2005 to carry us through May 31, 2009.

BOARD ACTION AS FOLLOWS:

No. 2008-686

On motion of Supervisor Grover, Seconded by Supervisor O'Brien
and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: Mayfield

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Authorize the Chief Probation Officer to Accept an Alcohol and Other
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DISCUSSION:

Stanislaus County has a rate of motor vehicle injury and death that exceeds the state average. According to the California Office of Traffic Safety, in 2006, Stanislaus was ranked 5th statewide for total fatal and injury collisions with 4,442 incidents occurring. It was ranked 29th for alcohol-involved fatal and injury collisions with 439 incidents occurring.

In November 2005, the Board of Supervisors authorized the Chief Probation Officer to accept an Alcohol and Other Drugs Grant from the State Office of Traffic Safety for Enhanced Felony Drunk Driver Probation Supervision. Increased community supervision and innovative partnerships between Probation and law enforcement to monitor these offenders at most risk of re-offending has successfully resulted in the following:

- The number of DUI offenses decreased from 38 in 2005 to three and nine, respectively, in 2006 and 2007
- 163 field and home contacts with DUI offenders were completed in 2006 and 473 were completed in 2007
- 37 home searches were completed in 2006 and 203 in 2007.
- Nine special operations (check points, stakeouts, stings, surveillance) were completed in 2006 and ten in 2007
- One operation was completed in 2006 targeting DUI offenders on bench warrant status and four were completed in 2007
- 50 DUI offenders were tested for alcohol in 2006 and 231 in 2007

As evident by the outcomes during the first 18 months of operation, the program has provided a level of service to DUI offenders not previously achieved. Evidence-based practices support that increased levels of supervision assist in reduction of crime and support nation-wide objectives of improving community safety.

The California Office of Traffic Safety has now informed our department that we have been awarded a new grant to continue providing increased supervision of DUI offenders. This agenda item is being submitted to the Board for approval to authorize the Chief Probation Officer to accept this grant funding, once awarded.

This Office of Traffic Safety Grant will provide additional work hours for Deputy Probation Officers to provide enhanced supervision services to those probationers at highest risk of repeat drunk driving offenses. Supervision services will continue to include increased alcohol testing, increased home

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contacts and searches, partnering with law enforcement agencies during community events and holiday checkpoints to identify probationers not in compliance with court orders, bench warrant operations, and increased surveillance of DUI offenders driving with revoked or suspended licenses.

In Stanislaus County, the total funding available is \$54,472 for the period of October 1, 2008 through September 30, 2010. Although this new grant is effective October 1, 2008 Stanislaus County will be utilizing existing funds from the first grant accepted in November 2005 as we have a balance to carry us through May 31, 2009. Therefore, our ability to collect funding for this new OTS grant will be effective June 1, 2009 and the goals and outcomes expected will correspond.

San Diego County Probation will act as the grant administrator for programming funds on behalf of other participating county probation departments. The grant was submitted to San Diego County Probation in August 2008 in order to ensure the deadline for application was met.

POLICY ISSUE:

Board approval to accept this funding is necessary. The policy before the Board is whether this agenda item is consistent with the Board of Supervisors' goals and priorities of a safe community, a healthy community and effective partnerships.

STAFFING IMPACTS:

The recommended action will add approximately 1,117 hours of overtime work hours for Deputy Probation Officers between June 1, 2009 and September 30, 2010.

GRANT PROPOSAL

PROJECT TITLE: FELONY DRUNK DRIVER INTENSIVE SUPERVISION PROGRAM
AGENCY: STANISLAUS COUNTY PROBATION DEPARTMENT
COUNTY: STANISLAUS

PROPOSED BEGINNING DATE: JUNE 1, 2009
PROPOSED ENDING DATE: SEPTEMBER 30, 2010

PROBLEM STATEMENT SUMMARY:

In November 2005, the Board of Supervisors authorized the Chief Probation Officer to accept an Alcohol and Other Drugs Grant from the State Office of Traffic Safety for Enhanced Felony Drunk Driver Probation Supervision. Although Stanislaus County has experienced a 28% reduction in the number of alcohol-involved fatal and injury collisions since 2003 we are still ranked 29th with 439 incidents occurring. Continued funding will allow the Probation Department to continue providing increased services to and supervision of DUI offenders.

PROBLEM STATEMENT:

Stanislaus County has a rate of motor vehicle injury and death that exceeds the state average. According to the California Office of Traffic Safety, in 2006, Stanislaus was ranked 5th statewide for total fatal and injury collisions with 4,442 incidents occurring. It was ranked 29th for alcohol-involved fatal and injury collisions with 439 incidents occurring. In November 2005, the Board of Supervisors authorized the Chief Probation Officer to accept an Alcohol and Other Drugs Grant from the State Office of Traffic Safety for Enhanced Felony Drunk Driver Probation Supervision. Increased community supervision and innovative partnerships between Probation and law enforcement enable us to continue to provide increased supervision services to approximately 190 probationers. These statistics demonstrate the need for continued community supervision and innovative partnerships between Probation and law enforcement to monitor those offenders at most risk of re-offending.

Listed below are the county rankings for 2006 and population growth in the county.

Year	County	Group	Population (Avg)	DVMT
2006	STANISLAUS COUNTY		517,469	11,257,794

TYPE OF COLLISION	VICTIMS KILLED & INJURED	RANKING BY DAILY VEHICLE MILES TRAVELED	RANKING BY AVERAGE POPULATION
Total Fatal and Injury	4,442	5/58	18/58
Alcohol Involved	439	29/58	44/58
HBD Driver < 21	46	30/58	44/58
HBD Driver 21 - 34	189	13/58	35/58
Pedestrians	193	4/58	10/58
Pedestrians < 15	61	1/58	3/58

Pedestrians 65+	15	15/58	27/58
Bicyclists	128	18/58	24/58
Bicyclists < 15	25	23/58	35/58

TYPE OF COLLISION	FATAL & INJURY COLLISIONS	RANKING BY DAILY VEHICLE MILES TRAVELED	RANKING BY AVERAGE POPULATION
Speed Related	708	14/58	34/58
Nighttime (9:00pm - 2:59am)	385	7/58	26/58
Hit and Run	289	5/58	6/58

PROPOSED SOLUTION:

Stanislaus County Probation proposes to increase supervision services to high-risk DUI offenders to include increased contacts and searches, increased alcohol testing, bench warrant apprehension operations, surveillance and checkpoint activities with law enforcement.

PERFORMANCE MEASURES:

Goal(s)

1. To reduce the number of persons killed in alcohol-involved collisions 5% from the 2006 base year total of 25 to 24 by September 30, 2009, and an additional 5% to 23 by September 30, 2010.
2. To reduce the number of persons injured in alcohol-involved collisions 5% from the 2006 base year total of 414 to 393 by September 30, 2009, and an additional 5% to 373 by September 30, 2010.
3. To reduce the number of new DUI offenses by DUI probationers 15% from the 2005 base year total of 38 to 32 by September 30, 2009, and an additional 15% to 27 by September 30, 2010.

Objectives

1. To develop an Operational Plan to establish the method of operation and the policies applicable to carry out the grant program by October 31, 2008.
2. Continue to utilize a risk or needs assessment tool to identify high-risk DUI offenders for placement on formal probation and continue throughout the grant.
3. Continue to work with court officials and the prosecutor's office throughout the grant period to ensure the court establishes probation orders necessary to conduct and sustain intensive supervision of DUI probationers.
4. To conduct supervision of identified high-risk DUI probationers on an overtime basis throughout the period of the grant.
5. To conduct 1 warrant sweep targeting felony DUI suspects who fail to appear in court and/or DUI probationers who fail to comply with the terms and conditions of probation by September 30, 2009, and an additional 4 warrant sweeps by September 30, 2010.
6. To conduct 20 unannounced field contacts (field, home, work-site contacts) with DUI probationers by September 30, 2009, and an additional 60 field contacts by September 30, 2010.

7. To participate in 1 special operation (include sobriety checkpoints, stakeouts, stings, and/or surveillance) with DUI probationers by September 30, 2009, and an additional 6 special operations by September 30, 2010.
8. To conduct 16 unannounced home searches/ or 4th waiver searches of DUI probationers by September 30, 2009, and an additional 50 home searches by September 30, 2010.
9. To conduct 40 alcohol and other drug tests of DUI probationers by September 30, 2009, and an additional 130 alcohol and other drug tests by September 30, 2010.
10. To establish a "HOT" (Habitual Offender Tally) Sheet program to notify other local law enforcement agencies to be on the lookout for identified high-risk DUI offenders and/or individuals with outstanding warrants, or who may be driving without a valid license by January 1, 2009 and update on a monthly basis throughout the grant period.
11. To track and report probation violations and probation revocation proceedings initiated for program participants who fail to abide by the terms and conditions of probation throughout the grant period.
12. To establish all grant-funded positions and train staff on defined roles and duties, including data collection and reporting requirements, by December 31, 2009.
13. To submit in a timely manner all statistical data, financial reimbursement claims, and quarterly performance reports, as required by OTS, throughout the grant period.
14. To participate in the County Avoid Campaign throughout the grant period.

Budget Category	Federal Fiscal Year 1 6/1/09 to 9/30/09	Federal Fiscal Year 2 10/1/09 to 9/30/10	Project Total
Personnel Over-time Costs	\$12,880.00	\$38,642.00	\$51,522.00
Category Sub-Total	\$12,880.00	\$38,642.00	\$51,522.00
Travel	\$1,200.00	\$1,200.00	\$2,400.00
Category Sub-Total	\$1,200.00	\$1,200.00	\$2,400.00
Contractual Services	\$0	\$0	\$0
Category Sub-Total	\$0	\$0	\$0
Equipment (>\$5,000)	\$0	\$0	\$0
Category Sub-Total	\$0	\$0	\$0

Other Direct Costs (<\$5,000) 1PAS Device/ Calibration Units	\$550.00	\$0	\$550.00
Category Sub-Total	\$550.00	\$0	\$550.00
Project Total	\$14,630.00	\$39,842.00	\$54,472.00

BUDGET NARRATIVE:

Provide a brief narrative explanation and justification, of individual items of expenditures, as defined in the proposal instructions, which make up the amounts reflected in the proposed budget schedule, by cost category.

Personnel:

Grant funds will be used to pay approximately 1,117 hours of overtime salary and benefits between 6/1/09 and 9/30/10 for Deputy Probation Officers to conduct home contacts, searches, alcohol testing, bench warrant apprehension operations, surveillance, checkpoint and joint law enforcement activities related to high-risk DUI offenders. (Base rate of \$19.60/hr to \$34.02/hr salary x 1.5 OT x 14.65% benefits = \$33.70/hr to \$58.51/hr)

Travel:

N/A

Contractual Services:

N/A

Other Direct Costs:

Grant funds will be used to purchase an additional Evidential Portable Alcohol System (EPAS) to be used by Deputy Probation Officers during contacts with offenders to monitor compliance with conditions of probation to totally abstain from the use of alcohol.

Coversheet for Traffic Safety Proposals Federal Fiscal Year 2009		OTS USE ONLY
		Proposal #: _____ Coordinator: _____ Program Area: _____
Agency Name:	Stanislaus County (5000)	
Department:	(Police Dept., Dept. of Health, Engineering Dept., etc.) Probation Department	If enforcement agency, does your city contract law enforcement services from the county Sheriff's office?
Proposal Title:	Enhanced Felony Drunk Driver Supervision	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Proposal Summary: (Summarize grant goals and objectives. Maximum 750 characters--about 100 words) Based on 2005 outcomes, the Stanislaus County Probation Department remains committed to increasing the number of felony DUI offenders that successfully complete probation without committing a new alcohol-related traffic offense by maintaining OTS supervision services that are being provided to offenders at risk of repeat drunk driving offenses. Supervision services include alcohol testing, home contacts and searches, partnering with law enforcement agencies during community events, operating check points to identify probationers not in compliance with Court orders, and surveillance of DUI offenders driving with revoked or suspended licenses.		
Equipment: (if applicable) Alcohol Detection Sensor 0 0 0 0	Requested Funding by Budget Category: Personnel: _____ \$51,522.00 Travel: _____ \$2,400.00 Contractual Services: _____ \$0.00 Equipment: _____ \$550.00 Other Direct Costs: _____ \$0.00 Indirect Costs: _____ \$0.00 I verify the costs requested for personnel and benefits are accurate. _____ Fiscal Representative	
Agency Contact		Requested Funding
First Name:	Jerry	Fiscal Year 1 2009 _____ \$14,630.00 (10/1/08 - 9/30/09)
Last Name:	Powers	
Title:	Chief Probation Officer	Fiscal Year 2 2010 _____ \$39,842.00 (10/1/09 - 9/30/10)
Address 1:	2215 Blue Gum Ave.	
Address 2:	_____	Fiscal Year 3 2011 _____ \$0.00 (10/1/10 - 9/30/11)
Address 3:	_____	
City:	Modesto	Total _____ \$54,472.00
State:	CA Zip Code: 95358	
Phone #:	(209) 525-4501 Ext.: _____	
FAX #:	(209) 525-5486	
E-mail:	powersj@co.stanislaus.ca.us	

**SCHEDULE B
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DETAILED BUDGET ESTIMATE**

GRANT NO. TBD

COST CATEGORY	FISCAL YEAR ESTIMATES			TOTAL COST TO GRANT
	FY-1 10/1/2008 thru 9/30/2009	FY-2 10/1/2009 thru 9/30/2010	FY-3 thru	
A. PERSONNEL COSTS				
<u>Positions and Salaries</u>				
Deputy Probation Officer II				\$0.00
Over Time Hourly Wage With Benefits				
FY1 1 (6/1/09-9/30/09) 53.67 / 240 Hours = \$12,880				0.00
FY 2 (10/1/09-9/30/10) 53.67 / 720 Hours = \$36,642				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
Employee Benefits @	\$12,880.00	\$38,642.00		51,522.00
Category Sub-Total	\$12,880.00	\$38,642.00	\$0.00	\$51,522.00
B. TRAVEL EXPENSE				
In State	\$1,200.00	\$1,200.00		\$2,400.00
Out of State				0.00
Category Sub-Total	\$1,200.00	\$1,200.00	\$0.00	\$2,400.00
C. CONTRACTUAL SERVICES				
				\$0.00
				0.00
				0.00
Category Sub-Total	\$0.00	\$0.00	\$0.00	\$0.00

**SCHEDULE B
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DETAILED BUDGET ESTIMATE**

GRANT NO. TBD

COST CATEGORY	FISCAL YEAR ESTIMATES			TOTAL COST TO GRANT
	FY-1 10/1/2008 thru 9/30/2009	FY-2 10/1/2009 thru 9/30/2010	FY-3 thru	
D. EQUIPMENT				
Alcohol Detection Sensor				\$550.00
				0.00
				0.00
				0.00
				0.00
Category Sub-Total	\$550.00	\$0.00	\$0.00	\$550.00
E. OTHER DIRECT COSTS				
				\$0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
				0.00
Category Sub-Total	\$0.00	\$0.00	\$0.00	\$0.00
F. INDIRECT COSTS				
				\$0.00
Category Sub-Total	\$0.00	\$0.00	\$0.00	\$0.00
GRANT TOTAL	\$14,630.00	\$39,842.00	\$0.00	\$54,472.00