

RESOLUTION NUMBER R- 304378

DATE OF FINAL PASSAGE NOV 24 2008

A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO COLLECT FEES RELATED TO THE BEACH AREA COMMUNITY COURT AND DIRECTING THE COMPTROLLER TO ESTABLISH THE BEACH AREA NEIGHBORHOOD PROSECUTION INITIATIVES FUND

WHEREAS, the San Diego City Attorney's Beach Area Prosecution Initiative is designed to aggressively and creatively combat crimes that impact quality of life; and,

WHEREAS, the Beach Area Community Court has enhanced the quality of life and improved public access to the justice system in the beach areas of San Diego with the implementation of a program that holds eligible offenders accountable to the community through educational, preventative and rehabilitative programs designed to curb future criminal conduct;

NOW THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Attorney is hereby authorized to collect an administrative fee from persons determined by the City Attorney to be eligible to participate in the Beach Area Community Court and who elect to participate in the program. The fee is to be set by the City Attorney, not to exceed limits imposed by state and local laws, to cover the cost of operation and staffing costs for the Beach Area Community Court.

BE IT FURTHER RESOLVED, that the City Attorney shall collect the fees at the time an individual enrolls in the Beach Area Community Court. Any individual unable to pay may participate by performing additional or alternative community work service as directed by the Beach Area Community Court.

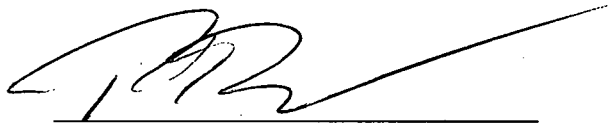
BE IT FURTHER RESOLVED, that the Comptroller is hereby authorized and directed to establish the Beach Area Neighborhood Prosecution Initiatives Fund for the purpose of receiving the fees collected by the City Attorney from persons who participate in the Beach Area Community Court.

BE IT FURTHER RESOLVED, that the Comptroller is authorized to appropriate and expend the fees in the Beach Area Neighborhood Prosecution Initiatives Fund to offset operational and staffing costs for the Beach Area Community Court. Any monies deposited into the Beach Area Neighborhood Prosecution Initiatives Fund shall be first expended for expenses associated with the operational and staffing costs of contracts with those individuals or entities who provide services to the Beach Area Community Court.

BE IT FURTHER RESOLVED, that the Council finds that the administrative fees are for the purpose of meeting operating expenses and therefore are exempt from CEQA pursuant to Public Resources Code 21080(b)(8).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Paul F. Prather  
Deputy City Attorney

PFP:js  
10/27/2008  
Or.Dept:Attorney  
R-2009-524

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 18 2008.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 11-18-08  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

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JERRY SANDERS, Mayor