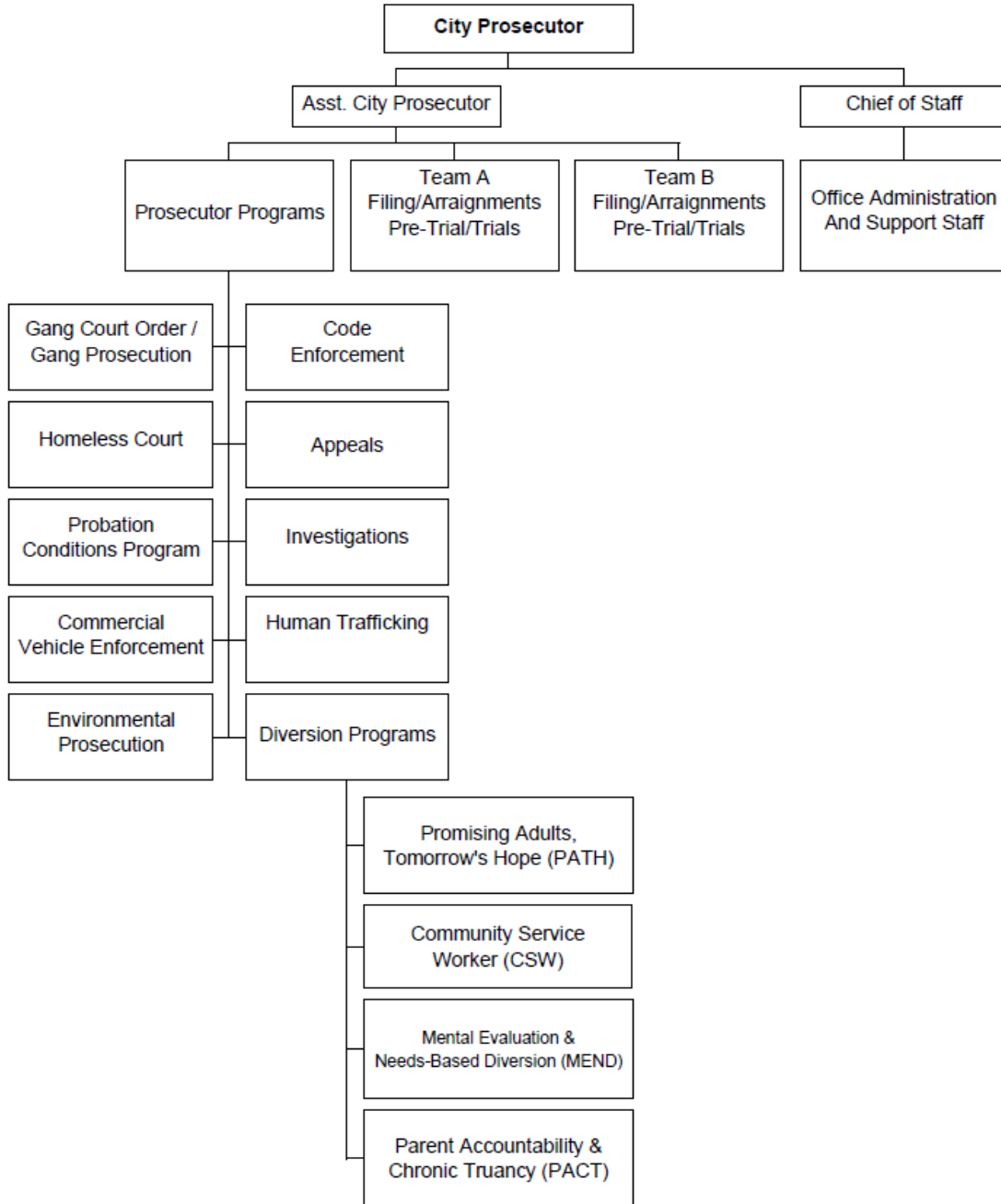


City Prosecutor



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 17 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 record number of convictions against criminals who claim gang affiliation. Over the past 7 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 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 sixth 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 17 Accomplishments

In addition, the City Prosecutor's Office in 2016 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 7 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

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 (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.

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, 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.

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 16	Adopted* FY 17	Adjusted* FY 17	Proposed* FY 18
Revenues:				
Property Taxes	-	-	-	-
Other Taxes	-	-	-	-
Franchise Fees	-	-	-	-
Licenses and Permits	-	-	-	-
Fines and Forfeitures	-	-	-	-
Use of Money & Property	-	-	-	-
Revenue from Other Agencies	112,627	-	-	-
Charges for Services	106,560	106,814	106,814	106,814
Other Revenues	90	-	5,000	-
Interfund Services - Charges	-	-	-	-
Intrafund Services - General Fund Charges	-	-	-	-
Harbor & Water P/R Rev Trsfs	-	-	-	-
Other Financing Sources	-	-	-	-
Operating Transfers	-	-	76,932	-
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Total Revenues	219,277	106,814	188,746	106,814
Expenditures:				
Salaries, Wages and Benefits	4,597,449	4,722,966	4,723,313	5,092,312
Overtime	21,892	4,000	4,000	4,000
Materials, Supplies and Services	238,869	255,717	332,649	258,217
Internal Support	190,086	208,735	208,735	210,599
Capital Purchases	-	-	-	-
Debt Service	-	-	-	-
Transfers to Other Funds	-	-	76,932	-
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Total Expenditures	5,048,295	5,191,418	5,345,629	5,565,128
Personnel (Full-time Equivalents)	37.38	37.38	37.38	37.38

* Amounts exclude all-years carryover.

Personnel Summary

Classification	FY 16 Adopt FTE	FY 17 Adopt FTE	FY 18 Prop FTE	FY 17 Adopted Budget	FY 18 Proposed Budget
City Prosecutor	1.00	1.00	1.00	218,559	222,865
Assistant City Prosecutor	1.00	1.00	1.00	169,842	185,539
Chief of Staff - Prosecutor	1.00	1.00	1.00	111,048	115,535
Community Service Worker Program Coord	1.00	1.00	1.00	61,671	62,876
Deputy City Prosecutor	2.70	3.70	2.00	304,088	165,681
Deputy City Prosecutor I	5.00	2.00	2.70	147,878	269,742
Deputy City Prosecutor II	3.00	3.00	2.00	261,549	177,781
Deputy City Prosecutor III	3.00	5.00	4.00	623,035	442,691
Deputy City Prosecutor IV	-	-	3.00	-	403,802
Investigator - City Prosecutor	1.23	1.23	1.23	90,446	94,089
Legal Technologist - Prosecutor	1.00	1.00	1.00	96,388	98,316
Office Specialist - Prosecutor	0.45	0.45	0.45	41,939	43,633
Paralegal-Prosecutor	3.00	3.00	3.00	185,005	198,223
Prosecutor Assistant	3.00	3.00	1.00	153,429	48,445
Prosecutor Assistant I	5.00	5.00	7.00	298,553	435,595
Prosecutor Assistant III	3.00	3.00	3.00	203,005	218,144
Senior Prosecutor Asst	2.00	2.00	2.00	145,448	147,292
Supervising Prosecutor Asst	1.00	1.00	1.00	81,639	87,435
Subtotal Salaries	----- 37.38	----- 37.38	----- 37.38	----- 3,193,523	----- 3,413,377
Overtime	-	-	-	4,000	4,000
Fringe Benefits	-	-	-	1,706,091	1,851,053
Administrative Overhead	-	-	-	65,775	70,305
Attrition/Salary Savings	-	-	-	(242,423)	(242,423)
Expenditure Transfer	-	-	-	-	-
Total	----- 37.38	----- 37.38	----- 37.38	----- 4,726,966	----- 5,096,312

Key Contacts

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