



**AGENDA STAFF REPORT**

**Agenda Item**

**ASR Control 16-XXXXXX**

**MEETING DATE:** 02/23/16  
**LEGAL ENTITY TAKING ACTION:** Board of Supervisors  
**BOARD OF SUPERVISORS DISTRICT(S):** All Districts  
**SUBMITTING AGENCY/DEPARTMENT:** Supervisor Todd Spitzer, 3<sup>rd</sup> District  
 Supervisor Andrew Do, 1<sup>st</sup> District  
**DEPARTMENT CONTACT PERSON(S):** George Cardenas (714) 834-3330  
 Brian Probolsky (714) 834-3110

*[Handwritten signatures and stamps]*  
 2016 FEB 10 PM 4:44  
 DEPARTMENT OF THE CLERK OF THE BOARD  
 COUNTY OF ORANGE  
 CLERK OF THE BOARD

**SUBJECT:** Authorize Payment of Reward for Information Leading to the Apprehension of Inmate Escapees

**CEO CONCUR**  
Pending Review

**COUNTY COUNSEL REVIEW**  
No Legal Objection

**CLERK OF THE BOARD**  
Discussion  
3 Votes Board Majority

**Budgeted:** Yes                      **Current Year Cost:** \$100,000                      **Annual Cost:** \$100,000

**Staffing Impact:** No                      **# of Positions:** N/A                      **Sole Source:** N/A

**Current Fiscal Year Revenue:** N/A

**Funding Source:** Miscellaneous (Budget Control 004), Object 2400 (Special Departmental Expense)                      **County Audit in last 3 years:** No

**Prior Board Action:** 01/26/16 (Immediate Action Item per Govt. Code 54954.2(b)(2).)

**RECOMMENDED ACTION(S):**

1. In accordance with Government Code section 26227, find that the offering and payment of rewards for the apprehension of inmates who escape from the Orange County Jail are actions involving the appropriation and expenditures of moneys that are necessary to meet the social needs of the population of the County of Orange, including, but not limited to, the needs for law enforcement and public safety.
2. As authorized by Government Code section 26227, find that the offering of a reward for information leading to the apprehension of escaped inmates Bac Duong, Hossein Nayeri, and Jonathan Tieu, in an amount up to \$50,000 per inmate, was and is an expenditure of County funds necessary to meet the social needs of the population of the County of Orange, including but not limited to, the needs for law enforcement and public safety.
3. Find that Matthew Charles Hay-Chapman provided specific information to law enforcement that directly led to the immediate apprehension of escaped inmates Hossein Nayeri and Jonathan Tieu and that he is therefore is lawfully entitled to collect the reward for their capture.

4. Determine the amount of the reward to be paid to Mr. Hay-Chapman, up to \$100,000.
5. Direct and authorize the Auditor-Controller to make payment, in the amount determined by the Board, to Mr. Hay-Chapman from Fund 100-017-004-5500-2400-0000.

#### **SUMMARY:**

Authorization of a reward, in an amount determined by the Board (up to \$100,000), will allow payment to be made by the County to Matthew Charles Hay-Chapman for providing specific information to law enforcement that led to the capture of escaped inmates Hossein Nayeri and Jonathan Tieu.

#### **BACKGROUND INFORMATION:**

On January 22, 2016, inmates Bac Duong, Hossein Nayeri, and Jonathan Tieu escaped from the Orange County Central Men's Jail in Santa Ana. Their escape was an imminent threat to public safety, as evidenced by the charges they were facing while in custody: Bac Duong was held for attempted burglary, and firearms violations; Hussien Nayeri was held on two counts of kidnapping for ransom, torture, aggravated mayhem, and burglary; and, Jonathan Tieu was held on charges of murder, attempted murder, and street terrorism.

Upon discovery of the inmates' escape, law enforcement officials began a manhunt. A central part of the Sheriff's efforts to capture the escapees was public outreach seeking any information that law enforcement could use to locate and apprehend the fugitives. The Sheriff asked the Board to issue a reward as a further incentive to the public for information that could lead to the escapees' capture. On January 26, 2016, the Board found immediate action was required to assist law enforcement in its efforts to apprehend the fugitives and authorized a reward of \$150,000 (\$50,000 per escapee) for information that led to their capture.

On January 30, 2016, Matthew Charles Hay-Chapman, while sitting in a San Francisco parking lot, observed a white van matching the description of a stolen van that the Sheriff had identified as stolen by the fugitives. Mr. Hay-Chapman observed inmate Nayeri exit the van and walk into a McDonalds restaurant. While maintaining visual contact of Nayeri, Mr. Hay-Chapman called the local police and reported his identification of Nayeri and the stolen van. As law enforcement arrived, Nayeri attempted to flee and Mr. Hay-Chapman directed law enforcement to the direction of Nayeri's travel. Nayeri was then quickly captured by police and taken into custody. Officers then approached the stolen van and found Tieu inside it. Tieu was then arrested. Nayeri and Tieu were transported back to Orange County Central Men's Jail.

Mr. Hay-Chapman's information directly led to the capture of Nayeri and Tieu. His assistance protected public safety by giving law enforcement information it needed to take dangerous fugitives off of the streets and put them back behind bars. Accordingly, Mr. Hay-Chapman is eligible for a reward of \$100,000.

There are sufficient appropriations in the FY 2015-16 budget to cover the reward offered by the County for information leading to the arrest of the jail escapees (Miscellaneous (Budget Control 004), Object 2400 (Special Departmental Expense)).

**FINANCIAL IMPACT:**

FY 2015-16: \$100,000 Miscellaneous (Budget Control 004), Object 2400 (Special Departmental Expense)

**STAFFING IMPACT:**

N/A

**ATTACHMENT(S):**

N/A