Agenda Item #: 3Q-2

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

# AGENDA ITEM SUMMARY

Meeting Date: <u>5/5/15</u>

[X] Consent [] [] Ordinance []

[ ] Regular [ ] 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 Receive and File Second Amendment to Interlocal Agreement for Community Reentry with the Office of the Public Defender, 15<sup>th</sup> Judicial Circuit decreasing the amount by \$23,186 to a new amount not to exceed of \$120,347.

**Summary:** The original Interlocal Agreement with the Office of the Public Defender, 15<sup>th</sup> Judicial Circuit (R-2014-0317), provided community reentry services for the period October 1, 2013, through September 30, 2014 for a total amount not to exceed \$99,082. The First Amendment (2015-0080), extended the period to September 30, 2015 and increased the total amount to \$143,533. This amendment decreases the total amount by \$23,186 for a new amount not to exceed \$120,347 because of vacant staff positions in order to fully utilize allocated funding. This Interlocal Agreement has been fully executed on behalf of the Board of County Commissioners (Board) by the County Administrator/Executive Director of the Criminal Justice Commission (CJC) in accordance with Resolution R2014-1836 and are now being submitted to the Board to receive and file. There is no cost to the county. <u>Countywide (JB)</u>

**Background and Justification:** The Criminal Justice Commission (CJC) received Department of Justice grants for FY2015. The grant programs allow local governments to support a broad range of criminal justice activities to prevent and control crime based on local needs and conditions. In accordance with County PPM CW-0-051, all delegated contracts/agreements/grants must be submitted by the initiating Department as a Receive and File Agenda Item

#### Attachments: 1. E

Executed Interlocal Agreement

**Recommended by:** Department Director Approved By County/Deputy/Assistant County Administrator

# II. FISCAL IMPACT ANALYSIS

# A. Five Year Summary of Fiscal Impact:

Fiscal	Years	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	
Capita Exper	al nditures						
Opera	ting Costs	<u>(23,186)</u>					
Extern	nal Revenues	<u>23,186</u>			terrer discussion della		
-	am Income (County	/)					
In-Kin	d Match (County)						
NET	FISCAL IMPACT						
	DDITIONAL FTE	)					
Is Item Included In Current Budget? Yes <u>X</u> No							
Budget Account No.: Fund <u>1507</u> Department <u>762</u> Unit <u>7669</u> Object <u>8101</u>							
В.	Recommended So Fund: 1507 - Crimin		-	of Fiscal Im	oact:		

Unit: 7699 - FY2012 Second Chance Act Prisoner Reentry Initiative Budget adjustments were already processed in March 2015. Departmental Fiscal Review: Jupphanil September 2015.

### **III. REVIEW COMMENTS**

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

115

Β. **Legal Sufficiency:** 

C.

Assistant County Attorney

С. **Other Department Review:** 

**Department Director** 

**REVISED 9/03** ADM FORM 01 (THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

# SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR COMMUNITY REENTRY

THIS SECOND AMENDMENT TO INTERLOCAL AGREEMENT (hereinafter "Second Amendment"), is made as of this 23 day of Marcon, 2015 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 the Office of the Public Defender,  $15^{\text{th}}$  Judicial Circuit, a State agency located in Palm Beach County, Florida (herein referred to as the "OFFICE") whose Federal ID No. is 03-377194, each one constituting a public agency as defined in Part I of Chapter 163, Florida Statutes.

#### WITNESSETH:

WHEREAS, the Parties, entered into that certain Interlocal Agreement ("Agreement") on January 7, 2014 (R2014-0317) which provided an amount not to exceed \$99,082; and

WHEREAS, the First Amendment to Agreement dated September 23, 2014 provided an amount not to exceed \$143,533, and extended the term to September 30, 2015; and

WHEREAS, the OFFICE's responsibilities under the Amended Agreement are to provide exoffender reentry services consistent with the County's Reentry Initiative and the goal of reducing recidivism; and

WHEREAS, the Parties have agreed to a reduction of that amount for a new not to exceed \$120,347; and

**NOW THEREFORE**, the above named Parties hereby mutually agree to further revise the Agreement as amended, and enter into this Second Amendment as follows:

- I. The foregoing recitals are true and correct and incorporated herein by reference. All defined terms as used in this Second Amendment shall have the same meaning and effect ascribed to them in the Agreement, as amended.
- II. Section 3 (Payments to the Office) is amended to decrease the total contract amount by \$23,186 to a new amount not to exceed \$120,347. Exhibit "BB-01" to the First Amendment will be replaced in its entirety by Exhibit "BB-02" attached hereto.
- III. Except as modified by this Second Amendment, the Agreement, as amended, remains unmodified and in full force and effect and the parties hereby ratify, confirm and adopt the Agreement, as amended, in accordance with the terms thereof.

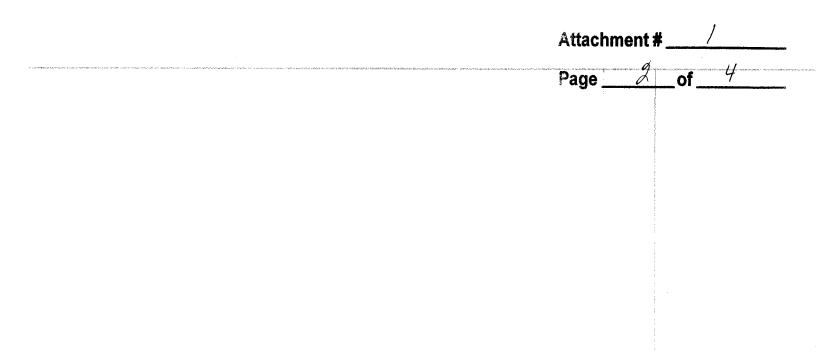
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**IN WITNESS WHEREOF**, the Board of County Commissioners of Palm Beach County, Florida, through its authorized representative, has made and executed this Second Amendment on behalf of the COUNTY and the OFFICE has hereunto set its hand the day and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

# OFFICE OF THE PUBLIC DEFENDER FIFTEENTH JUDICIAL CIRCUIT

us Haushi By: \_ Carey Haughwout, Publie Defender

# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

By;∕ Michael L. Rodriguez, Executive Director

Criminal Justice Commission

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: Assistant County Attorney

APPROVED AS TO TERMS AND CONDITIONS

By: Stile < Arlene Griffiths

Senior Criminal Justice Analyst, Reentry Criminal Justice Commission

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Public Defender Community Budget 2013-15 Exhibit BB-02

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#### **BUDGET WORKSHEET**

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Attachment #

1. Reentry Paralegal		\$65,896
2. DOC Prep Reentry Paralegal		\$44,453
	SUB-TOTAL PERSONNEL	\$110,347
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B. OPERATIONAL EXPENSES	·	
1. Ex-Offender Support Services		\$10,000
· · · · · · · · · · · · · · · · · · ·		
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	SUB-TOTAL OPERATIONAL	\$10,000
C. CAPITAL EXPENDITURES		
	SUB-TOTAL CAPITAL	\$1
TOTALS		
A. PERSONNEL: Salaries and Benefits		\$110,34
B. OPERATIONAL EXPENSES		\$10,00
C. CAPITAL EXPENDITURES		\$
	TOTAL PROJECT BUDGET	\$120,347