



# City of Chula Vista

## Legislation Details (With Text)

**File #:** 16-0440      **Name:** Acceptance of AB109 3RG funding  
**Type:** Consent Item      **Status:** Passed  
**In control:** City Council  
**On agenda:** 9/20/2016      **Final action:** 9/20/2016  
**Title:** RESOLUTION NO. 2016-194 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$81,378 FROM THE COUNTY OF SAN DIEGO AND APPROPRIATING SAID FUNDS TO THE POLICE GRANT FUND FOR REALIGNMENT RESPONSE EFFORTS (4/5 VOTE REQUIRED)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Item 10 - Resolution

Date	Ver.	Action By	Action	Result
9/20/2016	1	City Council	approve	Pass

RESOLUTION NO. 2016-194 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$81,378 FROM THE COUNTY OF SAN DIEGO AND APPROPRIATING SAID FUNDS TO THE POLICE GRANT FUND FOR REALIGNMENT RESPONSE EFFORTS (4/5 VOTE REQUIRED)

### RECOMMENDED ACTION

Council adopt the resolution.

### SUMMARY

In 2011, Governor Edmund G. Brown Jr. signed Assembly Bill (AB) 109 and AB 117, historic legislation to enable California to close the revolving door of low-level inmates cycling in and out of state prisons. This legislation provided funding to counties to develop and implement a targeted, proactive, intelligence-based approach to control and counteract the risks associated with realigned offenders released in San Diego County. This is the second time the City has been awarded funds to continue to support the efforts delineated within Assembly Bill (AB) 109.

### ENVIRONMENTAL REVIEW

#### Environmental Notice

The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

#### Environmental Determination

The Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines,

the activity is not subject to CEQA. Thus, no environmental

## **BOARD/COMMISSION RECOMMENDATION**

Not Applicable.

## **DISCUSSION**

In 2011, Governor Edmund G. Brown Jr. signed Assembly Bill (AB) 109 and AB 117, historic legislation to enable California to close the revolving door of low-level inmates cycling in and out of state prisons. It is the cornerstone of California's solution to the U.S. Supreme Court order to reduce the number of inmates in the state's 33 prisons to 137.5 percent of original design capacity.

Under the Assembly Bill (AB) 109 and AB 117 newly-convicted low-level offenders without current or prior serious or violent offenses stay in county jail to serve their sentences. This has reduced the annual state prison admissions to less than 35,000 a year. Prior to Realignment, there were approximately 55,000 to 65,000 new admissions from county courts to state prison. Overall, the diversion of low-level offenders and parole violators to county jails instead of state prisons has resulted in a population decrease of about 28,000 (-17%).

The intent of the realignment response efforts is to encourage counties to develop and implement evidence-based practices and alternatives to incarceration to limit future crimes and reduce victimization.

The San Diego Sheriff Department has been designated as the fiscal agent of realignment response efforts funds for the San Diego County region. A Memorandum of Agreement between the County of San Diego and participating cities in the county has been created to outline the disbursement of realignment funds. Again, the City of Chula Vista has been awarded funding to support operations starting July 1, 2016 and ending by December 31, 2017. Funding from Assembly Bill (AB) 109 was originally awarded to Chula Vista on December 2013. This is the second award granted to the City. If City Council accepts, the award is \$81,378 and would be used to fund overtime operations to conduct compliance checks on San Diego County Probationers.

## **DECISION-MAKER CONFLICT**

Staff has reviewed the decision contemplated by this action and has determined that it is not site specific and consequently the 500-foot rule found in California Code of Regulations section 18704.2 (a)(1) is not applicable to this decision. Staff is not independently aware, nor has staff been informed by any City Councilmember, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

## **LINK TO STRATEGIC GOALS**

The City's Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. Funds received for realignment response efforts support the goal of Strong and Secure Neighborhoods by providing additional law enforcement presence in the community.

## **CURRENT YEAR FISCAL IMPACT**

Approval of this resolution will result in a one-time appropriation of \$81,378 to personnel services of the Police Grant Fund. The funding from the County of San Diego will completely offset these costs, resulting in no net fiscal impact to the General Fund.

## **ONGOING FISCAL IMPACT**

There is no ongoing fiscal impact.

*Staff Contact: Joseph Walker, Police Department*