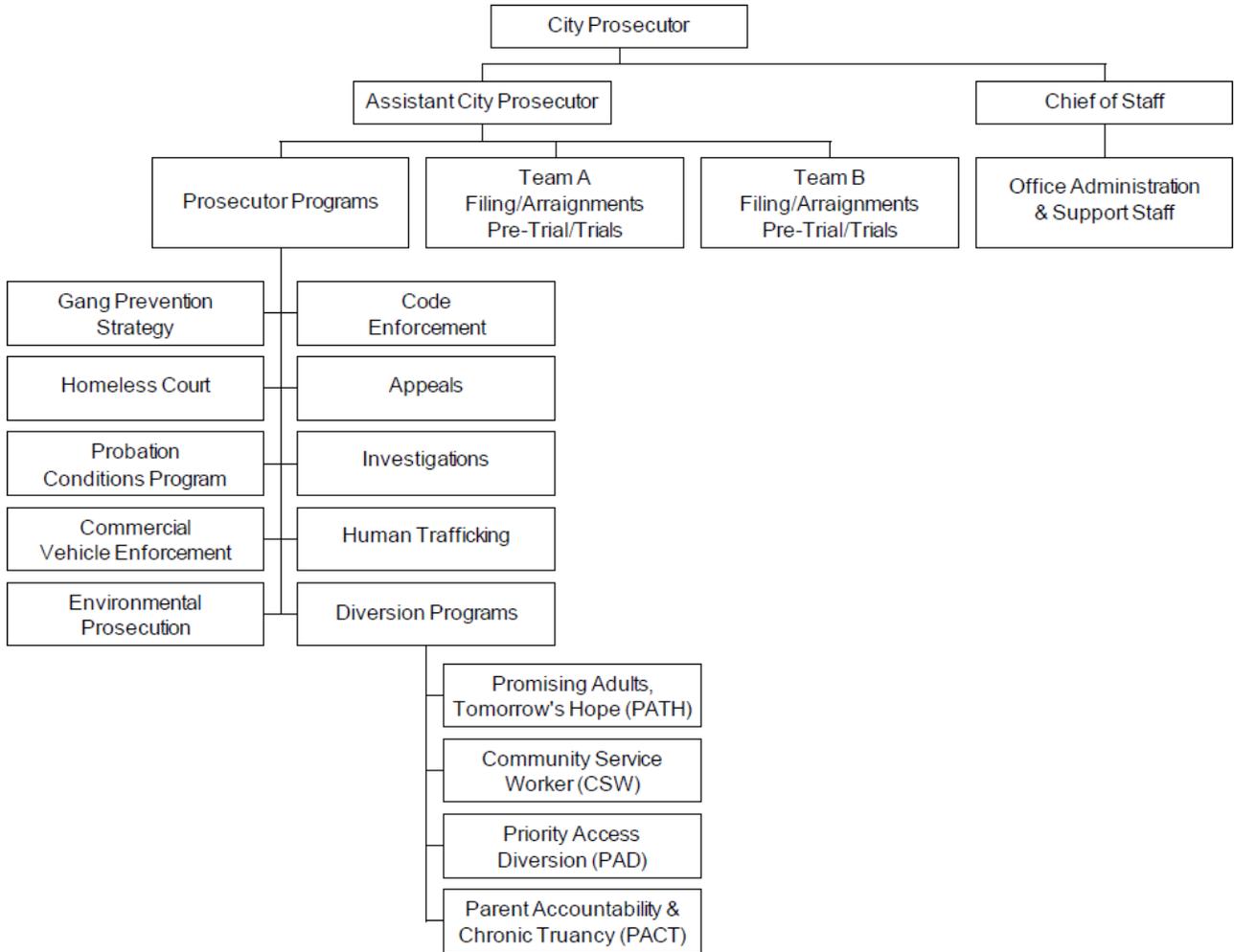


City Prosecutor



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 including: Code Enforcement, Health and Human Services Department, Animal Care Services, 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 19 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* has been recognized 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."

In 2014, 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.

This year, the City Prosecutor's Office updated its policies and procedures related to gang court orders and provided notice to all affected persons. The Office is seen as a leader in the fair and effective enforcement of court orders, and, working with LBPD, the City Prosecutor's Office continues to target the most active and dangerous gang members in a successful effort to prevent and reduce violent crimes in Long Beach.

While being proactive in reducing gang violence, 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.

To prevent the persistence of street gangs, the City Prosecutor works with the Police Department, Long Beach Unified School District, and community groups on gang prevention and anti-truancy programs. According to LBUSD Board Member Dr. Felton Williams, "Long Beach schools have never had this level of support and assistance from a City Prosecutor...making our schools and our community safer." The Parent Accountability and Chronic Truancy (P.A.C.T.) Program is now in its eighth 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 19 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 has been collected and will be analyzed to determine whether pre-booking LEAD diversion is successful, and whether it can be replicated in other jurisdictions.

Environmental Prosecution

Over the past several years, the City Prosecutor's Office has 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 FY 19 budget included one-time funding for the City Prosecutor's Office to aid with post-conviction relief for persons who are eligible to have their records cleared, and a number of other case clearing assistance. 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. In partnership with several local community groups throughout Long Beach, free events will be held. Funds not used in FY 19 will be used to continue RISE in FY 20.

Budget Constraints

One of the most important priorities for the City Prosecutor's Office is to stabilize funding which was significantly cut during the last recession. Although the cuts have been partially restored, the City Prosecutor's Office has taken on more responsibility, including the development of diversion and

FY 19 Accomplishments

alternative sentencing programs. Future cuts could impair the department's ability to continue some of its programs, or fulfill its charter-mandated duties and jeopardize public safety.

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 by Category

	Actual FY 18	Adopted* FY 19	Adjusted** FY 19	Adopted* FY 20
Revenues:				
Property Taxes	-	-	-	-
Other Taxes	-	-	-	-
Franchise Fees	-	-	-	-
Licenses and Permits	-	-	-	-
Fines and Forfeitures	-	-	-	-
Use of Money & Property	-	-	-	-
Revenue from Other Agencies	-	-	-	-
Charges for Services	79,375	116,618	116,618	118,645
Other Revenues	149,488	-	-	-
Interfund Services - Charges	-	-	-	-
Intrafund Services - General Fund Charges	-	-	-	-
Harbor & Water P/R Rev Trsfs	-	-	-	-
Other Financing Sources	-	-	-	-
Operating Transfers	60,978	-	109,330	-
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Total Revenues	289,841	116,618	225,948	118,645
Expenditures:				
Salaries, Wages and Benefits	5,074,923	5,404,072	5,765,917	5,495,777
Overtime	22,137	4,000	4,000	4,000
Materials, Supplies and Services	215,865	608,217	367,547	259,857
Internal Support	208,600	258,051	258,051	345,238
Capital Purchases	-	-	-	-
Debt Service	-	-	-	-
Transfers to Other Funds	33,399	-	109,330	-
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Total Expenditures	5,554,924	6,274,340	6,504,845	6,104,872
Personnel (Full-time Equivalents)	37.38	38.38	38.38	38.38

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

** Amounts as published in the FY 20 Proposed Budget released July 3, 2019.

Personnel Summary

Classification	FY 18 Adopt FTE	FY 19 Adopt FTE	FY 20 Adopt FTE	FY 19 Adopted Budget	FY 20 Adopted Budget
City Prosecutor	1.00	1.00	1.00	230,910	239,152
Assistant City Prosecutor	1.00	1.00	1.00	193,033	193,034
Chief of Staff - Prosecutor	1.00	1.00	1.00	117,846	126,096
Community Service Worker Program Coord	1.00	1.00	1.00	68,553	68,553
Deputy City Prosecutor	2.00	2.00	2.00	168,995	168,995
Deputy City Prosecutor I	2.70	2.70	2.70	278,282	278,283
Deputy City Prosecutor II	2.00	2.00	2.00	191,372	193,228
Deputy City Prosecutor III	4.00	4.00	4.00	508,603	505,934
Deputy City Prosecutor IV	3.00	3.50	3.50	483,089	483,091
Investigator - City Prosecutor	1.23	1.23	1.23	95,976	98,360
Legal Technologist - Prosecutor	1.00	1.00	1.00	102,288	102,289
Office Specialist - Prosecutor	0.45	0.45	0.45	44,506	44,506
Paralegal-Prosecutor	3.00	3.50	3.50	241,024	241,025
Program Specialist - City Prosecutor	-	1.00	1.00	62,834	62,834
Prosecutor Assistant	1.00	1.00	1.00	52,165	55,051
Prosecutor Assistant I	7.00	6.00	5.00	381,386	318,552
Prosecutor Assistant II	-	-	1.00	-	66,064
Prosecutor Assistant III	3.00	3.00	3.00	222,477	222,477
Senior Prosecutor Asst	2.00	2.00	2.00	156,938	156,936
Supervising Prosecutor Asst	1.00	1.00	1.00	90,968	90,968
Subtotal Salaries	----- 37.38	----- 38.38	----- 38.38	----- 3,691,246	----- 3,715,429
Overtime	-	-	-	4,000	4,000
Fringe Benefits	-	-	-	1,986,479	2,048,474
Administrative Overhead	-	-	-	73,860	79,388
Attrition/Salary Savings	-	-	-	(347,513)	(347,513)
Expenditure Transfer	-	-	-	-	-
Total	----- 37.38	----- 38.38	----- 38.38	----- 5,408,072	----- 5,499,777

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