



Mendocino County

Legislation Text

File #: 19-0628, Version: 1

To: Board of Supervisors

From: Sheriff-Coroner and County Counsel

Meeting Date: July 9, 2019

Department Contact: Thomas D. Allman

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Department Contact: Matthew Kendall

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Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Adoption of Ordinance Adding Section 2.38.020 to Chapter 2.28 of Mendocino County Code Regarding Designation of Reserve Deputy Sheriffs

Recommended Action/Motion:

Adopt Ordinance adding section 2.38.020 to Chapter 2.38 of Mendocino County Code regarding designation of Reserve Deputy Sheriffs; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

June 18, 2019: Introduction and Waive First Reading of this Ordinance.

Summary of Request:

The addition of section 2.38.020 will allow the Sheriff, or his or her designated representative to determine which Reserve Deputy Sheriffs are appointed as “designated” Reserve Deputies [Penal Code Section 830.6(a)(2)] or “non-designated” Reserve Deputies [Penal Code Section 830.6(a)(1)]. Current reserve deputies’ peace officer powers are limited to the duration of their assignment. According to the provisions of Section 830.6(2) of the California Penal Code, whenever any qualified person is deputized or appointed as a reserve peace officer, and is so “designated” by a local ordinance or resolution, that person designated will have the full powers and duties of a full-time peace officer. The addition of section 2.3.020 will allow the Sheriff to appoint qualified individuals as such reserve deputies, who would have full peace officer powers. “Designated” Reserve Deputy Sheriffs will also augment the Sheriff Office’s limited field staff - especially during emergencies, natural disasters and other significant events which stretch available resources to their limits. The proposed ordinance has been reviewed by Risk Management and Human Resources. The County has met its obligations with regard to “meet and confer” with the respective bargaining unit.

Alternative Action/Motion:

Do not adopt Ordinance and provide direction to staff.

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

annual recurring cost: N/A

budget clarification: N/A

budgeted in current f/y: N/A

if no, please describe:

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Janelle Rau, Deputy CEO

CEO Review: Yes

CEO Comments:

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Executed By: Lindsey Dunham, Deputy Clerk I

Date: JULY 10, 2019

Final Status: Adopted

Executed Item Number: Ordinance Number:
4433

