



county of Santa Cruz

SUSAN A. MAURIELLO, J.D., COUNTY ADMINISTRATIVE OFFICER

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July 30, 1998

Agenda: August 11, 1998

BOARD OF SUPERVISORS
County of Santa Cruz
701 Ocean Street
Santa Cruz, CA 95060

SETTING OF PUBLIC HEARINGS ON FEDERAL FUNDS FROM THE BUREAU OF JUSTICE ASSISTANCE (BJA) AND THE STATE SUPPLEMENTAL LAW ENFORCEMENT FUNDS (SLESF)

Dear Members of the Board:

The purpose of this letter is to set the required public hearings for both the Bureau of Justice Assistance (BJA) and the State Supplemental Law Enforcement Funds (SLESF) allocations on September 15, 1998.

During the 1998-99 Budget Hearings, your Board took the preliminary actions necessary for the County to receive a third year allocation of federal funds from the BJA and SLESF. At the time of budget hearings, the application packet for the BJA grant funds had not yet been received. Your Board approved the use of anticipated BJA funds in the amount of \$150,000 for vehicle safety equipment and other equipment purchases for law enforcement in the unincorporated area and included those appropriations in the 1998-99 budget. Subsequent to budget hearings, the BJA application packet was received with an actual grant amount of \$164,757. The attached application was due on July 31, 1998 and was submitted by our office. At the public hearing, we will present to your Board the proposal for using the additional funds in front line law enforcement and vehicle equipment.

SLESF funds total approximately \$500,000 for Santa Cruz County and have been allocated during the past two years for the support of five deputy sheriff positions in the Sheriff's Department, investigation and clerical positions in the District Attorney's office, and capital projects in the Detention Budget. These positions are currently funded through September 30, 1998. The recommended actions on September 15 will include the receipt and appropriation of the SLESF monies for the 1998-99 Budget and the consideration of

BOARD OF SUPERVISORS

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the requests by the Sheriff and the District Attorney for the continuation of these positions and Detention projects.

Prior to the public hearing on the BJA funds, an advisory group will be convened to consider the use of the BJA funds and to forward a recommendation to your Board. The advisory group membership is prescribed by the BJA guidelines and has been previously approved by your Board. Advisory Group members include the Sheriff-Coroner, representing local law enforcement; the District Attorney, representing the Prosecutor's Office; the Courts' Executive Officer, representing the Court System; the Superintendent of the County Office of Education, representing the School System; the Chair of the Human Care Alliance, representing non-profit agencies active in crime prevention or drug abuse prevention and treatment; and the County Administrative Officer, representing the County Administrative Office.

It is therefore Recommended that your Board set public hearings on September 15, 1998 to consider the allocation of federal funds from the Bureau of Justice Assistance (BJA) and the State Supplemental Law Enforcement Funds (SLESF).

Very truly yours,



SUSAN A. MAURIELLO
County Administrative Officer

SAM/BW/MNT
s/:BJAPUB98

cc: Auditor-Controller
Sheriff- Coroner
District Attorney
BJA Advisory Board Members

LOCAL LAW ENFORCEMENT BLOCK GRANTS PROGRAM

LOCAL APPLICATION FORM

16.592

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C	Susan	A.	Mauriello
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Santa Cruz	Santa Cruz	CA	95060
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A	Charles	R	Weaver
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Chief Deputy	(831) 454-2991	(831)454-2353
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701 Ocean St., Room 340	Santa Cruz, CA	95060
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Your signature represents your legal binding acceptance of the terms of this application and your statement of the veracity of the representations made in this application. The document has been duly authorized by the governing body of the applicant and the applicant will comply with the three attached forms: 1) Assurances; 2) Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements; and 3) Certification Regarding Public Safety Officer Health Benefits.

Susan Mauriello

Certification for Section 615, Fiscal Year 1998 Appropriations Act: Alu-O'Hara Public Safety Officers' Health Benefits Act

As required by Section 615 of the Fiscal Year 1998 Appropriations Act, a unit of local government eligible for the Local Law Enforcement Block Grants Program must be in compliance with the following provision to receive an award for its entire eligible amount.

Of the funds appropriated in this Act under the heading, "OFFICE OF JUSTICE PROGRAMS--State and Local Law Enforcement Assistance," not more than ninety percent of the amount to be awarded to an entity under the Local Law Enforcement Block Grants shall be made available to such an entity when it is made known to the Federal official having authority to obligate or expend such funds that the entity that employs a public safety officer (as such term is defined in Section 1204 of Title I of the Omnibus Crime Control and Safe Streets Act of 1968) does not provide such a public safety officer who retires or is separated from service due to injury suffered as a direct and proximate result of a personal injury sustained in the line of duty while responding to an emergency situation or a hot pursuit (as such terms are defined by State law) with the same or better level of health insurance benefits at the time of retirement or separation as they received while on duty.

Criteria for Compliance

To be in compliance, a unit of local government must:

1. Use the definitions provided for "public safety officer," "law enforcement officer," "firefighter," and "public agency" as defined by Section 1204 of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended.
2. Use State statutory law, or, in the absence of State law, use State case law, local law, or have established written policy for defining "injury suffered as a direct result of a personal injury sustained in the line of duty while responding to an emergency situation or hot pursuit." State law definitions of the terms "emergency situation" and "hot pursuit" must be used.
3. Have an established written procedure or process for reviewing cases of injuries suffered in the line of duty.

4. Be able, upon request, to document that the same or better level of health insurance benefits as received while on duty is paid at the time of retirement or separation due to an injury suffered as the direct and proximate result of a personal injury sustained in the line of duty while responding to an emergency situation or hot pursuit.

An eligible applicant may certify to only one of the following:

- As the Chief Executive Officer for the unit of local government, I hereby certify that the jurisdiction is in compliance with this provision.
- As the Chief Executive Officer for the unit of local government, I hereby certify that the jurisdiction is not in compliance with this provision and understand that my award amount will be an amount not more than 90 percent of the amount which could be awarded if the jurisdiction is in compliance with this provision.

By submitting this application, I understand that if the Bureau of Justice Assistance determines that my jurisdiction is not in compliance for any reason including fraud, malicious intent, or deceit, I agree that I will forfeit 10 percent of the award amount. If the funds have already been expended, I understand that the U.S. Department of Justice may pursue measures that it deems appropriate to recover the funds. I also understand that such a finding could lead to my jurisdiction being debarred or suspended from participating in future grant programs from the U.S. Department of Justice or the Federal Government.

Signature of Chief Executive Officer:

Susan Q. Man

Date of Signature:

7.22.98