

County of Santa Clara Office of the District Attorney



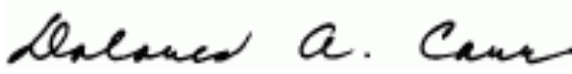
DA03 011309

Prepared by: George P. Doorley
Admin. Services Mgr. III

Reviewed by: David Tomkins
Assistant District Attorney

DATE: January 13, 2009

TO: Board of Supervisors

FROM: 
Dolores A. Carr
District Attorney

SUBJECT: FY 2009 Child Abuser Vertical Prosecution Program

RECOMMENDED ACTION

Consider recommendations relating to the Child Abuser Vertical Prosecution (CAVP) Program.

Possible action:

- a. Adopt Resolution delegating authority to the District Attorney, or designee, to execute the Standard Grant Award Agreement with the Governor's Office of Emergency Services (OES) for the FY 2009 CAVP Program in an amount not to exceed \$392,475, including any documents necessary to extend or amend the grant award agreement that have no fiscal implications, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on December 31, 2009. (Roll Call Vote)

- b. Approve Request for Appropriation Modification No. 101 - \$43,608 decreasing revenue and expenditures within the District Attorney's budget. (Roll Call Vote)

FISCAL IMPLICATIONS

There is no negative impact on the General Fund. OES has notified the Office of the District Attorney that \$392,475 in funding is available for FY 2009. This amount is a decrease in both revenue and expenditures of \$43,608 from the prior year grant award amount. There is no County match requirement for this grant.

REASONS FOR RECOMMENDATION

OES, as grantor, requires the Board of Supervisors of a county receiving a grant to authorize an official within the agency receiving the grant to execute the Grant Award Agreement, including extensions or amendments, and assure compliance with the terms of the grant. OES also requires the Board of Supervisors, as part of this resolution, to agree that the County will assume any liability arising out of the performance of this Grant Award. These funds may not be used to supplant county resources.

This action is being brought forward after the start of the award period because OES has just released the formal grants award for FY 2009. Grant awards such as this are commonly received after the start of the award period.

BACKGROUND

The Office of the District Attorney has received State funding since 1998 for the prosecution of child abuse cases.

The intent of the CAVP program is to ensure that child victims of sexual abuse receive special support services to minimize the trauma from involvement in the criminal justice system. This is accomplished by reducing the delay in prosecuting these cases by using grant funds to enable a dedicated prosecution team to carry a reduced caseload and by actively integrating victim services into the program. Our goal is to resolve cases within six months.

CONSEQUENCES OF NEGATIVE ACTION

The District Attorney's office will be unable to obtain State funding to expedite prosecution of child abuse cases and improve services to abused children.

STEPS FOLLOWING APPROVAL

Upon execution of the Grant Award Agreements, the Department will forward a copy of each of the fully approved Grant Award Agreements to the Clerk of the Board's Record Department, along with a copy of the original delegation of authority transmittal.

Upon Board approval, the Clerk of the Board shall notify George Doorley that the transmittal and supporting documents have been processed.

ATTACHMENTS

- Appropriation Modification
- Resolution