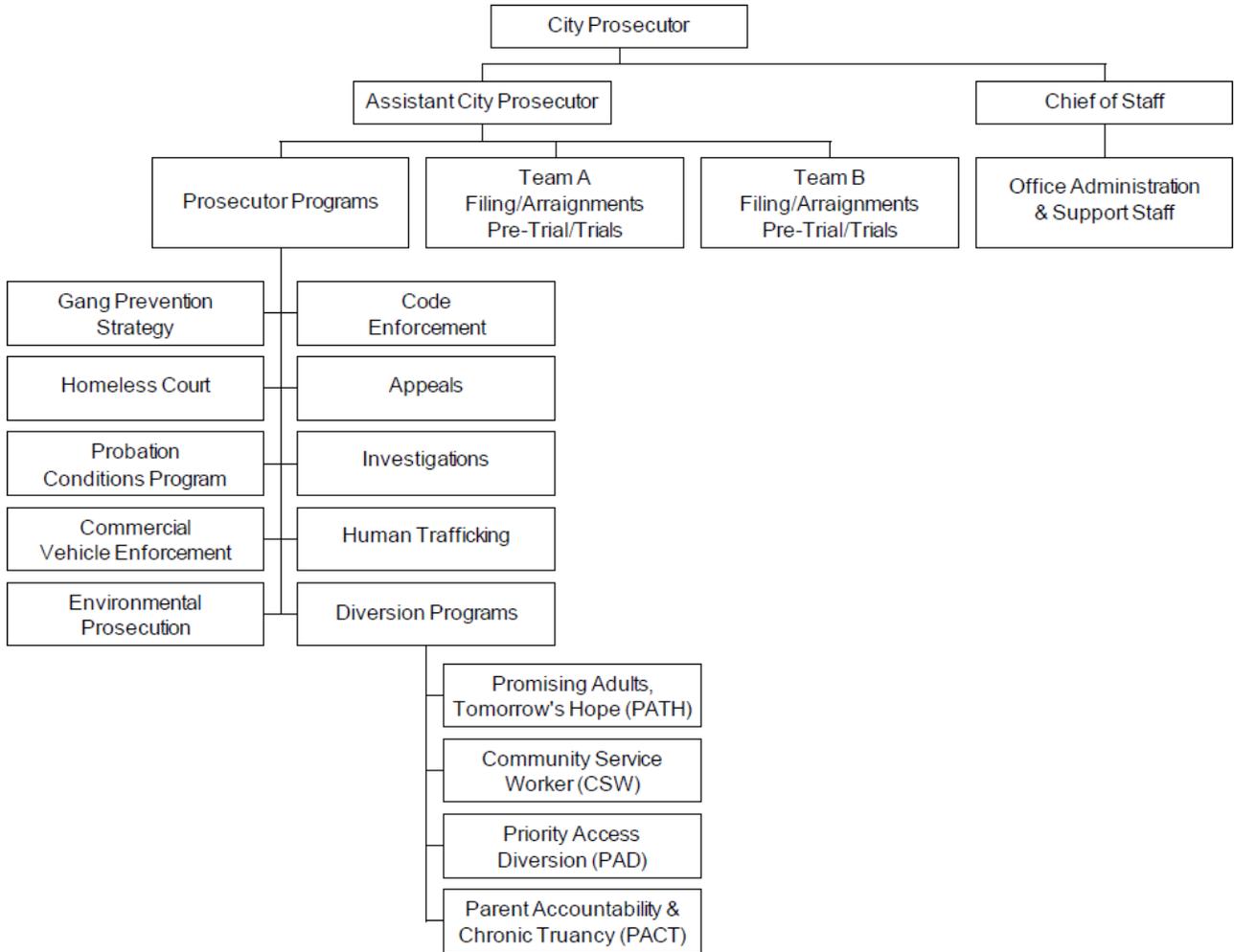


City Prosecutor



Mission Statement

It is our mission to ethically and effectively prosecute the guilty, protect crime victims, and improve the quality of life in Long Beach. We are committed to ensuring that justice is done.

Department Goals

Overview

The City Prosecutor is responsible for the prosecution of adult misdemeanor and infraction violations of state and local law, typically about 14,000 cases each year. The City Prosecutor's Office also handles appeals and writs of habeas corpus, and drafts and renders legal opinions regarding penal ordinances.

Types of Cases Prosecuted

Cases prosecuted by the City Prosecutor range from relatively minor crimes to significant acts of violence; however, the District Attorney, not the City Prosecutor, prosecutes all felonies and juvenile cases.

The following is a small sampling of some of the crimes prosecuted by the City Prosecutor:

- Driving under the influence of alcohol or drugs
- Battery
- Supervising a Prostitute
- Overweight commercial vehicles
- Vehicular manslaughter
- Commercial Burglary
- Failure to register as sex offender
- Child and Elder abuse
- Lewd conduct in public
- Resisting or obstructing a law enforcement officer
- Cruelty to animals
- Vandalism
- Graffiti
- Reckless driving
- Building without a permit (e.g., garage conversion)
- Driving on suspended license
- Public Intoxication/Under the influence of drugs
- Violation of court order (includes gang injunctions)
- Domestic violence
- Hit and run
- Carrying concealed weapon
- Code Enforcement
- Unlicensed business
- Contributing to the Delinquency of a minor
- Possession of heroin, cocaine, methamphetamine

Investigating Agencies

A number of state, county and city agencies and departments present cases to the City Prosecutor's Office. After an investigating agency presents a case for potential criminal prosecution, the City Prosecutor must independently review the facts and law to determine if the matter is appropriate for criminal prosecution. Examples of some investigating and referring agencies include:

- Long Beach Police Department
- Other City Departments/Programs including: Code Enforcement, Health and Human Services Department, Animal Control, Harbor Patrol, Fire Department, Building & Safety
- CA Contractors State Licensing Board
- CA Highway Patrol
- LA Sheriff's Department
- CA Department of Fish & Game
- Cal-OSHA
- Cal-EPA
- CSU Police Department
- Other prosecuting agencies (e.g., District Attorney, Attorney General)

FY 18 Accomplishments

Priorities and Accomplishments

The Long Beach City Prosecutor's Office is true to its Mission Statement, which states, "It is our mission to ethically and effectively prosecute the guilty, protect crime victims, and improve the quality of life in Long Beach." All City Prosecutor employees recognize the duty to fairness to which we are charged: "We are committed to ensuring that justice is done."

Gang Prevention Strategies

The City Prosecutor's Office is recognized as a national leader in many respects, including the prevention and suppression of gang activity. The City Prosecutor's *Gang Prevention Strategy* was recognized in 2013 by Neighborhoods USA as one of the nation's "Best Neighborhood Programs." At the award presentation to City Prosecutor Doug Haubert at Neighborhoods USA's annual conference in Minneapolis, MN, the *Gang Prevention Strategy* was described as follows:

"In Long Beach, police and prosecutors have developed a three-part strategy that suppresses gang violence, creates community partnerships, and keeps at-risk kids in school. Combining new technology with a neighborhood-based approach, the Gang Prevention Strategy could become a model for prosecutors across the nation."

More recently, the United States Department of Justice, Office of Juvenile Justice and Delinquency Prevention, awarded a grant to the City Prosecutor's Office to expand its mission of reducing gang violence. The grant funds are working to keep chronic truants in school so they do not become gang recruits or victims of gang violence.

The City Prosecutor's Office continues to be a leader in securing court orders against gang leaders, and enforcing those orders through criminal prosecution. Working with LBPD, the City Prosecutor's Office targets the most active and dangerous gang members in a successful effort to prevent gang violence and reduce violent crimes in Long Beach.

The City Prosecutor's Office continues to secure a number of convictions against criminals who claim gang affiliation. While increasing pressure on active gang members, the City Prosecutor's Office is also working with community groups to help keep youth out of gangs and to curb gang recruitment. Additionally, efforts are made to assist former gang members get jobs or return to school.

In addition to gang prosecutions, the City Prosecutor works with the Police Department, Long Beach Unified School District, and community groups on gang prevention and anti-truancy programs. The Parent Accountability and Chronic Truancy (P.A.C.T.) Program is now in its seventh year and continues the effort to keep kids in school and out of trouble.

Criminal Justice Innovations

In addition to innovative programs aimed at reducing gang violence, the City Prosecutor's Office is a leader in creative diversion programs that will reduce crime long term, save taxpayers money, and reduce court congestion. In 2016, the office initiated the Promising Adults, Tomorrow's Hope (PATH) program to assist 16-24 year-old offenders. Diverting youthful offenders into employment services and career opportunities not only saves taxpayers money, but it helps to improve the rehabilitative outcomes for justice-involved persons.

FY 18 Accomplishments

In 2016, the City Prosecutor's Office was again recognized by Neighborhoods USA. This time, the City Prosecutor's Community Service Worker (CSW) program, was recognized as the "Best Neighborhood Program" in America. At its annual conference in Memphis, TN, NUSA recognized CSW as the Best Neighborhood Program in the *Physical Revitalization* category, stating:

"In Long Beach, Calif., neighborhood groups and non-profit organizations get more done in less time with help from the City's Community Service Worker program, implemented by the Long Beach City Prosecutor's Office. What started as court diversion has grown into an innovative program that beautifies and restores public areas while empowering individuals and saving taxpayers money."

The CSW program allows low level, first-time offenders to perform community labor in lieu of facing jail time or significant fines (which often go unpaid). The CSW program has saved taxpayers hundreds of thousands of dollars over the past 8 years, while beautifying and improving our public beaches, wetlands, parks, and streets.

In 2017, the City Prosecutor's Office was notified that it was selected to participate in the first State-funded pre-booking diversion program known as Law Enforcement Assisted Diversion (LEAD). The LEAD grant will provide significant resources to those detained or arrested for drug or prostitution-related offenses with the goal of providing services in lieu of the traditional criminal justice process. Data will be collected over the next two years to determine whether pre-booking LEAD diversion program is successful, and whether it can be replicated in other jurisdictions.

Environmental Prosecution

Since 2011, the City Prosecutor's Office dramatically increased its Environmental Prosecutions section. A \$50,000 grant from the National Fish and Wildlife Foundation (NFWF) assisted the Office to handle environmental cases referred by the California Department of Fish and Game. Although the NFWF grant has concluded, aggressive efforts to hold accountable those who commit crimes against the environment continue.

Additionally, the City Prosecutor's Office secured what is believed to be the largest misdemeanor court fine ever in the history of the Long Beach Courthouse. Oakland-based Pacific Coast Container pleaded "no contest" to 47 misdemeanor counts and was ordered to pay fines and penalties in excess of \$460,000 for transporting dangerous and overweight loads in violation of State law.

RISE Program

The FY19 budget includes one-time funds for the City Prosecutor's Office to assist with post-conviction relief for persons who are eligible to have their records cleared. In November 2018, the City Prosecutor's Office launched the Restoration Initiative for Safety and Employment (RISE), which provides post-conviction relief as well as expands pre-filing diversion programs designed to hold first-time offenders accountable while reducing the impact of criminal convictions. Four free events will be held in FY19 and results will be made public at the conclusion of the program.

Budget Constraints

One of the most important priorities for the City Prosecutor's Office is to stabilize funding which has been significantly cut from the department in recent years. The result of these budget actions is approximately a one-third reduction in prosecutors. Future cuts could impair the department's ability to fulfill its charter-mandated duties and jeopardize public safety.

FY 18 Accomplishments

Although General Fund cuts to the City Prosecutor's Office have never been restored, the Department continues to look for new sources, such as grants and cost recovery programs, to stabilize funding so it can accomplish its duties. Innovative programs, such as the PATH diversion program, the Community Service Worker (CSW) program, and environmental prosecution each year are threatened with elimination by budget shortages.

For a more detailed list of the City Prosecutor's programs and accomplishments, visit: www.CityProsecutorDougHaubert.com.

Financial Summary

	Actual FY 17	Adopted* FY 18	Adjusted** FY 18	Adopted* FY 19
Revenues:				
Property Taxes	-	-	-	-
Other Taxes	-	-	-	-
Franchise Fees	-	-	-	-
Licenses and Permits	-	-	-	-
Fines and Forfeitures	-	-	-	-
Use of Money & Property	-	-	-	-
Revenue from Other Agencies	4,295	-	-	-
Charges for Services	103,456	106,814	106,814	116,618
Other Revenues	5,000	-	-	-
Interfund Services - Charges	-	-	-	-
Intrafund Services - General Fund Charges	-	-	-	-
Harbor & Water P/R Rev Trsfs	-	-	-	-
Other Financing Sources	-	-	-	-
Operating Transfers	76,932	-	42,978	-
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Total Revenues	189,683	106,814	149,792	116,618
Expenditures:				
Salaries, Wages and Benefits	4,854,133	5,097,974	5,049,745	5,404,072
Overtime	14,503	4,000	4,000	4,000
Materials, Supplies and Services	197,802	258,217	283,195	608,217
Internal Support	190,023	210,599	210,599	258,051
Capital Purchases	-	-	-	-
Debt Service	-	-	-	-
Transfers to Other Funds	76,932	-	24,978	-
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Total Expenditures	5,333,393	5,570,790	5,572,517	6,274,340
Personnel (Full-time Equivalents)	37.38	37.38	37.38	38.38

* Amounts exclude all-years carryover. See budget ordinance in the back of this document.

** Amounts as published in the FY 19 Proposed Budget released July 3, 2018.

Personnel Summary

Classification	FY 17 Adopt FTE	FY 18 Adopt FTE	FY 19 Adopt FTE	FY 18 Adopted Budget	FY 19 Adopted Budget
City Prosecutor	1.00	1.00	1.00	222,865	230,910
Assistant City Prosecutor	1.00	1.00	1.00	185,539	193,033
Chief of Staff - Prosecutor	1.00	1.00	1.00	115,535	117,846
Community Service Worker Program Coord	1.00	1.00	1.00	62,876	68,553
Deputy City Prosecutor	3.70	2.00	2.00	165,681	168,995
Deputy City Prosecutor I	2.00	2.70	2.70	269,742	278,282
Deputy City Prosecutor II	3.00	2.00	2.00	177,781	191,372
Deputy City Prosecutor III	5.00	4.00	4.00	442,691	508,603
Deputy City Prosecutor IV	-	3.00	3.50	403,802	483,089
Investigator - City Prosecutor	1.23	1.23	1.23	94,089	95,976
Legal Technologist - Prosecutor	1.00	1.00	1.00	98,316	102,288
Office Specialist - Prosecutor	0.45	0.45	0.45	43,633	44,506
Paralegal-Prosecutor	3.00	3.00	3.50	198,223	241,024
Program Specialist - City Prosecutor	-	-	1.00	-	62,834
Prosecutor Assistant	3.00	1.00	1.00	48,445	52,165
Prosecutor Assistant I	5.00	7.00	6.00	435,595	381,386
Prosecutor Assistant III	3.00	3.00	3.00	218,144	222,477
Senior Prosecutor Asst	2.00	2.00	2.00	147,292	156,938
Supervising Prosecutor Asst	1.00	1.00	1.00	87,435	90,968
Subtotal Salaries	----- 37.38	----- 37.38	----- 38.38	----- 3,417,683	----- 3,691,246
Overtime	-	-	-	4,000	4,000
Fringe Benefits	-	-	-	1,852,321	1,986,479
Administrative Overhead	-	-	-	70,394	73,860
Attrition/Salary Savings	-	-	-	(242,423)	(347,513)
Expenditure Transfer	-	-	-	-	-
Total	----- 37.38	----- 37.38	----- 38.38	----- 5,101,974	----- 5,408,072

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