# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Submitted By: PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION	Meeting Date: 1 Department:	0/05/2010 [X] []	Consent Ordinance	[ ] Regular [ ] Public Hearing
	Submitted By:	PALM BEACH CO	DUNTY CRIMINAL DUNTY CRIMINAL	_ JUSTICE COMMISSION _ JUSTICE COMMISSION

### I. **EXECUTIVE BRIEF**

**MOTION AND TITLE**: **Staff recommends motion to approve**: An Amendment to the interlocal agreement (R2010-0649) with the City of Riviera Beach to extend the expiration date from September 30th, 2010 through December 31st, 2010 to support the Civil Drug Court and Family Restart Program.

#### **SUMMARY:**

Attachments:

The Criminal Justice Commission (CJC) recommended the use of ARRA JAG funds, Drug Abuse Trust Fund and Crime Prevention Funds for the Civil Drug Court and Family Restart Program. There are unexpended funds from this project due to delays in the approval process from the Department of Justice.

The Civil Drug Court Program located in the City of Riviera Beach provides case management services and contracts for residential and outpatient substance abuse services for indigent clients court ordered to treatment. Countywide (GB)

## **BACKGROUND AND POLICY ISSUES:**

The Family Restart Complete Care Program arranges and provides services to the families of the Civil Drug Court clients. The program allows clients and their families to receive complete care including individual, group and family counseling, random drug testing to ensure proper compliance and continued assessments to identify the strengths and weaknesses of the client to determine needs for education, employment and housing.

Since its inception in 1991, the Civil Drug Court has assisted the recovery efforts of clients with substance abuse programs by ordering them into treatment programs through the Marchman Act (FSS. Chapter 397). The Marchman Act allows family members to commit their significant others into treatment programs on a voluntary or involuntary basis by filing a Marchman Act petition. The approval of this contract will enable the Civil Drug court to continue to assist clients to fully recover through more intensive treatment services.

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RECOMMENDED BY:

DEPARTMENT DIRECTOR

DATE

APPROVED BY: SULL 9/21/10
ASSISTANT COUNTY ADMINISTRATOR DATE

# II. FISCAL IMPACT ANALYSIS

A. Five Year Summary Of Fi	scal Impact:				
Fiscal Year	2011	2012	2013	2014	2015
Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County)					
NET FISCAL IMPACT	<u> </u>	-	was a second sec		
POSITIONS (Cumulative)	0	<u></u>			
Is Item In adopted Budget?	Yes	_	No X		
Budget Account No: Fund	Age	ency	Org	Object	_
B. Recommended Sources ( Unexpended amounts will be adm	Of Funds/Sur	mmary of Fis carried forwa	scal Impact: rd to FY 2011		
C. Departmental Fiscal Revi	ew: <u>In</u>	9/9/10	<del></del>		
	III. REVI	EW COMME	ENTS		
A. OFMB Fiscal And/Or Con				ents:	
OFMB  B. Legal Sufficiency:	all of stay	Cont	ract Developr This amend our review	ment & Contre de la complies were quirements.	
917	/10	_			

REVISED 9/95 ADM FORM 01

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

## FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, AND THE CITY OF RIVIERA BEACH, FLORIDA

THIS Amendment is made the first day of October, 2010 by and between Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY, and between the CITY of Riviera Beach, a municipality located in Palm Beach County, Florida (hereinafter "CITY"), each one constituting a public agency as defined in Part I of Chapter 163, Florida Statutes.

#### WITNESSETH:

WHEREAS, the COUNTY'S Criminal Justice Commission (CJC), wishes to provide continued support to the Civil Drug Court to provide services to citizens who are affected by substance abuse and addiction; and

WHEREAS, the Criminal Justice Commission has recommended the use of Federal Edward Byrne Memorial Justice Assistance Grant funds to support the partnership by providing funds for the CITY to participate; and

WHEREAS, the COUNTY, agreed to reimburse the CITY for the expenses up to the amount of \$168,000 from October 1, 2009 through September 30, 2010 for the Civil Drug Court; and

WHEREAS, the grant is used to pay for the Civil Drug Court, drug treatment and the Family Restart program and the parties entered into this Agreement in order to formalize their relationship with respect to this grant.

WHEREAS, the term of said Interlocal Agreement was from October 1, 2009 through September 30, 2010; and

WHEREAS, the Civil Drug Court is ongoing and there are unexpended dollars through no fault of either party; and

**WHEREAS,** the parties mutually desire to extend the Interlocal Agreement until December 31, 2010.

**NOW THEREFORE,** in consideration of the mutual promises contained herein, the COUNTY and the CITY agree as follows:

- 1. The Term of the Interlocal Agreement is amended to provide that the Interlocal Agreement shall continue until December 31, 2010;
- 2. The COUNTY'S representative/contract monitor during the term of this Interlocal Agreement shall be Michael L. Rodriguez, or his designee, whose telephone number is (561) 355-4943.

- 3. Pursuant to Ordinance No. 2009-049, Palm Beach County has established the Office of the Inspector General, which is authorized and empowered to review past, present and proposed County contracts, transactions, accounts and records. All contractors and parties doing business with the County and receiving County funds shall fully cooperate with the Inspector General. The Inspector General has the power to subpoena witnesses, administer oaths, require the production of records, and to audit, investigate, monitor, and inspect the activities of the contractor, its officers, agents, employees, and lobbyists in order to ensure compliance with contract specifications and to detect waste, corruption and fraud. Where applicable, the cost of the Inspector General's Office shall be incorporated into the contract price of all contracts and shall be one quarter (¼) of one (1) percent of the contract price.
- 4. All other provisions of said Interlocal Agreement are hereby confirmed, and except as provided herein are not otherwise altered or amended and remain in full force and effect.

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**IN WITNESS WHEREOF,** the Board of County Commissioners of Palm Beach County, Florida has made and executed this Contract on behalf of the COUNTY and the CITY has hereunto set its hand the day and year above written.

ATTEST: Sharon R. Bock, Clerk & Comptroller	PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS			
By:	By: Burt Aaronson, Chair			
DATE:(Seal)				
ATTEST: Carrie E. Ward	CITY OF RIVIERA BEACH, FLORIDA			
By: City Clerk  DATE: 9/1/10	By: Muls Thomas Masters, Mayor			
DATE: 9/1/10				
(Seal)	APPROVED AS TO FORM AND LEGAL SUFFICIENCY  By: Rachael Bohnson for Pamala H. Ryan, City Attorney			
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	APPROVED AS TO TERMS AND CONDITIONS			
By: County Attorney	By: Michael L. Rodriguez			
	Criminal Justice Commission			