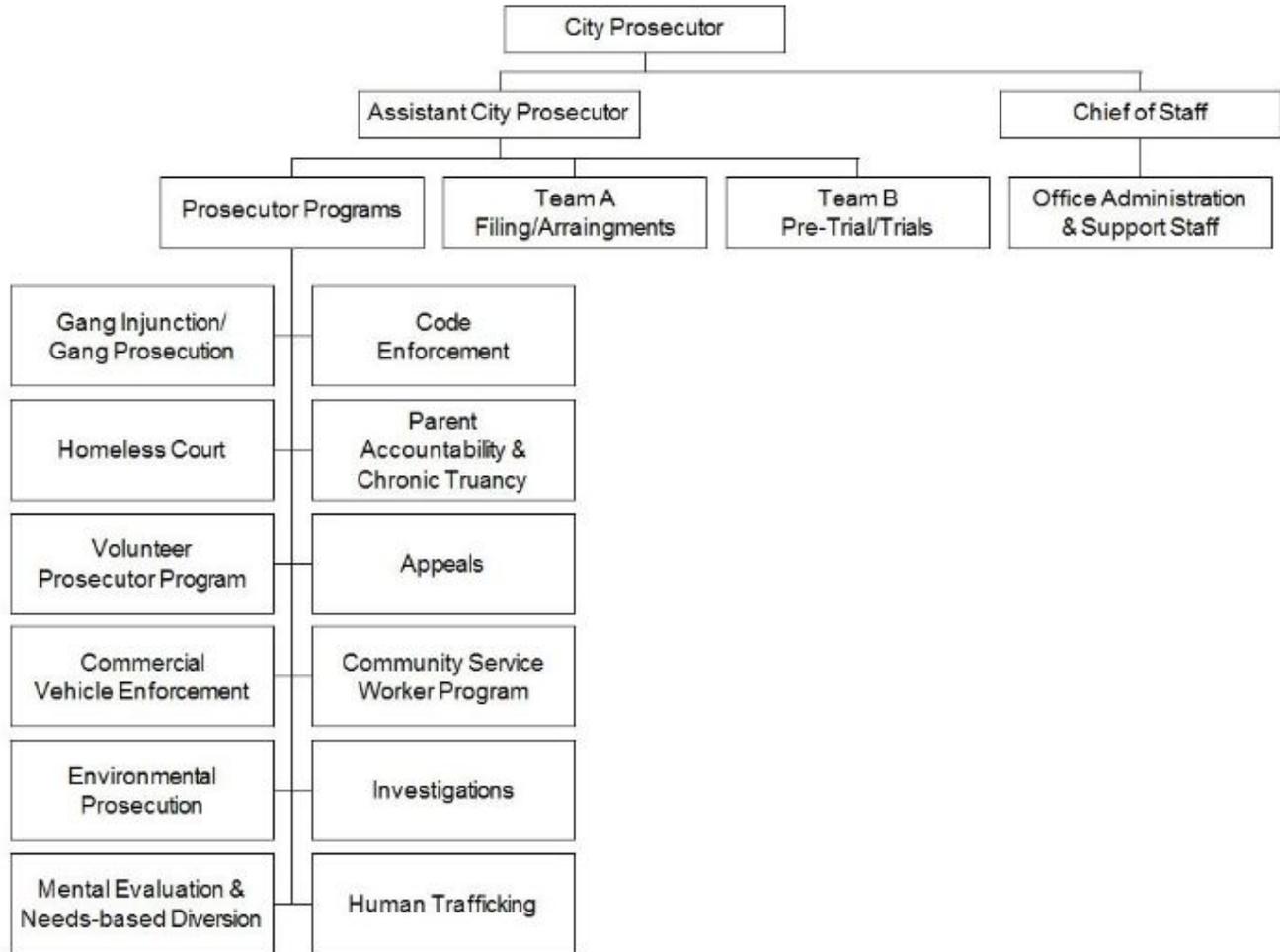


# City Prosecutor



## 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

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## Overview

The City Prosecutor is entrusted with the prosecution of all adult misdemeanor and infraction violations of state and local law. Approximately 14,000 cases are traditionally handled by the City Prosecutor each year. With the passage of Proposition 47 in November 2014, the number is expected to increase 15-20 percent.

## 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
- Prostitution
- 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

## 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 Department, Animal Control, Harbor Patrol, Fire Department, Building Department
- CA Contractors State Licensing Board
- CA Highway Patrol

## Department Goals

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- 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 15 Accomplishments

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### 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."

The City Prosecutor's Office is recognized as a national leader in many respects. The City Prosecutor's *Gang Prevention Strategy* was 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."

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 obtaining gang injunctions and prosecuting gang leaders. Working with LBPD, the City Prosecutor's Office is targeting the most active and dangerous gang members in a successful effort to reduce violent crimes in Long Beach.

The City Prosecutor's Office continues to secure a record number of gang injunction convictions. Over the past 5 years, gang injunction arrests and prosecutions have increased dramatically. 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.

In 2015, the City Prosecutor's Office also initiated its Directed Services Program to assist victims of Human Trafficking. Over 100 Human Trafficking victims have been provided counseling, job placement, tattoo removal, and other services as part of this successful court diversion program.

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 fourth year and continues the effort to keep kids in school, and out of trouble.

Also, since 2011 the City Prosecutor's Office dramatically increased its Environmental Prosecutions section. A \$50,000 grant from the National Fish and Wildlife Foundation is assisting with prosecution of cases referred by the California Department of Fish and Game. 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.

In addition to innovations to reduce 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. One

## **FY 15 Accomplishments**

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example of a successful diversion program is the Community Service Worker (CSW) program where low level, first-time offenders are allowed 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 5 years, while beautifying and improving our public beaches, wetlands, parks, and streets.

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, resulting in about one-third reduction in the number of prosecutors. Future cuts could impair the department's ability to fulfill its charter-mandated duties and jeopardize public safety. In addition to restoring traditional general funds, the department continues to look for new sources, such as grants and cost recovery programs, to stabilize funding so it can accomplish its duties.

For a more detailed list of the City Prosecutor's programs and accomplishments, visit: [www.CityProsecutorDougHaubert.com](http://www.CityProsecutorDougHaubert.com).

## Financial Summary by Category

|   | Actual<br>FY 14  | Adopted*<br>FY 15 | Adjusted**<br>FY 15 | Adopted*<br>FY 16 |
|---|------------------|-------------------|---------------------|-------------------|
| <b>Revenues:</b>                          |                  |                   |                     |                   |
| Property Taxes                            | —                | —                 | —                   | —                 |
| Other Taxes                               | —                | —                 | —                   | —                 |
| Franchise Fees                            | —                | —                 | —                   | —                 |
| Licenses and Permits                      | —                | —                 | —                   | —                 |
| Fines and Forfeitures                     | —                | —                 | —                   | —                 |
| Use of Money & Property                   | 226              | —                 | —                   | —                 |
| Revenue from Other Agencies               | 10,723           | —                 | 203,478             | —                 |
| Charges for Services                      | 122,380          | 53,000            | 53,000              | 50,000            |
| Other Revenues                            | —                | —                 | 18,000              | —                 |
| Interfund Services - Charges              | —                | —                 | —                   | —                 |
| Intrafund Services - General Fund Charges | —                | —                 | —                   | —                 |
| Harbor & Water P/R Rev Trsfs              | —                | —                 | —                   | —                 |
| Other Financing Sources                   | —                | —                 | —                   | —                 |
| Operating Transfers                       | 153,701          | —                 | —                   | —                 |
|   | -----            | -----             | -----               | -----             |
| <b>Total Revenues</b>                     | <b>287,030</b>   | <b>53,000</b>     | <b>274,478</b>      | <b>50,000</b>     |
| <b>Expenditures:</b>                      |                  |                   |                     |                   |
| Salaries, Wages and Benefits              | 4,186,954        | 4,367,653         | 4,669,132           | 4,546,747         |
| Overtime                                  | 85               | 4,000             | 4,000               | 4,000             |
| Materials, Supplies and Services          | 196,515          | 255,717           | 308,323             | 255,717           |
| Internal Support                          | 141,099          | 151,777           | 151,777             | 200,777           |
| Capital Purchases                         | —                | —                 | —                   | —                 |
| Debt Service                              | —                | —                 | —                   | —                 |
| Transfers to Other Funds                  | 138,142          | —                 | —                   | —                 |
|   | -----            | -----             | -----               | -----             |
| <b>Total Expenditures</b>                 | <b>4,662,794</b> | <b>4,779,147</b>  | <b>5,133,232</b>    | <b>5,007,241</b>  |
| <b>Personnel (Full-time Equivalents)</b>  | <b>38.25</b>     | <b>37.38</b>      | <b>37.38</b>        | <b>37.38</b>      |

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

\*\* Amounts as published in the FY 16 Proposed Budget released July 2, 2015.

## Personnel Summary

| Classification                         | FY 14<br>Adopt<br>FTE | FY 15<br>Adopt<br>FTE | FY 16<br>Adopt<br>FTE | FY 15<br>Adopted<br>Budget | FY 16<br>Adopted<br>Budget |
|--|-----------------------|-----------------------|-----------------------|----------------------------|----------------------------|
| Assistant City Prosecutor              | 1.00                  | 1.00                  | 1.00                  | 169,841                    | 169,842                    |
| Chief of Staff - Prosecutor            | 1.00                  | 1.00                  | 1.00                  | 111,047                    | 111,048                    |
| City Prosecutor                        | 1.00                  | 1.00                  | 1.00                  | 212,590                    | 214,235                    |
| Community Service Worker Program Coord | —                     | 1.00                  | 1.00                  | 61,671                     | 61,671                     |
| Deputy City Prosecutor                 | 3.00                  | 6.70                  | 2.70                  | 477,330                    | 196,445                    |
| Deputy City Prosecutor I               | 8.00                  | 2.00                  | 5.00                  | 163,928                    | 385,028                    |
| Deputy City Prosecutor II              | —                     | 2.00                  | 3.00                  | 178,411                    | 276,718                    |
| Deputy City Prosecutor III             | 3.00                  | 3.00                  | 3.00                  | 418,285                    | 429,938                    |
| Investigator - City Prosecutor         | 2.00                  | 1.23                  | 1.23                  | 82,253                     | 85,262                     |
| Legal Technologist - Prosecutor        | 1.00                  | 1.00                  | 1.00                  | 96,388                     | 96,388                     |
| Office Specialist - Prosecutor         | 0.25                  | 0.45                  | 0.45                  | 41,939                     | 41,939                     |
| Paralegal-Prosecutor                   | 3.00                  | 3.00                  | 3.00                  | 163,221                    | 176,424                    |
| Prosecutor Assistant                   | 3.00                  | 3.00                  | 3.00                  | 162,185                    | 162,185                    |
| Prosecutor Assistant I                 | 6.00                  | 5.00                  | 5.00                  | 298,553                    | 298,553                    |
| Prosecutor Assistant III               | 3.00                  | 3.00                  | 3.00                  | 203,004                    | 203,004                    |
| Senior Prosecutor Asst                 | 2.00                  | 2.00                  | 2.00                  | 145,448                    | 145,448                    |
| Supervising Prosecutor Asst            | 1.00                  | 1.00                  | 1.00                  | 81,639                     | 81,639                     |
| <b>Subtotal Salaries</b>               | <b>38.25</b>          | <b>37.38</b>          | <b>37.38</b>          | <b>3,067,734</b>           | <b>3,135,769</b>           |
| <b>Overtime</b>                        | —                     | —                     | —                     | 4,000                      | 4,000                      |
| <b>Fringe Benefits</b>                 | —                     | —                     | —                     | 1,489,932                  | 1,593,757                  |
| <b>Administrative Overhead</b>         | —                     | —                     | —                     | 59,241                     | 59,644                     |
| <b>Attrition/Salary Savings</b>        | —                     | —                     | —                     | (249,253)                  | (242,423)                  |
| <b>Expenditure Transfer</b>            | —                     | —                     | —                     | —                          | —                          |
| <b>Total</b>                           | <b>38.25</b>          | <b>37.38</b>          | <b>37.38</b>          | <b>4,371,653</b>           | <b>4,550,747</b>           |

## Key Contacts

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