

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: 8/16/2011

☒ 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: (A) Receive and File A Grant Adjustment Notice from the Florida Department of Law Enforcement (FDLE) to extend the expiration date from June 30, 2011, to September 30, 2011; (B) Approve The Tenth Amendment to the Agreement (R2001-2131) for \$238,915 with the Office of the Public Defender for reentry services extending the Agreement from June 30, 2011 to September 30, 2011 and increasing the award by \$45,515.

SUMMARY: The Tenth Amendment will extend the Agreement (R-2001-2131) from June 30, 2011, to September 30, 2011 and will add \$45,415 in addition to original allocation of \$193,500 for the provision of reentry services and program evaluation. Public Defender Reentry services can assist up to 200 people who voluntarily agree to services. The various components of the project include reentry case work services to the county jail and services for a countywide paralegal. Funds previously allocated for a countywide coordinator have been redistributed for an evaluation of reentry programs. An additional \$45,415 has been added to the project agreement as a result of unexpended Florida Department of Law Enforcement Justice Assistance Grant funds. No matching funds are required. Countywide (GB)

BACKGROUND: Since its inception, the Criminal Justice Commission (CJC) has made Crime Prevention a priority. In 2008, a permanent reentry task force was approved and a formalized structure began to take shape under the leadership of Public Defender Carey Haughwout and retired Senator Harry Johnston II. With this, reentry became a permanent component of the Criminal Justice Commissions' crime prevention strategy. The continuation of this expenditure is requested to formalize and create a sound structure to link countywide reentry services as highlighted in the Assessment of Reentry Services Report created in 2008. This assessment report outlined the deficiencies in Palm Beach County reentry services. Among the deficiencies noted in the report is a lack of countywide services similar to successful programs throughout the country and South Florida. These additional funding opportunities are an effort to create a seamless network of services for reentry in Palm Beach County. Obtaining an independent evaluation of CJC funded reentry services will assist the CJC members in their consideration of future funding aspects for any reentry services.

Attachments:

1. Grant Adjustment Notice from FDLE
2. Tenth Amendment to the Agreement

RECOMMENDED BY:


DEPARTMENT DIRECTOR

(final)

8-5-11
DATE

APPROVED BY:


ASSISTANT COUNTY ADMINISTRATOR

8/11/11
DATE

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2011	2012	2013	2014	2015
Capital Expenditures					
Operating Costs	<u>\$45,415</u>				
External Revenues	<u><\$45,415</u>				
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	<u>0</u>				
POSITIONS (Cumulative)	<u>0</u>				

Is Item In adopted Budget? Yes X No

Budget Account No: Fund 1323 Dept 520 Org 7674 Object

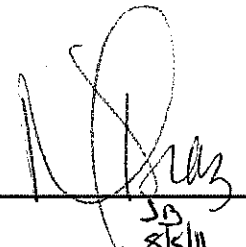
B. Recommended Sources Of Funds/Summary of Fiscal Impact:

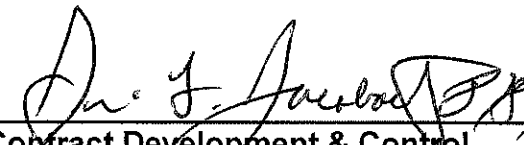
\$193,500 – FY2011 Adopted Budget 1323-520-7674-3401
 \$ 17,958 – Unexpended ARRA Grant funds from FY2010
 \$ 27,457 – Unexpended JAG Program funds from FY2010
 \$238,915

C. Departmental Fiscal Review: ms 7/25/11

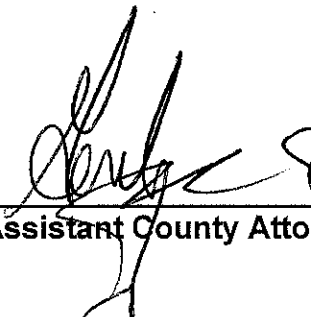
III. REVIEW COMMENTS

A. OFMB Fiscal And/Or Contract Development and Control Comments:

 8/5/2011
 OFMB JS 8/5/11 Rev'd
53 Dept
8/5

 8/11/11
 Contract Development & Control
 The Amendment is
 retroactive in nature.

B. Legal Sufficiency:

 8/10/11
 Assistant County Attorney

Office of Criminal Justice Grants
Florida Department of Law Enforcement
2331 Phillips Road
Tallahassee, Florida 32308

Edward Byrne Memorial JAG Program

GRANT ADJUSTMENT NOTICE

SUBGRANTEE: Palm Beach County Board of Commissioners

TITLE OF PROJECT: PALM BEACH COUNTY WIDE RE-ENTRY PARALEGAL

GRANT NUMBER: 2010-JAGC-PALM-9-4X-234 ADJUSTMENT NUMBER: 4

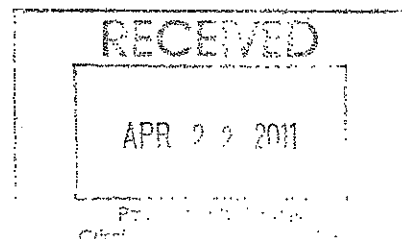
NATURE OF ADJUSTMENT: GrtPerExt

TO SUBGRANTEE:

Pursuant to your request of 04/14/2011 the following change, amendment, or adjustment in the above grant project is approved subject to such conditions or limitations as may be set forth below:

<u>Clayton H. Wilder</u>	<u>4-18-11</u>
Authorized Official	Date
Clayton H. Wilder	
Administrator	

The grant period is extended through September 30, 2011.



NOTE: Retain this Grant Adjustment Notice as part of official project records.



Criminal Justice Commission
301 North Olive Avenue, Suite 1001
West Palm Beach, FL 33401-4705
(561) 355-4943
Fax: (561) 355-4941
www.pbcgov.com/cjc

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

"An Equal Opportunity
Affirmative Action Employer"

April 13, 2011

Mr. Clayton L. Wilder, Administrator
Office of Criminal Grants
Florida Department of Law Enforcement
2331 Phillips Rd.
Tallahassee, FL 32308

ATTENTION: Julie Dillard

2010 JAGC-PALM-9-4X-234

Dear Mr. Wilder,

This letter is to request a GAN for the above referenced grant. The requested changes are non monetary. I am requesting a grant extension until September 30, 2011. This grant is scheduled to end on June 30, 2011.

These changes will allow full utilization of the services offered in this project. Reentry is an important component of our Criminal Justice System.

If there are any questions please do not hesitate to call Rosalind Murray, Project Manager @ 561-355-2332.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Rodriguez".

Michael Rodriguez, Executive Director
Palm Beach County Criminal Justice Commission

CC: Mike Szakacs, CJC
Linda Smith, Public Defender's Office

Application for Funding Assistance

Attachment 1

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

General Project Information

Project Title: PALM BEACH COUNTY WIDE RE-ENTRY PARALEGAL
Subgrant Recipient: Palm Beach County Board of Commissioners
Implementing Agency: Palm Beach County Criminal Justice Commission
Project Start Date: 10/1/2009 **End Date:** 9/30/2011

Problem Identification

Palm Beach County has thousands of people who exit the County jail system on a yearly basis. Many of the returning citizens experience problems with a myriad of legal issues which make returning to society difficult and cumbersome. This new staffing arrangement is designed to ensure that many legal and civil rights are restored.

Project Summary (Scope of Work)

The program is designed to assist clients and former clients resolve legal issues that will help in re-entry efforts. The ParaLegal will be an employee of the Public Defender's Office.

The paralegal will assist with driver's license reinstatement - including getting fines reduced, putting fine payment plans in place, challenging traffic infraction dispositions and assisting with disposition of current cases to ensure that a client does not lose his license; early termination of probation; sealing and expunction; and Restoration of Civil Rights.

Referrals for Sealing and Expunction, and Restoration of Civil Rights will come from the following organizations:

The Clerk of Courts
The Justice Service Centers
The Palm Beach County Bar Association
Palm Beach County Workforce Alliance
Other Community Providers

Referrals for Driver's License reinstatement will come from the attorney on staff at the Public Defenders Office who works on these efforts.

Referrals for probation modifications would come from community service providers and local re-entry partners.

Walk ins will be seen by scheduling an appointment or taken on a case by case basis.

Interviews will be conducted in the County Jail.

Application Ref # 2010-JAGC-1123

Section #2 Page 1 of 2

Contract 2010-JAGC-PALM-9-4X-234

Rule Reference 11D-9.006 OCJG-005 (rev. April 2005)

Application for Funding Assistance

Attachment 1

Florida Department of Law Enforcement
Justice Assistance Grant - County-wide

Section Questions:

Question: Does the Subgrantee receive a single grant in the amount of \$500,000 or more from the U.S. Department of Justice?

Answer: Yes

Question: Does the Implementing Agency receive a single grant in the amount of \$500,000 or more from the U.S. Department of Justice?

Answer: Yes

Application Ref # 2010-JAGC-1123

Section #2 Page 2 of 2

Contract 2010-JAGC-PALM-9-4X-234

Rule Reference 11D-9.006 OCJG-005 (rev. April 2005)

TENTH AMENDMENT TO LEGAL SERVICES AGREEMENT

THIS TENTH AMENDMENT, dated this First day of July 2011, to the Agreement (R2001-2131) of December 4, 2001, 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 December 4, 2001 under which the OFFICE agrees to operate the Ex-Offender Re-Entry Program, as more specifically set forth in the Scope of Work as detailed in "Exhibit A" of said Agreement; and

WHEREAS, the COUNTY agrees to reimburse the OFFICE from Federal Edward Byrne Memorial Justice Assistance Grant (JAG) Funds, and the Florida Department of Law Enforcement Edward Byrne Memorial JAG Program for contracted personnel, programming, program evaluation, and some operating expenses; and

WHEREAS, the term of said Ninth Amendment to the Agreement is from December 4, 2001 to June 30, 2011 and provided for the inclusion of required language relating to the Office of the Inspector General; and

WHEREAS, the parties mutually desire to extend the Agreement for an additional three months, to September 30, 2011; and

WHEREAS, the parties mutually desire to increase the amount of funds by \$45,415.

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

1. The term of Agreement (R2001-2131) is amended to provide that the Agreement shall continue until September 30, 2011.
2. An additional \$45,415 will be added to the not to exceed amount of the Agreement (R2001-2131) for services provided during the additional three months.
3. Subject to the receipt of the applicable Federal funding, the total amount to be paid by the COUNTY for all services for the period October 1, 2009 to September 30, 2011 under this TENTH Amendment shall not exceed Two Hundred Thirty-Eight Thousand Nine Hundred Fifteen Dollars (\$238,915).

All other provisions of said Agreement are hereby confirmed, and except as provided herein are not otherwise altered or amended. All the terms and conditions of the Agreement of December 4, 2001, as amended, and are hereby confirmed and remain in full force and effect.

In accordance with Palm Beach County Code, Chapter 2, Article III, Section 2.51., this TENTH 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 Contract on behalf of the COUNTY and OFFICE has hereunto set its hand the day and year above written.

ATTEST:
SHARON R. BOCK,
Clerk & Comptroller

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS:

By: _____
Deputy Clerk

By: _____
Karen T. Marcus, Chair

OFFICE OF THE PUBLIC DEFENDER
FIFTEENTH JUDICIAL CIRCUIT:

By: Carey Haughwout
Carey Haughwout
Public Defender

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

By: _____
County Attorney

APPROVED AS TO TERMS
AND CONDITIONS

By: Michael L. Rodriguez
Michael L. Rodriguez
Criminal Justice Commission
Executive Director

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET TRANSFER

Page 1 of 1

BGEX 767-061511*1745

FUND 0001 - General Fund

Use this form to provide budget for items not anticipated in the budget.

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED as of 7/13/11	REMAINING BALANCE
<u>EXPENDITURES</u>								
820-9900-9922	Reserves - Balances Forward	62,000,000	88,201,088		27,457	88,173,631		88,173,631
820-9100-9062	Transfer to Fund 1323	537,982	537,982	27,457		565,439	90,206	475,233
<u>TOTAL EXPENDITURES</u>				<u>27,457</u>	<u>27,457</u>			

Criminal Justice Commission

INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval

OFMB Department - Posted

Signatures

Date

mg 7/13/11

By Board of County Commissioners
At Meeting of 8/16/11

Deputy Clerk to the
Board of County Commissioners

11-

**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT**

FUND 1323 - Criminal Justice Trust Fund

Page 1 of 1

RECEIVED
JUL 26 2011
Palm Beach County
Criminal Justice Commission

BGEX 767-061511*1746

BGRV 767-061511*545

Use this form to provide budget for items not anticipated in the budget.

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED as of 7/13/11	REMAINING BALANCE
<u>REVENUES</u>								
Public Defender Re-entry Program 520-7674-8000	Transfer from General Fund	537,982	537,982	27,457	0	565,439		
<u>TOTAL REVENUES</u>		731,482	749,440	27,457	0	776,897		
<u>EXPENDITURES</u>								
Public Defender Re-entry Program 520-7674-3401	Other Contractual Services	193,500	211,458	27,457	0	238,915	193,500	45,415
<u>TOTAL EXPENDITURES</u>		731,482	749,440	27,457	0	776,897	404,630	372,267

Criminal Justice Commission

INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval

OFMB Department - Posted

Signatures

Date

[Signature] 7/25/11

By Board of County Commissioners
At Meeting of 8/16/11

Deputy Clerk to the
Board of County Commissioners