

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: 04/05/11 Consent Regular
 Ordinance Public Hearing

Department:
Submitted By: PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION
Submitted For: PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

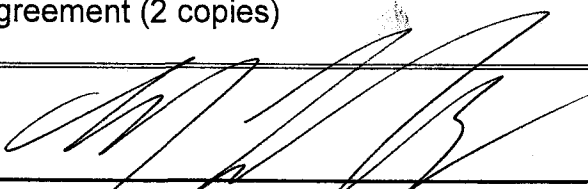
I. EXECUTIVE BRIEF


MOTION AND TITLE: Staff recommends motion to approve: The Third Amendment to the Agreement for services with the Office of the Public Defender extending the agreement from October 1, 2010 to September 30, 2011 for the Ex-Offender Re-entry Program for \$7,000.

SUMMARY: The funds will be used to extend the agreement (R2008-0444, dated 3/11/08) for the Ex-Offender Reentry Program administered by the Public Defender's Office to pay the cost of the project to purchase Florida identification cards and necessary support documentation required by the Department of Highway Safety and Motor Vehicles for inmates about to be released from the county and state correctional facilities. The lack of identification creates a barrier to accessing other services upon release and increases the chances of an individual re-offending and returning to the criminal justice system. Countywide (GB)

BACKGROUND AND POLICY ISSUES: The Ex-Offender Reentry Program is a program under the Public Defender's Office. A needs assessment study conducted by the Palm Beach County Sheriff's Office showed that more than 1,200 inmates needed either new or replacement identification. We see this as a very inexpensive solution to a problem that can be evaluated for effectiveness quickly. An evaluation of the pilot project will be completed in 2011.

ATTACHMENTS:
1. Legal Services Agreement (2 copies)

RECOMMENDED BY:  3/15/11
DEPARTMENT DIRECTOR (Final 1) DATE

APPROVED BY:  3/25/11
ASSISTANT COUNTY ADMINISTRATOR DATE

II. FISCAL IMPACT ANALYSIS

A. FIVE YEAR SUMMARY OF FISCAL IMPACT:

| FISCAL YEAR | 2011 | 2012 | 2013 | 2014 | 2015 |
|-------------------------------|----------------------|-----------------|------------------|--------------------|--------------|
| CAPITAL EXPENDITURES | _____ | _____ | _____ | _____ | _____ |
| OPERATING COSTS | <u>7,000</u> | _____ | _____ | _____ | _____ |
| EXTERNAL REVENUES | <u><7,000></u> | _____ | _____ | _____ | _____ |
| PROGRAM INCOME (County) | _____ | _____ | _____ | _____ | _____ |
| CASH MATCH (County) | _____ | _____ | _____ | _____ | _____ |
| NET FISCAL IMPACT | ===== | ===== | ===== | ===== | ===== |
| # OF ADDITIONAL FTE POSITIONS | _____ | _____ | _____ | _____ | _____ |
| IS ITEM IN CURRENT BUDGET? | YES <u>X</u> | | NO _____ | | |
| BUDGET ACCOUNT NO.: | FUND <u>1505</u> | DEP. <u>762</u> | UNIT <u>7670</u> | OBJECT <u>8101</u> | |

B. RECOMMENDED SOURCES OF FUNDS/SUMMARY OF FISCAL IMPACT:

FY2011 Adopted Budget: \$7,000
 Funding is from the Justice Assistance Grant (JAG) Program

C. DEPARTMENTAL FISCAL REVIEW: Aug 3/15/11

III. REVIEW COMMENTS

A. OFMB FISCAL AND/OR CONTRACT ADMINISTRATION COMMENTS:

OFMB [Signature] 3/23/11
5/3
3/16/11
3/22/11
3/16/11
3/16/11
3/16/11

CONTRACT ADMINISTRATION [Signature] 3/23/11
Edenes 3/23/11

B. LEGAL SUFFICIENCY:
[Signature] 3/25/11
 ASSISTANT COUNTY ATTORNEY

This amendment complies with our review requirements.
 The effective date is retroactive.

C. OTHER DEPARTMENT REVIEW:

THIRD AMENDMENT TO LEGAL SERVICES AGREEMENT

THIS THIRD AMENDMENT, dated this 1st day of March 2011, to the Agreement (R2008-0444) of March 11, 2008, by and between PALM BEACH COUNTY, a political subdivision of the State of Florida, hereinafter referred to as COUNTY, and the Office of the Public Defender, Fifteenth Judicial Circuit, a Florida Constitutional Officer, hereinafter referred to as OFFICE.

WITNESSETH:

WHEREAS, the parties have entered into the Agreement of March 11, 2008 under which the OFFICE agreed to operate a pilot project in the Ex-Offender Re-Entry Program for Florida identification cards for newly released inmates from the county jail and state correctional facilities; and

WHEREAS, the COUNTY agreed to reimburse the OFFICE from the (JAG) LLEBG FUND 1505; and

WHEREAS, the term of said Agreement is from October 1, 2010 through September 30, 2011; and

WHEREAS, the parties mutually desire to extend the Agreement until September 30, 2011.

NOW, THEREFORE, in consideration of the mutual covenants and agreement expressed herein, the COUNTY and OFFICE agree as follows:

1. The term of Agreement is amended to provide that the Agreement shall continue until September 30, 2011.
2. The total amount to be paid by the COUNTY for all services for the period October 1, 2010 through September 30, 2011 under this Agreement shall not exceed Seven Thousand Dollars (\$7,000) from the COUNTY'S (JAG) LLEBG Fund 1505.
3. Both the COUNTY and the OFFICE agree to be governed by this Agreement, as well as applicable State laws, rules and regulations.
4. Modification of this Agreement may be requested by either party. Changes which are mutually agreed upon shall be valid only when reduced to writing, duly signed by each party and attached to the original Agreement.
5. 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 lobbyist in order to ensure compliance with contract specifications and to detect waste, corruption and fraud.

In accordance with Palm Beach County Code, Chapter 2, Article III, Section 2.51., this Third Amendment shall not take effect until executed by the OFFICE and COUNTY.

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

ATTEST:
SHARON R. BOCK,
Clerk & Comptroller

By: _____
Deputy Clerk

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS:

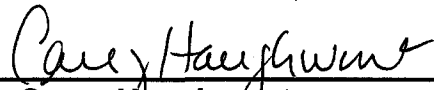
By: _____
Karen T. Marcus
Chair

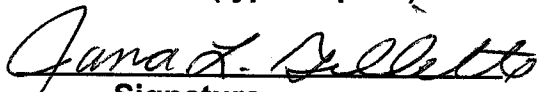
WITNESSES:

OFFICE OF THE PUBLIC DEFENDER
FIFTEENTH JUDICIAL CIRCUIT:


Signature

Scott B. McWebb
Name (type or print)

By: 
Carey Haughwout
Public Defender

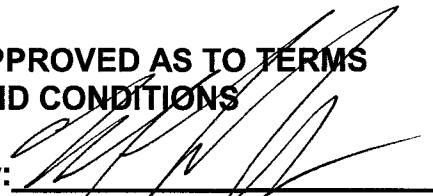

Signature

Jana L. Gillette
Name (type or print)

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: _____
County Attorney

APPROVED AS TO TERMS
AND CONDITIONS

By: 
Michael L. Rodriguez
Executive Director