

Agenda Item #: SE-1  
TIME CERTAIN  
2:00 PM

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: 03/15/11       Consent       Regular  
    Workshop       Public Hearing  
Department:  
Submitted By: PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION  
Submitted For: PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

I. EXECUTIVE BRIEF

**MOTION AND TITLE: Staff recommends a motion to receive and file:** An update by members of the Criminal Justice Commission (CJC) regarding the following issues: Inspector General report on PRIDE probation contract; Electronic monitoring; Juvenile Detention Center population and Alternatives to Secure Detention programs; and CJC membership and Sunshine Law concerns.

**SUMMARY:** The Criminal Justice Commission (CJC) is providing updates as requested by the Board of County Commissioners at the November 30, 2010 Workshop. In response to an inquiry requested by the CJC, the Inspector General recently completed a special review of Pride Integrated Services, Inc., (PRIDE) handling of restitution payments and has made recommendations to the CJC. The CJC has responded to the recommendations made by the Inspector General and has made changes to the contract monitoring process as a result. The CJC has prepared a report on the current usage of electronic monitoring as a means of reducing the jail population, and the potential for expanding the program. A study of the juvenile detention center population and current alternatives to secure detention programs has been completed. The CJC has been addressing Sunshine Law concerns raised by some of the CJC constitutional officers. The CJC has created a subcommittee consisting of the five constitutional officers and private sector members to examine the Sunshine Law issues and concerns brought forward by the State Attorney. An opinion on whether having a designee would alleviate the concern has been requested from the Office of the Attorney General. Other alternatives are currently being discussed in the committee and recommendations are forthcoming.  
Countywide (GB)

**BACKGROUND AND POLICY ISSUES:** The Probation Advisory Board (PAB) was established by the CJC to monitor the Service Contract for misdemeanor probation services on behalf of the County. The Inspector General review found that PRIDE did knowingly use court ordered restitution payments to offset operational costs by transferring funds between the victim restitution and operational bank accounts. They made recommendations to the CJC on the monitoring of contracts. The current PRIDE contract is expiring and there will be a Request for Proposals released to procure the next provider. The CJC Corrections Task Force reviews jail population data as well as juvenile detention population and makes recommendations on alternatives to incarceration such as electronic monitoring and alternatives to secure detention.

**Attachments:**  
1. Letter from CJC in response to Inspector General Report  
2. Juvenile Detention Center Population Report

Recommended by: [Signature]      3-3-11  
   Department Director      Date

Approved By: [Signature]      3/10/11  
   Assistant County Administrator      Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2011	2012	2013	2014	2015
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u>_____*</u>	_____	_____	_____	_____
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_

Budget Account No.: Fund \_\_\_\_\_ Agency \_\_\_\_\_ Org \_\_\_\_\_ Object \_\_\_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

\*There is no fiscal impact related to this agenda item.

**C. Departmental Fiscal Review:**

*ms 3/4/11*

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

*N. Diaz 3/8/11*  
 \_\_\_\_\_  
 OFMB

*Dr. J. Jacobson 3/8/11*  
 \_\_\_\_\_  
 Contract Dev. and Control  
*E. Jones 3/8/11*

**B. Legal Sufficiency:**

*3/9/11*  
 \_\_\_\_\_  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director



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**Palm Beach County  
Board of County  
Commissioners**

Karen T. Marcus, Chair  
Shelley Vana, Vice Chair  
Paulette Burdick  
Steven L. Abrams  
Burt Aaronson  
Jess R. Santamaria  
Priscilla A. Taylor

**County Administrator**  
Robert Weisman

February 25, 2011

Ms. Sheryl Steckler  
Office of the Inspector General  
Palm Beach County  
P. O. Box 16568  
West Palm Beach, FL 33416

Dear Ms. Steckler:

I am writing to you in my capacity as Chair of the Criminal Justice Commission responsible for the oversight of the misdemeanor probation services in Palm Beach County. More specifically, this letter is intended to update you on the status of the corrective actions being performed pursuant to your recommendations of the December 20, 2010 report released by the Palm Beach County Office of Inspector General (OIG).

The Probation Advisory Board and the Criminal Justice Commission both voted in favor of the recommendations made by staff to proceed as we have suggested before. For ease, we have presented our recommendations after each of the OIG's recommendations below (please note that the OIG's recommendations are in bold).

- 1. Develop a new Request for Proposal to include detailed requirements and deliverables as well as develop CJC oversight criteria to monitor the effectiveness of the contract.**

Develop and implement a full request for proposal (RFP) process as soon as possible.

Review and update current contract and scope of work building in the findings of the PAB review (June 14<sup>th</sup> report) and OIG report (e.g., specifically prohibiting the use of restitution funds for anything other than paying restitution).

Develop specific monitoring criteria and check list.

**Attachment #**           /

**2. Compete the contract under fair and open competition**

Develop and implement a full request for proposal (RFP) process as soon as possible. With staff support, the PAB have already started this process.

**3. Establish contract oversight procedures. These procedures should include the identification of someone with financial and accounting expertise, as well as someone with the knowledge and expertise in the contracted services area, so that appropriate levels of quality assurance and contract compliance oversight can be achieved.**

Request that the Palm Beach County Department of Internal Audit complete a financial review of Pride Integrated Services, Inc. restitution account. This is to ensure that all funds owed to victims have been properly returned to the restitution account.

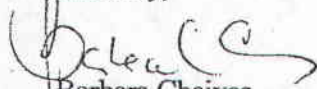
Complete annual reviews with the Office of Finance Management and Budget (OFMB), and Public Safety to better ensure contract compliance and accurate financial reporting.

Develop and implement contract monitoring procedures that will be implemented throughout the year (e.g., random spot checks), rather than annually.

Lastly, during the RFP process, all parties will consider whether or not it is possible to build in stronger provisions into the contract with regard to the yearly financial audit to adequately address the concerns discovered during the investigations.

We hope that you find our update helpful and if you have any questions please do not hesitate to contact me. Additionally we will present these recommendations to the Board of County Commissioners in an agenda item scheduled for March 15, 2010.

Sincerely,



Barbara Cheives

Chair, Criminal Justice Commission

C: Vince Bonvento, Asst. County Administrator  
Maureen Brickous, PRIDE Integrated Services

# Palm Beach County Juvenile Justice Trends

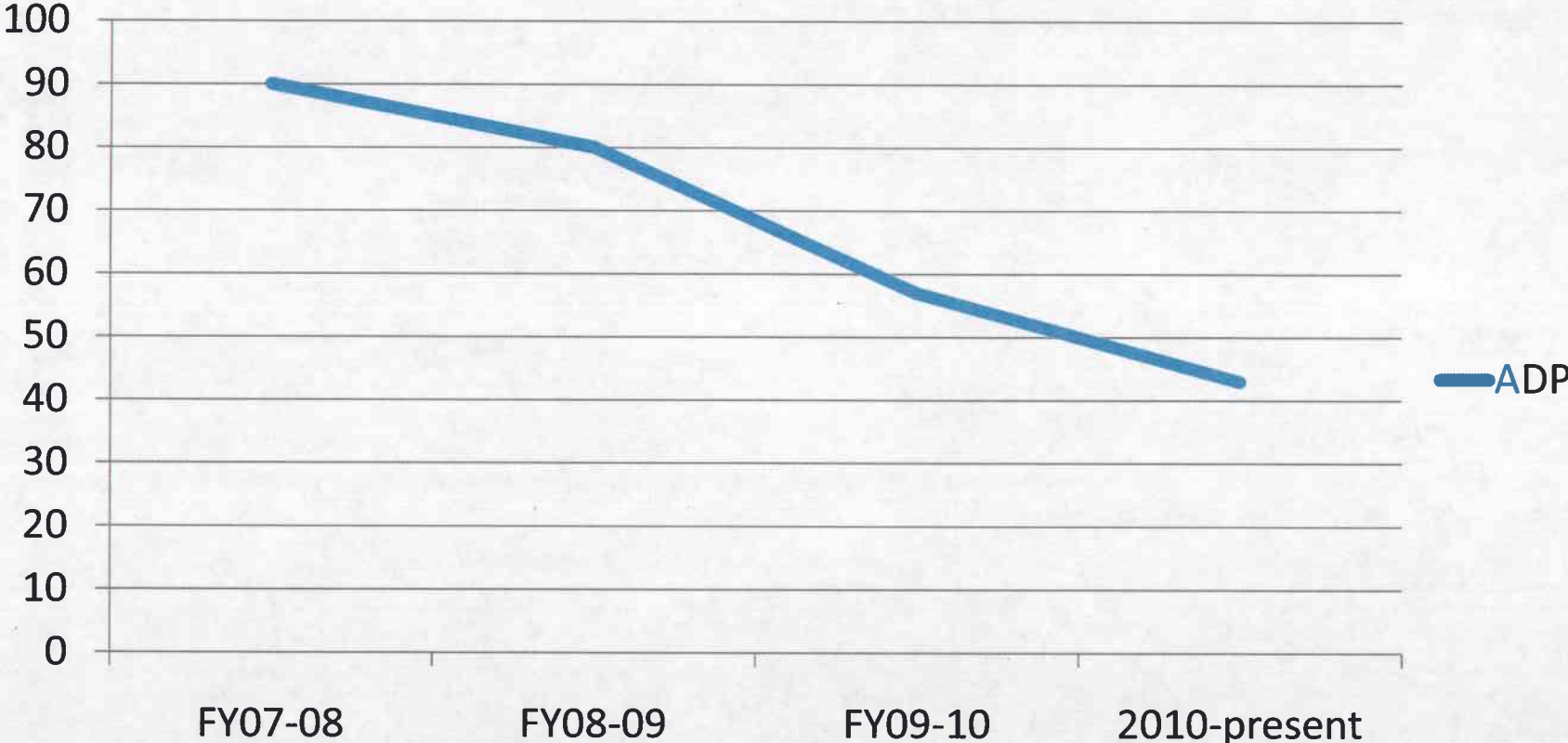
March, 2011

Criminal Justice Commission

Attachment # 2

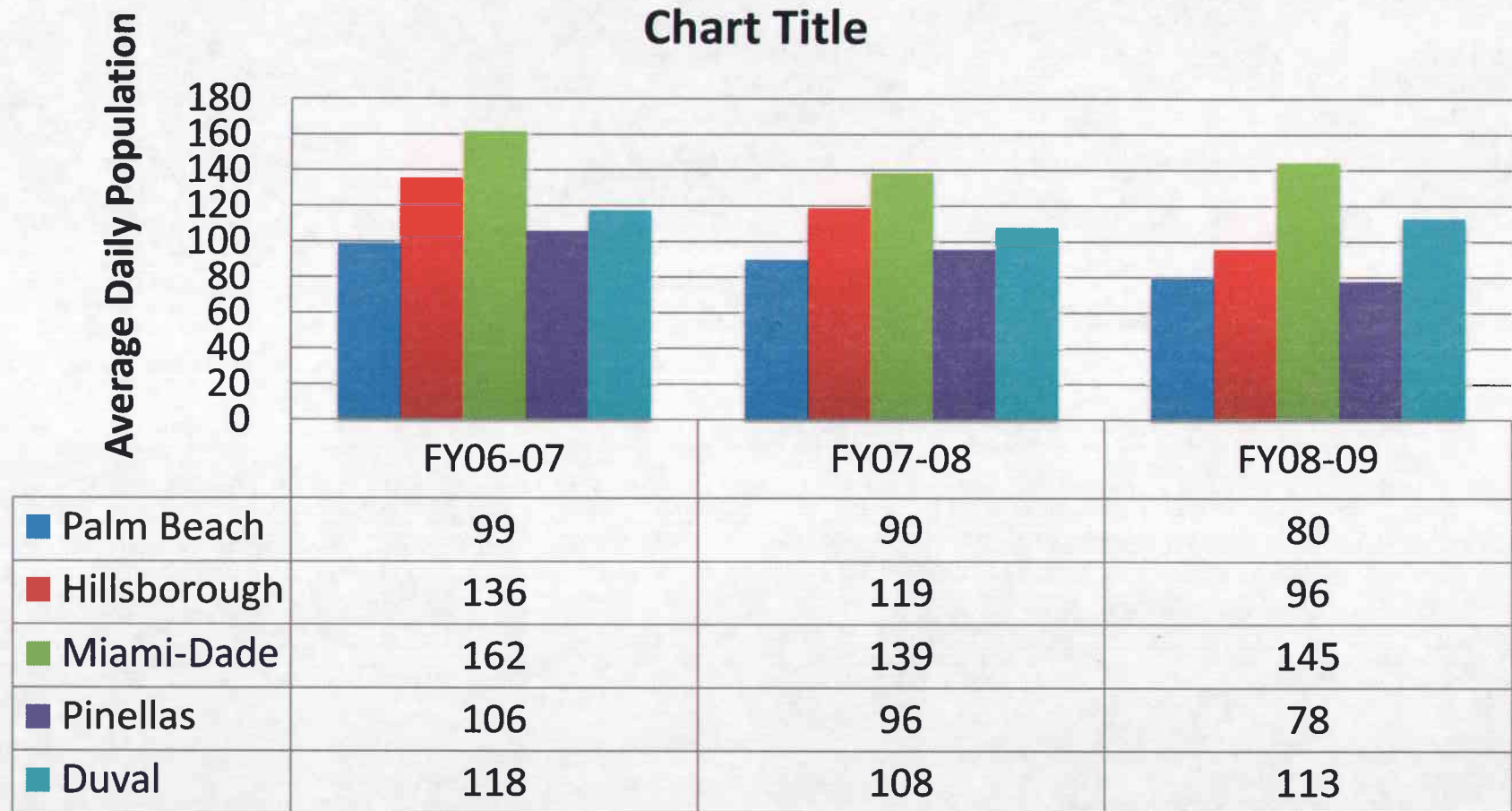
# PBC Detention Center

## Average Daily Population



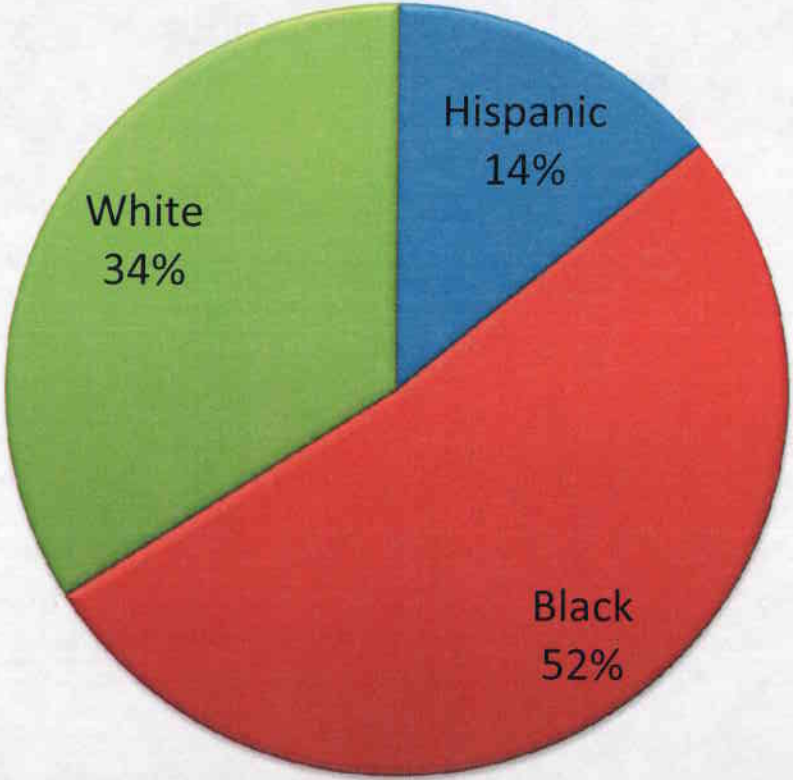
Data source: DJJ & PBC Detention Center Reports

# PBC Detention Data (compared to other Counties)



Data source: DJJ (Fiscal Year data beyond  
2008-2009 pending)

# PBC Detention Center Demographics



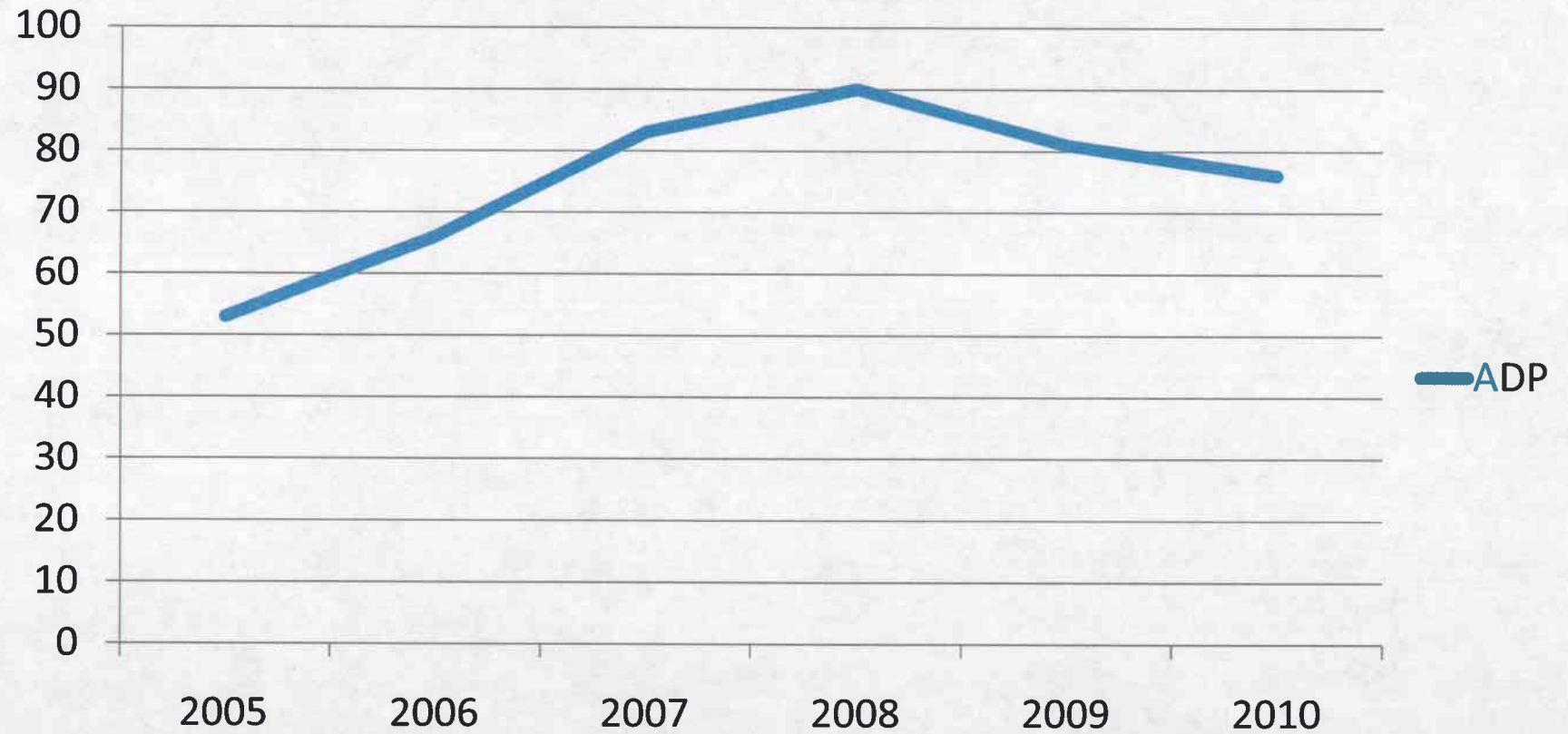
Average % of Admissions Over Fiscal Years 2007 - 2010

Data source: DJJ



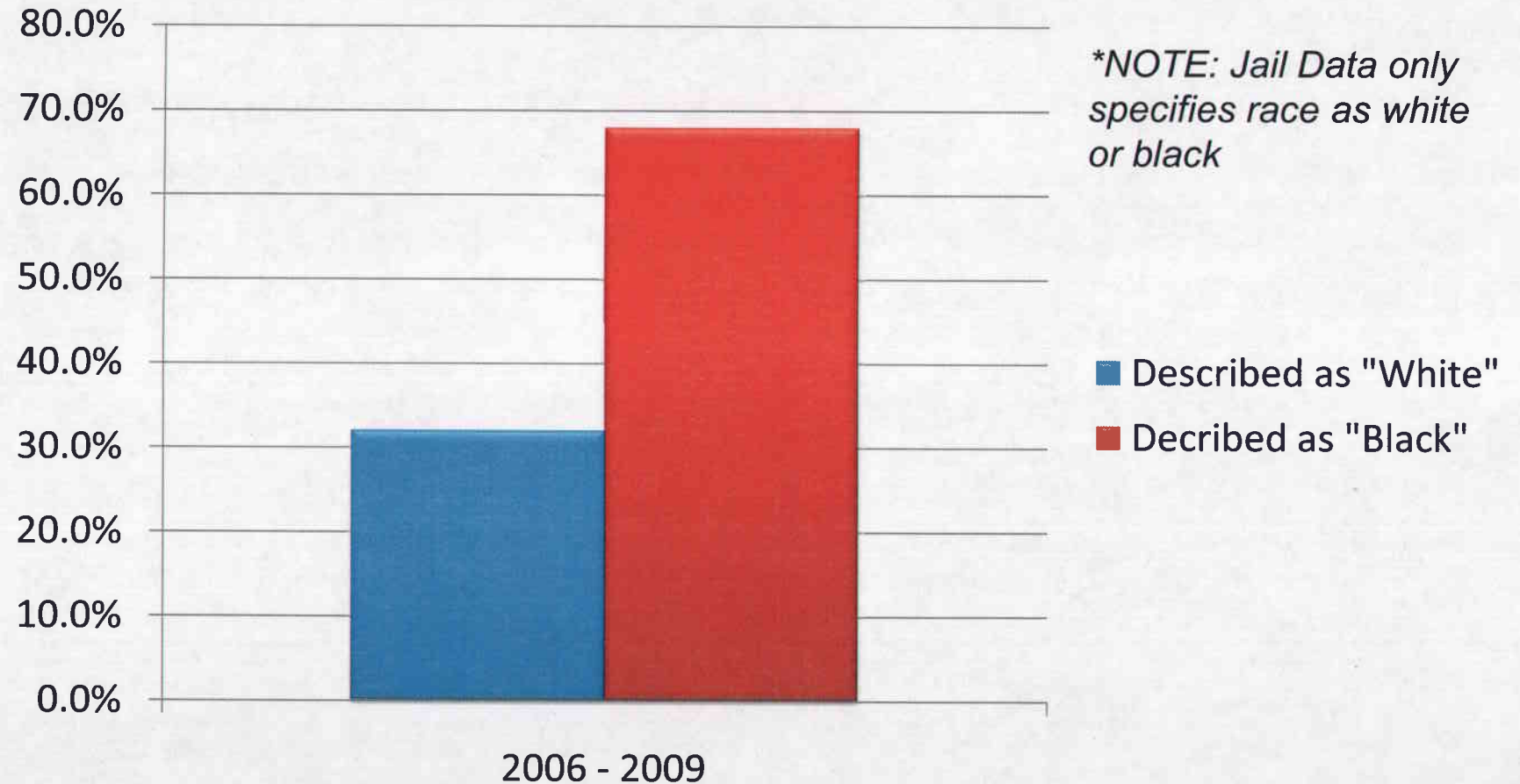
# PBC Jail Juvenile Population

## Average Daily Population



Data source: PBSO

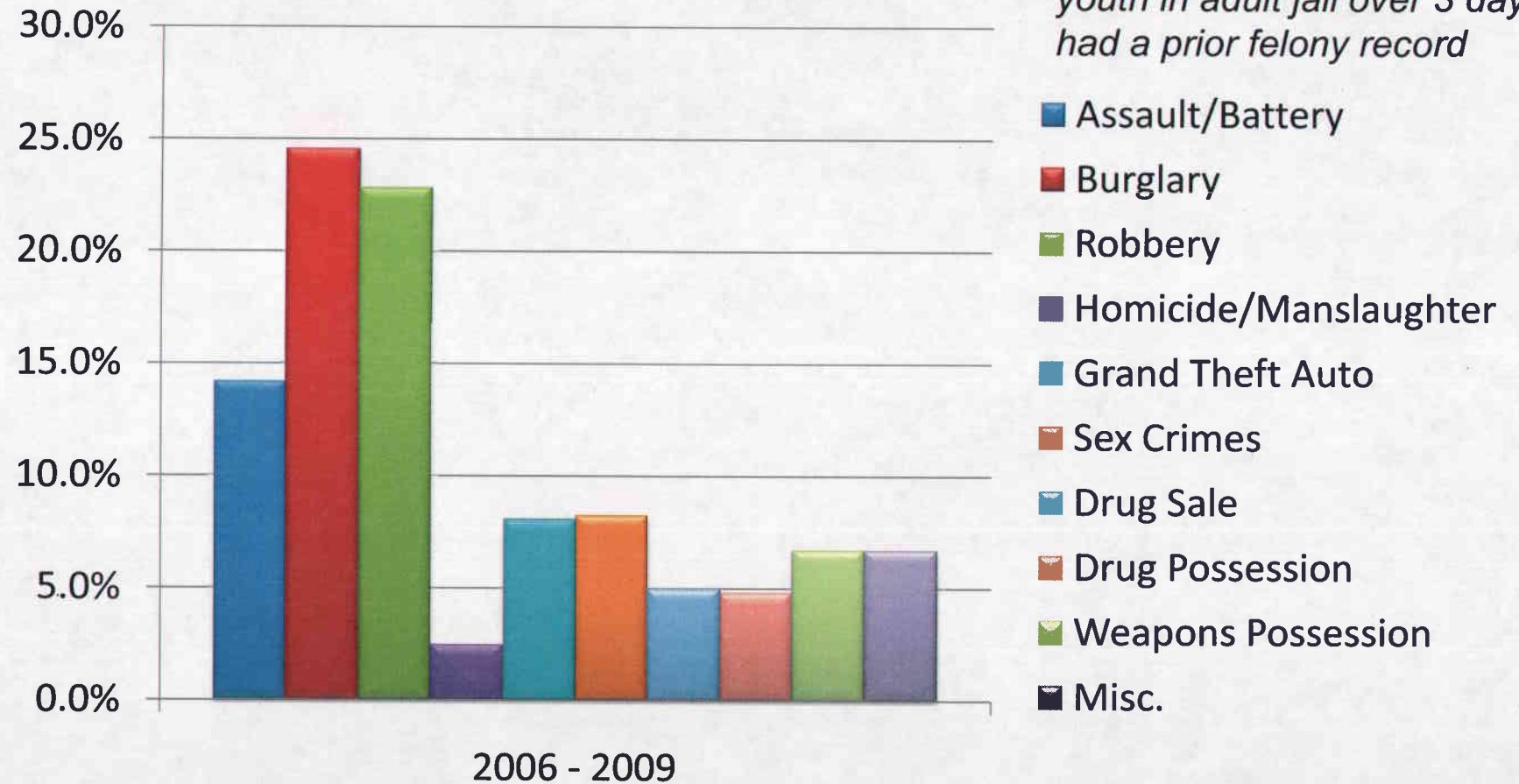
# PBC Jail Juveniles by Race



Data source: PBSO Jail Data for Youth  
spending more than 3 days in jail

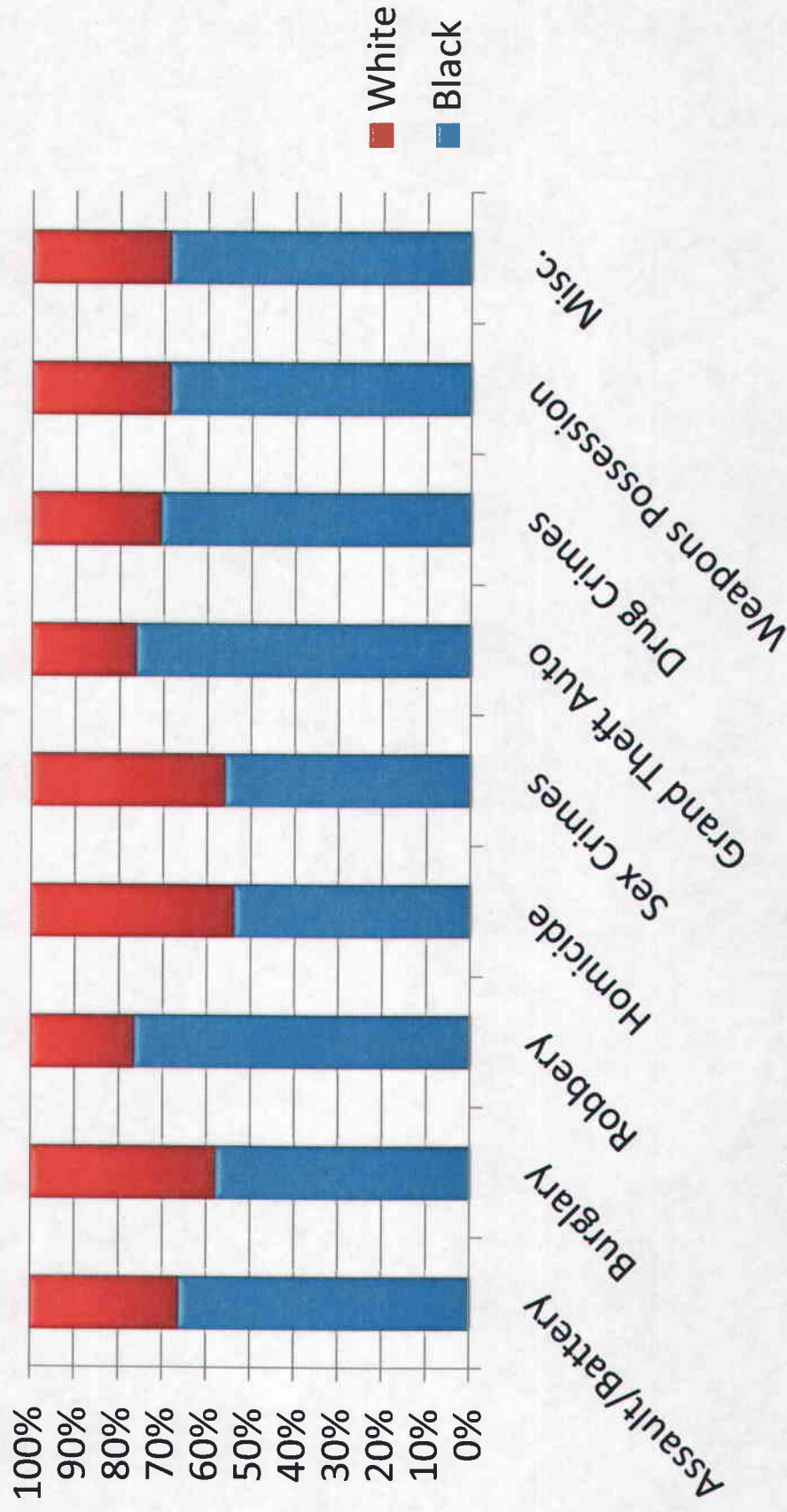
# PBC Jail Juveniles by Crime

*\*NOTE: At least 2/3 of youth in adult jail over 3 days had a prior felony record*



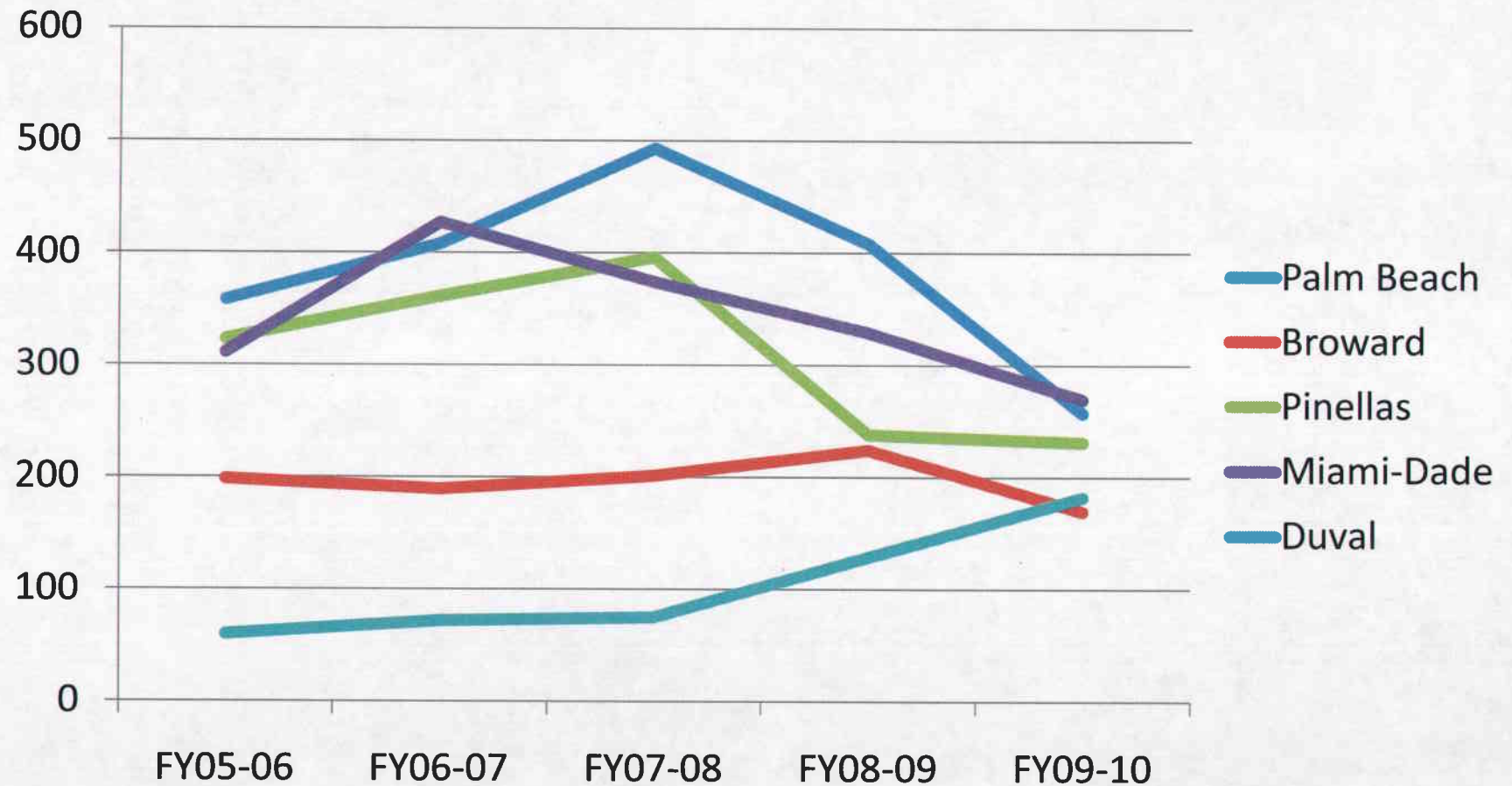
Data source: PBSO Jail Data (Youth who spent over 3 days in adult jail for any reason)

# PBC Jail Juveniles by Crime/Race (2006 – 2009)



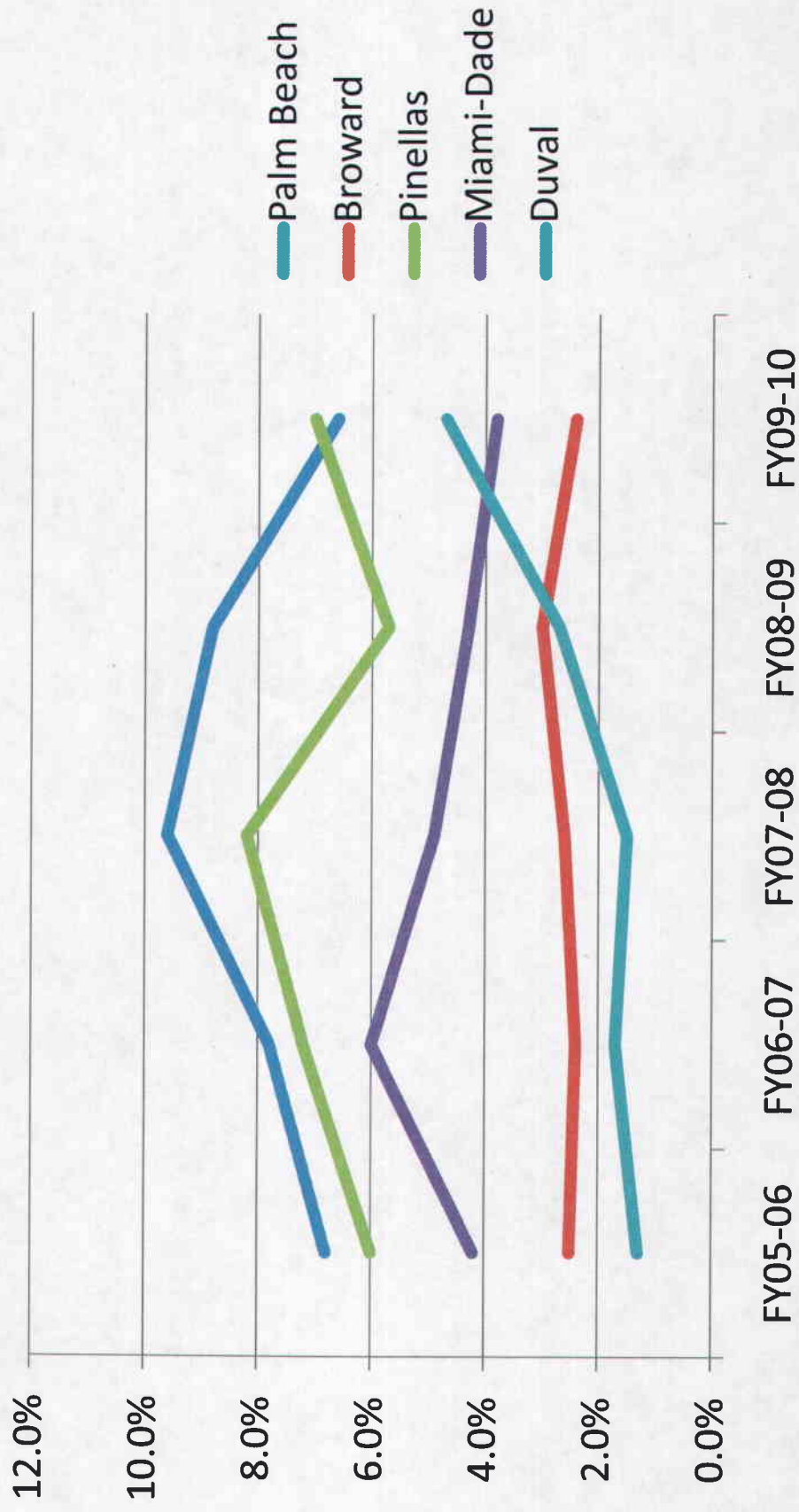
Data source: PBSO Jail Data (Youth who spent over 3 days in adult jail for any reason)

# Number of Youth Direct Filed (compared with other Counties)



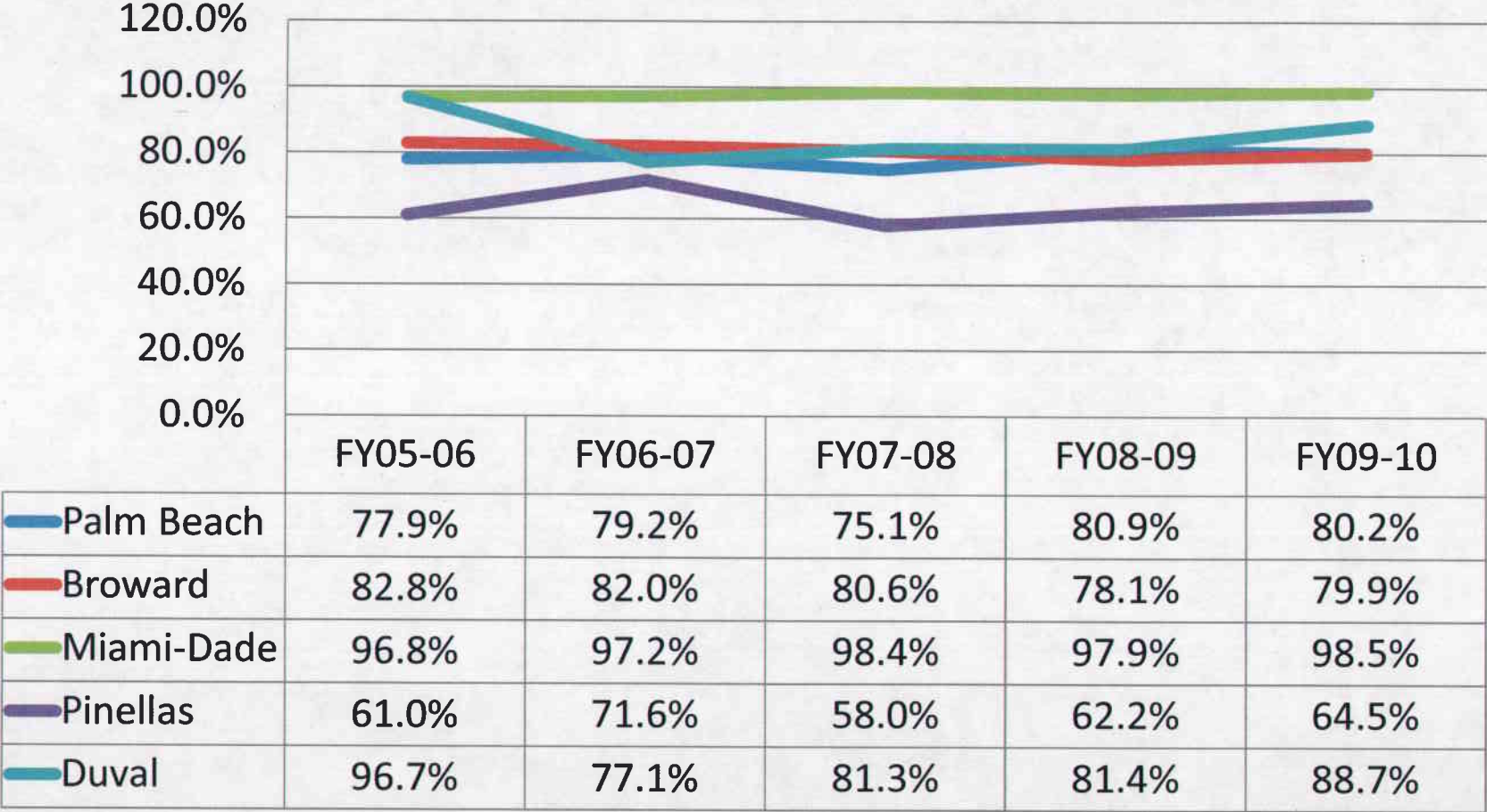
Data source: DJJ

# Ratio of Youth Direct Filed



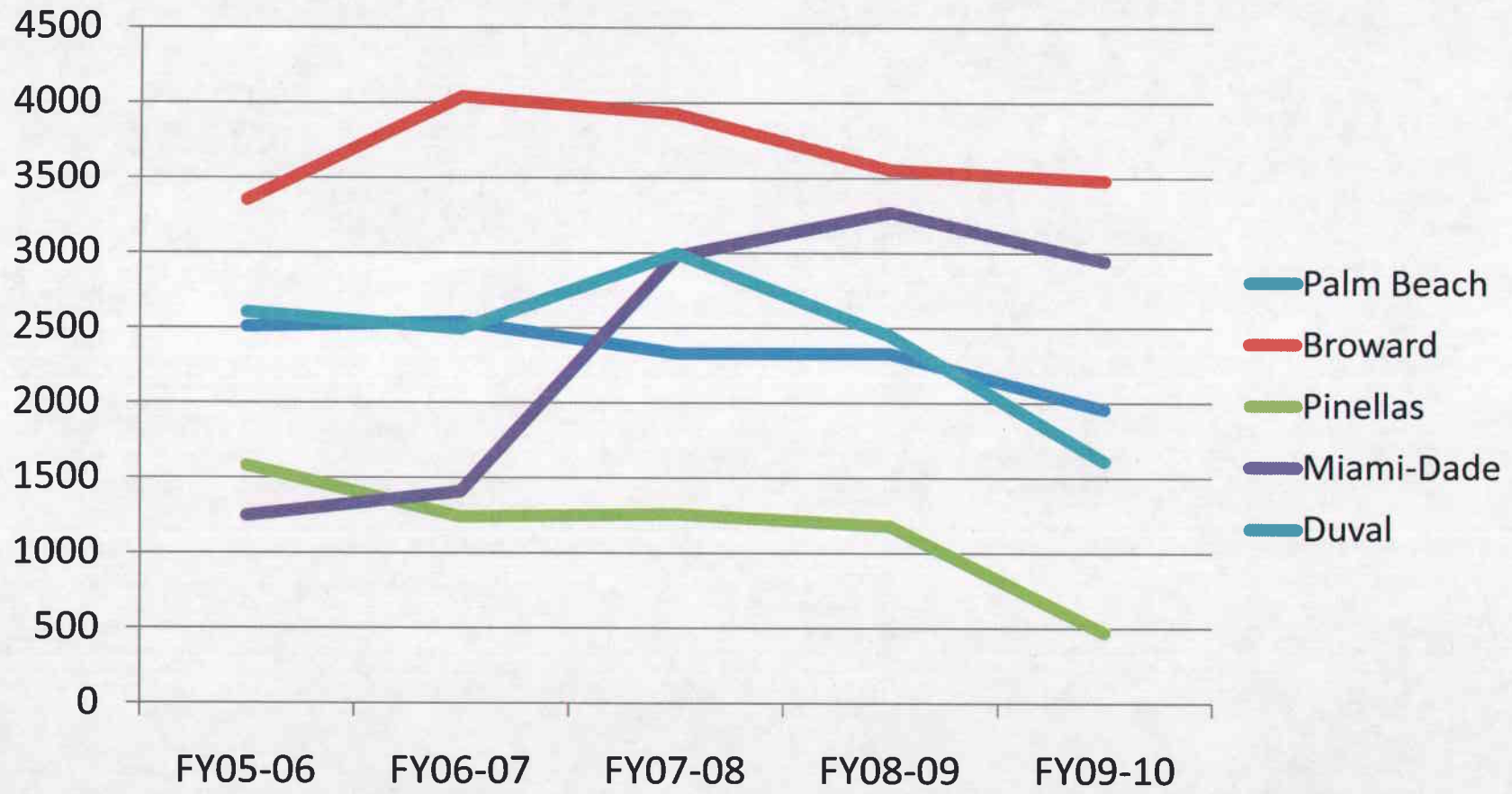
Data source: DJJ

# Ratio of Minority Youth Direct File Comparison



Data source: DJJ (Fiscal Year data beyond 2008-2009 pending)

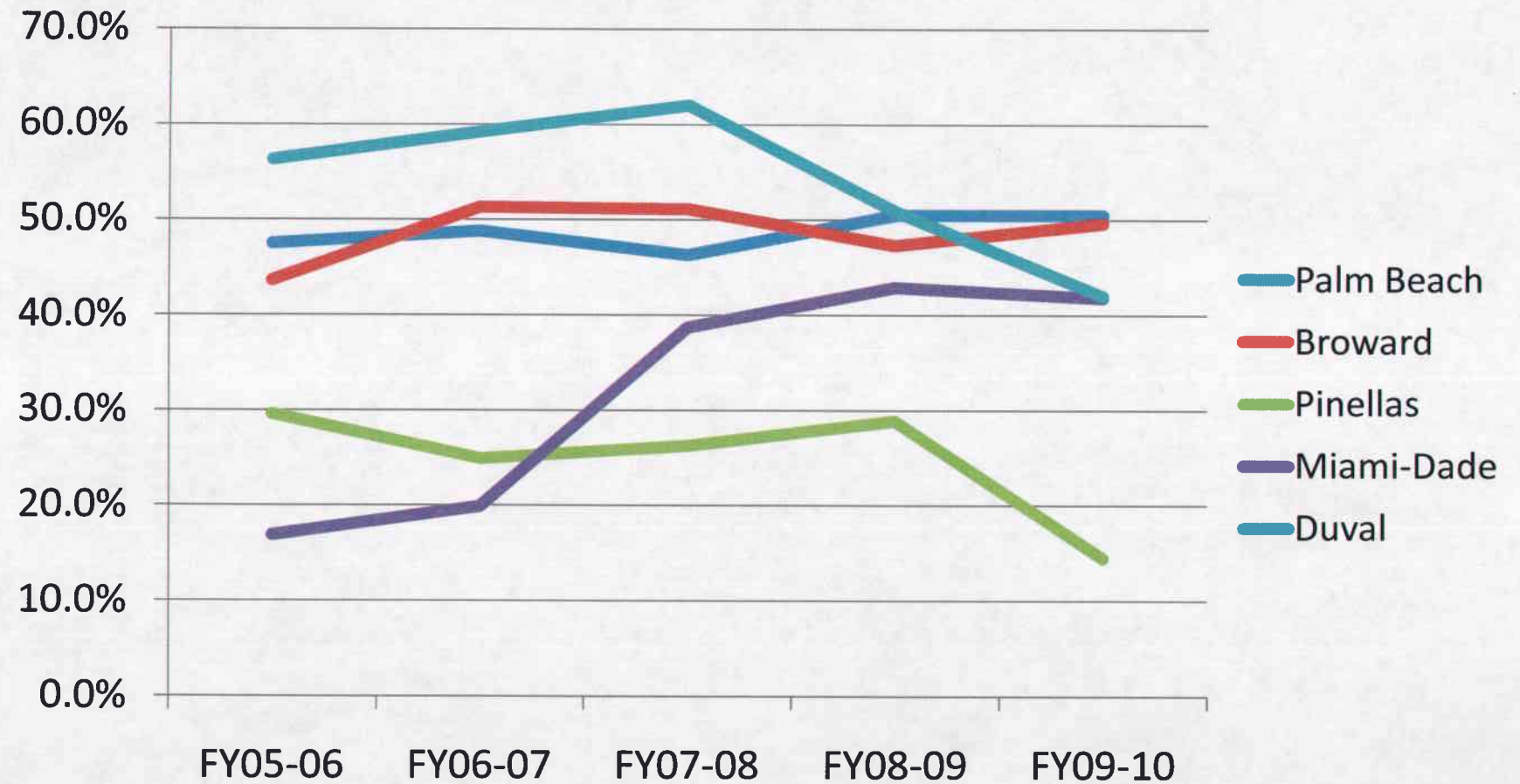
# Number of Youth Diverted from Court



Data source: DJJ

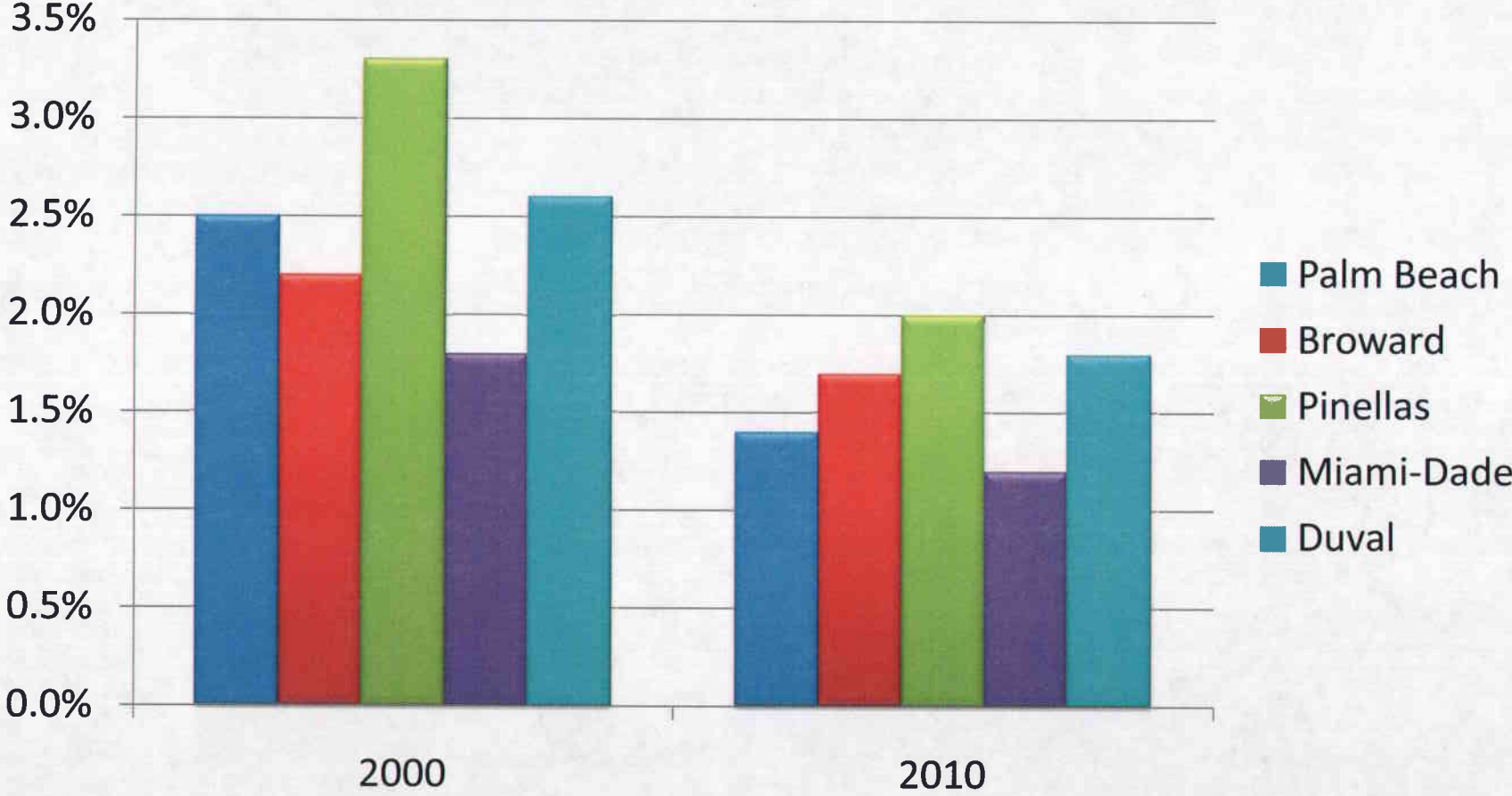


# Ratio of Youth Diverted from Court Comparison



Data source: DJJ

# Percentage of County Youth Referred to DJJ



Data source: DJJ & U.S. Census Data

# PBC Juvenile Justice Trends Summary

- ***Over a 10 year period***, an overall significant downward trend in DJJ Referrals despite an increase in youth population; this trend occurring across similar Counties
- ***Number and ratio of youth Direct Filed in Palm Beach County*** has been dropping since DJJ FY08-09, although remains high in comparison to other Counties
- ***Average daily population of youth in PBC detention center*** has been dropping since DJJ FY06-07; ADP remains low in comparison to other Counties
- ***Average number of youth in County jail*** has had a recent downward trend; from 2008, juvenile ADP reduced by 15.6%
- ***Ratio of youth diverted from court*** remains relatively high in comparison to other Counties
- ***Disproportionately high amounts of Minority Youth*** continue to be involved in Juvenile Justice and Criminal Justice systems in the County