

CITY OF HUNTINGTON BEACH

MEETING DATE: August 4, 2008

DEPARTMENT ID NUMBER: PD-008-011

Council/Agency Meeting Held: _____ Deferred/Continued to: _____ <input type="checkbox"/> Approved <input type="checkbox"/> Conditionally Approved <input type="checkbox"/> Denied	_____ City Clerk's Signature
Council Meeting Date: August 4, 2008	Department ID Number: PD-008-011

CITY OF HUNTINGTON BEACH REQUEST FOR CITY COUNCIL ACTION

SUBMITTED TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS

SUBMITTED BY: PAUL EMERY, INTERIM CITY ADMINISTRATOR

PREPARED BY: KENNETH W. SMALL, CHIEF OF POLICE

SUBJECT: Approve One Year grant agreement with the California Office of Traffic Safety (OTS) for a Driving Under the Influence Enforcement Program

Statement of Issue, Funding Source, Recommended Action, Alternative Action(s), Analysis, Environmental Status, Attachment(s)

Statement of Issue: In May 2008, the Police Department received formal notice of the award of a one-year grant through the State of California, Office of Traffic Safety (OTS) in the amount of \$181,077. The funds are intended to reimburse costs used to conduct DUI enforcement and awareness. These strategies are designed to earn media attention thus enhancing the overall deterrent effect. City Council action is required to accept the grant award and appropriate the funds.

Funding Source: This is a one year reimbursable grant, which is funded by the State of California-Office of Traffic Safety, through the National Highway Traffic Safety Administration, in the amount of \$181,077 for the period of October 1, 2008 through September 30, 2009. Funding is from sources not accounted for in the budget process.

Recommended Action: Motion to:

1. Approve and accept the one year Grant Agreement #AL0998 between the State of California-Office of Traffic Safety and the City of Huntington Beach and authorize the Chief of Police to execute the Agreement, and
2. Approve appropriations and estimated revenue in the amount of 181,077.
3. Establish a separate business unit for this funding,
4. Authorize the Chief of Police to expend up to \$181,077 plus any accrued interest on the DUI Enforcement and Awareness program.

Alternative Action(s): Do not approve the grant; reject the grant funding from the Office of Traffic Safety, and direct staff accordingly.

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REQUEST FOR ACTION

MEETING DATE: August 4, 2008

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Analysis: The City of Huntington Beach has always been concerned with the safe and efficient movement of vehicular, bicycle, and pedestrian traffic on our highway, streets, and bikeways. The City of Huntington Beach is currently going through many redevelopment projects. Many of these projects add to both seasonal and yearlong traffic related issues within the city.

Currently, DUI arrest rankings established by California Office of Traffic Safety (OTS) indicate out of 50 cities with populations ranging from 100,001 to 250,000, the City of Huntington Beach has the 4th high arrest rate in the state. Even with this high arrest rate, the City of Huntington Beach is still ranked the 9th highest city for persons injured or killed in alcohol-involved collisions.

We arrested over 2,200 impaired drivers in 2007 and intend on continuing our aggressive enforcement efforts with the help of this funded DUI campaign. With a full time team of officers specializing in DUI enforcement, the number of DUI arrests have dramatically increased and thus reduced the number of DUI involved fatal, injury, and non injury traffic collisions occurring in the city.

During the last 12 months, collisions caused by DUI were second in number only to those caused by speeding in Huntington Beach. Collisions caused by speeding often are less serious in nature because they result from one vehicle rear-ending the other. DUI related collisions are much more likely to cause serious injuries and death. Currently, the City of Huntington Beach is ranked 3rd highest of 50 cities for collisions involving drivers ages 21 to 34 who had been drinking.

Strategic Plan: Provide quality public service with the highest professional standards to meet community expectations and needs, assuring that the City is sufficiently staffed and equipped overall.

Environmental Status: Not applicable.

Attachment(s):

City Clerk's Page Number	No.	Description
3	1.	Copy of the grant agreement with the California Office of Traffic Safety
15	2.	Fiscal Impact Statement

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ATTACHMENT #1

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State of California

OFFICE OF TRAFFIC SAFETY
Draft GRANT AGREEMENT

GRANT NUMBER
AL0998

PAGE 1 (To be completed by applicant Agency)

1. GRANT TITLE
DUI ENFORCEMENT AND AWARENESS PROGRAM

2. NAME OF APPLICANT AGENCY
CITY OF HUNTINGTON BEACH

3. AGENCY UNIT TO HANDLE GRANT
POLICE DEPARTMENT

4. GRANT PERIOD
Month - Day - Year
From: 10/1/08
To: 9/30/09

5. GRANT DESCRIPTION (Provide an overview of the grant activities that will address the problem statement, in approximately 100 words. Space is limited to six lines.)

To reduce the persons killed and injured in alcohol involved crashes, "best practice" strategies will be conducted on an overtime basis. The funded strategies include DUI/Driver's License checkpoints and DUI saturation patrols. This program will also develop a "Hot Sheet" program and conduct "Stakeout" operations for officers to concentrate on repeat DUI offenders on probation who have had their licenses suspended or revoked. Through warrant service details, the police department will target repeat DUI violators who failed to appear in court or violate probation. These strategies are designed to earn media attention thus enhancing the overall deterrent effect.

6. FEDERAL FUNDS ALLOCATED UNDER THIS AGREEMENT SHALL NOT EXCEED: \$ 181,077.00

7. APPROVAL SIGNATURES

A. GRANT DIRECTOR

NAME: Rob Warden PHONE: 714-374-1534
TITLE: Sergeant, Traffic Bureau FAX: 714-374-1790
ADDRESS: 2000 Main Street
Huntington Beach, CA. 92648
E-MAIL: rwarden@hbpd.org

(Signature) (Date)

B. AUTHORIZING OFFICIAL OF APPLICANT AGENCY

NAME: Kenneth W. Small PHONE: 714-536-5902
TITLE: Chief of Police FAX: 714-374-1790
ADDRESS: 2000 Main Street
Huntington Beach, CA. 92648
E-MAIL: ksmall@hbpd.org

(Signature) (Date)

C. FISCAL OR ACCOUNTING OFFICIAL

NAME: Mindy James PHONE: 714-536-5425
TITLE: Financial Manager FAX: 714-374-1584
ADDRESS: 2000 Main Street
Huntington Beach, CA. 92648
E-MAIL: mjames@hbpd.org

(Signature) (Date)

D. OFFICE AUTHORIZED TO RECEIVE PAYMENTS

NAME: Huntington Beach Police
Department
ADDRESS: 2000 Main Street
Huntington Beach, CA. 92648
Attn: Mindy James

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**GRANTS MADE EASY – DUI
Overtime
SCHEDULE A**

GRANT NO: AL0998

GRANT DESCRIPTION

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GRANT TITLE: DUI ENFORCEMENT AND AWARENESS PROGRAM

AGENCY: HUNTINGTON BEACH POLICE DEPARTMENT

PROPOSED BEGINNING DATE: 10/1/08

PROPOSED ENDING DATE: 9/30/09

PROBLEM STATEMENT:

Using local data (not OTS Rankings or SWITRS), complete the table below.

Collision Type	2004				2005				2006			
	Collisions		Victims		Collisions		Victims		Collisions		Victims	
Fatal	11		11		11		11		11		11	
Injury	985		1430		967		1395		975		1396	
	Fatal	Injury	Killed	Injured	Fatal	Injury	Killed	Injured	Fatal	Injury	Killed	Injured
Alcohol Involved	4	112	4	136	7	104	7	149	7	104	7	142
Hit & Run	1	57	1	79	0	62	0	81	0	64	0	80
Nighttime (2100-0259 hours)	6	118	6	178	2	96	2	135	2	108	2	161

Please provide detailed answers to the following questions as part of the Problem Statement:

1. Describe the traffic safety problem(s) to be addressed, include:
 - What percent of your collisions involve drivers with suspended or revoked license or drivers who have never been issued a license?
 - What percent of your total DUI arrests between October 1, 2006, and September 30, 2007, were made as a result of a collision?
 - The Huntington Beach Police Department has always worked with the Community to provide the best possible police service to them. One of the goals is the safe and effective movement of vehicular, pedestrian and bicycle traffic on City Streets, sidewalks and bikeways. An added component to the issue is the dramatic increase in traffic during the summer months. The majority of the traffic is enroute or returning from the coastal area. To exacerbate the issue the Downtown area of the City, which is located on Main Street, is directly inline with the pier/beach area. The Downtown area is made up of small retail outlets and many restaurants and drinking establishments. The majority of the restaurants in this two block area have alcohol licenses and many of them also have entertainment permits.
 -
 - The majority of drinking related issues occur during the evening hours. During the summer months this occurs seven days a week and during the other eight (8) months of the year, it occurs during the weekend nights. This also corresponds to the busiest hours for calls for service from the community. Assigning personnel to a DUI Team would be impossible during the normal operations due to shift minimums and the high number of calls for service. The current per capita ratio is 1.1 officers per 1000 residents. If the summertime influx is included the ratio falls to 0.73. Currently the Police Department has nine vacancies in the sworn ranks. These vacancies further reduce the per capita summertime ratio to 0.70. Assigning officers to directed enforcement related to DUI is only possible if funding is provided for personnel on overtime.

GRANTS MADE EASY – DUI

Overtime

SCHEDULE A

GRANT NO: AL0998

GRANT DESCRIPTION

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- The City of Huntington Beach is ranked as 9 of 50 for fatal and injury collisions related to chemically impaired drivers. This means that Huntington Beach has the 9th highest alcohol involved fatal and injury collision rate in population category "B." The City of Huntington Beach "per thousand-daily-vehicle-miles of travel" ranking in 2006 for alcohol related fatal and injury collisions is 9 of 50 cities within it's population category of 100,001 to 250,000. The city of Huntington Beach DUI arrest ranking in 2006 is 46 of 50. This means that only 4 cities with a population of 100,001 to 250,000 had more DUI arrests than Huntington Beach.
- From October 1, 2006 to September 30, 2007, records show that DUI accounted for more than 331 collisions or 9% of the total collisions. This means 331 DUI drivers were only arrested after they crashed. DUI was second, only to speed related collisions. The difference is many speed related collisions are rear-end type where injuries are often times complaint of pain. DUI related collisions tend to involve much more serious injuries and death. A particularly disturbing trend is the dramatic increase in DUI related collisions the City of Huntington Beach has experienced this year 2008. In 2008 collisions have rose 26%, and DUI arrests are equal in comparison. The Crossroads © Collision Software program captures these numbers. A 19.6% rise in the DUI arrests since 2006 is mostly due to the number of arrests that are a result of an OTS grant funded DUI Team. In other words, these drivers would not have been caught until an OTS DUI grant had been approved which enabled us to put more resouces on the roads specifically for DUI enforcement. After the implementation of the DUI Team and conducting DUI checkpoints, DUI Saturations patrols and warrant details our DUI arrests rose 18.6 % during the period of October 1, 2006 and September 30, 2007.

2. How many sobriety checkpoints did your department conduct between October 1, 2006 and September 30, 2007? (Include checkpoints from all funding sources, i.e. OTS grants or mini-grants, and department funded)

During the above time period, the Huntington Beach Police Department conducted 5 DUI sobriety checkpoints that were all funded by grant from the Office of Traffic Safety.

3. What is the average number of DUI arrests and vehicles impounded per checkpoint?

Between October 1, 2006 and September 30, 2007 the Huntington Beach Police Department averaged 6.2 DUI arrests and 9.2 vehicle impounds per checkpoint.

4. What is the magnitude of your city's problem concerning repeat DUI offenders who violate probation or fail to appear in court? Do you currently have a program that proactively addresses this issue?

In 2008 collisions have risen 26%, and DUI arrests are equal in comparison. The Crossroads © Collision Software program captures these numbers. A 19.6% rise in the DUI arrests since 2006 is mostly due to the a result of OTS grants and currently an OTS funded DUI Team. A performance component on our current OTS grant proactively targets DUI offenders who fail to appear in court. In the past year to date, the Huntington Beach Police Department has attempted to serve 107 outstanding warrants for DUI. As a result of these warrants services, we have arrested 6 persons and several others no longer lived at the listed address.

GRANTS MADE EASY – DUI

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SCHEDULE A

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GRANT DESCRIPTION

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5. Do you have a backlog of unserved warrants for repeat DUI offenders?

Yes, all unserved warrants are logged as unserved and reissued for service at the next scheduled warrant detail.

6. How many of your traffic officers have received Standardized Field Sobriety Testing (SFST) training?

All current traffic officers have attended the above course. All new staff will be scheduled for the SFST course upon appointment to traffic.

7. What is your current administrative recovery fee for vehicles impounded for up to 30 days and how much of the fee goes to the General Fund vs. a special Traffic Offender account? How is it used?

The current administrative vehicle impound recovery fee is \$164.00. This fee is returned to the city's general fund for general use.

PERFORMANCE MEASURES:

Goals: Goals serve as the foundation upon which the grant is built. Goals are what you hope to accomplish by implementing a traffic safety grant program.

1. To reduce the number of persons killed in traffic collisions.
2. To reduce the number of person injured in traffic collisions.
3. To reduce the number of persons killed in alcohol-involved collisions.
4. To reduce the number of persons injured in alcohol-involved collisions.
5. To reduce hit & run fatal collisions.
6. To reduce hit & run injury collisions.
7. To reduce nighttime (2100 - 0259 hours) fatal collisions.
8. To reduce nighttime (2100 - 0259 hours) injury collisions.

Objectives: Objectives are the tasks or activities undertaken during the grant period to make the goals a reality. Objectives are designed to move you closer to achieving your overall goals. *Objectives are used to measure a grantee's success.*

1. To issue a press release announcing the kick-off of the grant by November 15, 2008. The press releases and media advisories, alerts, and materials must be forwarded to the OTS Public Information

GRANTS MADE EASY – DUI

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GRANT DESCRIPTION

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Officer at pio@ots.ca.gov and copy the OTS Coordinator for approval 14 days prior to the issuance date of the release.

2. To use the following standard language in all press, media, and printed materials: "Funding for this program was provided by a grant from the California Office of Traffic Safety, through the National Highway Traffic Safety Administration."
3. To email OTS at pio@ots.ca.gov and copy the OTS Coordinator draft press releases for OTS approval for all grant funded operations at least 14 days prior to the issuance date of the release.
4. To submit applications for the California Law Enforcement Challenge (<http://www.chp.ca.gov/clec/index.html>) by the deadline of March 31, 2009 to OTS and:

California Law Enforcement Challenge
P.O. Box 942898
Sacramento, CA 94298-0001
Attention: Special Projects Section (052)

5. To conduct Standardized Field Sobriety Testing (SFST) training for 0 officers by March 31, 2009.
6. To conduct 6 DUI/DL checkpoints by September 30, 2009.

Note: For combination DUI/DL checkpoints, departments must issue press releases that mention DL's will be checked at the DUI/DL checkpoint. Also, according to the Attorney General's Office all DUI/DL checkpoint operations must have signs reading "DUI/Driver's License Checkpoint Ahead."

To maximize effectiveness, it may be necessary to conduct a checkpoint operation at more than one location on any given day/ night. Each checkpoint should be highly publicized and visible. No occupant restraint citations will be issued at the checkpoints. **OTS does not fund or support independent DL checkpoints. Only on an exception basis and with OTS pre-approval, will OTS fund checkpoint operations that begin prior to 1800 hours.**

7. To conduct 20 DUI saturation patrols by September 30, 2009.
8. To conduct 4 warrant service operations targeting multiple DUI offenders who violate probation terms or fail to appear in court by September 30, 2009.
9. To develop a "Hot Sheet" program to notify patrol and traffic officers to be on the lookout for identified repeat DUI offenders with suspended or revoked licenses as a result of DUI convictions by December 31, 2008. Updated Hot Sheets will be distributed to patrol and traffic officers every three to four weeks.

GRANTS MADE EASY – DUI

Overtime

SCHEDULE A

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10. To conduct 4 “Stakeout” operations that employ police officers to observe the “worst of the worst” repeat DUI offender probationers with suspended or revoked driver licenses by September 30, 2009.
11. To conduct 0 “Court Sting” operations to cite individuals driving from court after having their license suspended or revoked by September 30, 2009.

NOTE: Nothing in this “agreement” shall be interpreted as a requirement, formal or informal, that a particular police officer issue a specified or predetermined number of citations in pursuance of the goals and objectives hereunder.

METHOD OF PROCEDURE:

Phase I: Program Preparation and Training and Implementation (October 1, 2008 – December 31, 2008)

- The police department will develop operational plans to implement the “best practice” strategies outlined in the objectives section.
- A draft news release will be submitted to OTS to announce the grant program.
- All training needed to implement the program will be conducted this quarter.
- All grant related purchases needed to implement the program will be made this quarter.
- In order to develop the “Hot Sheets”, research will be conducted to identify the “worst of the worst” repeat DUI offenders with suspended or revoked licenses as a result of DUI convictions. The Hot Sheets may include the driver’s name, last known address, DOB, description, current license status, with the number of times suspended or revoked for DUI. Hot Sheets will be updated and distributed to traffic and patrol officers every three to four weeks.
- The police department will meet with appropriate court personnel to help develop an operational plan to conduct court stings.

Phase II: Community Awareness (Throughout Grant Period)

- The police department will work to create media opportunities throughout the grant period to call attention to the innovative program strategies and outcomes.

Phase III: Data Gathering and Analysis (Throughout Grant Period)

- The police department will submit a Quarterly Performance Report (QPR) and Quarterly Evaluation Data Form, Schedule C within 30 days following each calendar quarter.
- The final QPR, Schedule C and Executive Summary are due to OTS by October 31, 2009.

**GRANTS MADE EASY – DUI
Overtime
SCHEDULE A**

GRANT NO: AL0998

GRANT DESCRIPTION

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METHOD OF EVALUATION:

The Office of Traffic Safety will use the QPR data to determine whether the grant was successful. OTS will also select grants for monitoring reviews to ensure the accuracy of claimed costs. For example, OTS will review claimed costs to ensure they are supported by time sheets, vouchers, invoices, purchases, etc.

ADMINISTRATIVE SUPPORT:

This program has full support of the city and every effort will be made to continue the activities after the grant conclusion. The City Council has endorsed this grant by resolution.

GRANTS MADE EASY - DUI
Overtime
SCHEDULE B - PAGE 1
DETAILED BUDGET ESTIMATE

GRANT NO. AL0998

COST CATEGORY	FISCAL YEAR ESTIMATES			TOTAL COST TO GRANT
	FFY - 1 10/1/2008 Thru 9/30/2009			
A. PERSONNEL COSTS				
<u>OVERTIME</u>				
DUI/DL Checkpoints	\$60,000.00			\$60,000.00
DUI Saturation Patrols	59,263.00			59,263.00
Warrant Service Patrols	14,309.00			14,309.00
Stakeouts	7,902.00			7,902.00
Court Stings	0.00			0.00
Overtime Benefits @ 5.20%	7,357.00			7,357.00
Category Sub-Total	\$148,831.00			\$148,831.00
B. TRAVEL EXPENSE				
In State	\$3,000.00			\$3,000.00
Category Sub-Total	\$3,000.00			\$3,000.00
C. CONTRACTUAL SERVICES				
NONE	\$0.00			\$0.00
Category Sub-Total	\$0.00			\$0.00

GRANTS MADE EASY – DUI

Overtime

SCHEDULE B-1

GRANT NO. AL0998

BUDGET NARRATIVE

Page 1

PERSONNEL COSTS:

Overtime -

Budgeted grant activities will be conducted by agency personnel on an overtime basis. Grant funded operations may be conducted by personnel such as an Officer, Lieutenant, Sergeant, Corporal, Deputy, Community Services Officer, Dispatcher etc., depending on the titles used by the agency. Personnel will be deployed as needed to accomplish the grant goals and objectives.

Costs are estimated based on an overtime hourly rate range of \$33.09/hr to \$96.54/hr (NOTE: do not include benefits in the overtime rate).

Overtime reimbursement (OT hourly rate and benefit) will reflect actual costs of the personnel conducting the appropriate operation up to the maximum range specified.

Maximum Overtime Benefit Rate

Social Security/FICA	1.45%
Workers Compensation	3.75%
Total Benefit Rate	5.2%

TRAVEL EXPENSE:

In-State -

Costs are included for appropriate staff to attend conferences and training events supporting the grant goals and objectives and/or traffic safety. Funds may be used to attend OTS approved training. Anticipated travel and events include local mileage for grant activities and meetings, OTS Summit and the Vehicle Homicide Conference. *All conferences, seminars or training not specifically identified in the SCH B1 budget, must be approved by OTS. All travel claimed would be at the agency approved rate. Per diem may not be claimed for meals provided at conferences when registration fees are paid with OTS grant funds.*

Note: To be eligible to attend the Vehicular Homicide Conference the grantee must have successfully completed the POST DWI Detection and SFST course along with completion of the Accident Scene Investigation course. The officer/detective selected to attend the Vehicle Homicide conference should be currently assigned to work on DUI fatal collisions for their agency.

CONTRACTUAL SERVICES -

None

EQUIPMENT:

DUI Trailer- 1 fully equipped DUI trailers will be purchased for use at DUI checkpoints. Costs may include the trailer, sales tax, delivery, installation costs, and other modifications and accessories or other items necessary to make the trailer usable for grant purposes, such as lighting, paint and graphics.

**GRANTS MADE EASY – DUI
Overtime
SCHEDULE B-1
GRANT NO. AL0998**

BUDGET NARRATIVE

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OTHER DIRECT COSTS:

None

INDIRECT COSTS:

None

PROGRAM INCOME:

There will be no program income generated from this grant.

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ATTACHMENT #2

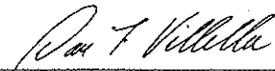


CITY OF HUNTINGTON BEACH
INTERDEPARTMENTAL COMMUNICATION
FINANCE DEPARTMENT

TO: PAUL EMERY, CITY ADMINISTRATOR
FROM: DAN VILLELLA, CPA
SUBJECT: FIS 2007-08-27 ONE YEAR GRANT AGREEMENT WITH THE
CALIFORNIA OFFICE OF TRAFFIC SAFETY (OTS) FOR DRIVING
UNDER THE INFLUENCE ENFORCEMENT
DATE: JULY 21, 2008

As required by Resolution 4832, this Fiscal Impact Statement has been prepared for "One Year Grant Agreement with the California Office of Traffic Safety (OTS) for Driving Under the Influence Enforcement."

If the City Council approves this action (total appropriation \$181,077), there will be no effect on any fund balance since the new appropriations are funded by revenues not anticipated in the original budget.



Dan T. Villella, CPA