

County of Santa Clara Probation Department Juvenile Services




PRO04 051909

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DATE: May 19, 2009

TO: Board of Supervisors

FROM: 
Sheila E. Mitchell
Chief Probation Officer

SUBJECT: American Recovery and Reinvestment Act (ARRA) - Edward Byrne Memorial Competitive Grant Application

RECOMMENDED ACTION

Consider recommendations relating to the Office of Justice Program's Bureau of Justice Assistance (BJA) FY 09 American Recovery and Reinvestment Act (ARRA): Edward Byrne Memorial Competitive Grant application

Possible action:

- a. Approve delegation of authority to the Chief Probation Officer, or designee, to submit Santa Clara County's Grant Application to the BJA, accept grant funds, and to negotiate, execute and terminate any necessary contracts, amendments, annual renewals or extensions in an amount not to exceed \$2,288,474 (option 1) or \$1,307,884 (option 2) for a period July 1, 2009 through June 30, 2011, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2011.
- b. Ratify the grant application submitted for the American Recovery and Reinvestment Act: Edward Byrne Memorial Competitive Grant Program by the Probation Department to the BJA for the reinforcement and rehabilitation of juveniles by providing comprehensive services and supervision for the Community Probation Program.

FISCAL IMPLICATIONS

There is no impact to the General Fund with the approval of the recommended action. There is no match required for this funding opportunity. The funding requested under Option 1 is \$2,288,474, and \$1,307,884, under Option 2, for a period of two years. The grant announcement does not specify when funds will be available.

It is anticipated that the combination of grant funds from the Juvenile Justice Crime Prevention Act and the Youthful Offender Block Grants will sustain the program after the two year grant period. In the event that grant funding is no longer available, the Department will assess its existing programs to determine the feasibility of incorporating the Community Probation program within its budget. The Community Probation program will be deleted if the Department's budget is unable to sustain the program.

CONTRACT HISTORY

There is no contract history associated with this grant opportunity.

REASONS FOR RECOMMENDATION

On April 5, 2005, the Board of Supervisors approved a countywide process for grant applications. Requests for grant applications over \$250,000 must be made to the Board of Supervisors. Departments are required to seek retroactive approvals from the relevant approving authority when it had not been feasible to receive approval prior to applying for the grant. In this instance, due to the imposed time constraints for submission of the application, set by the funding agency, the Department was unable to seek prior approval.

The ARRA - released on March 19, 2009, the Byrne Competitive Program, administered by BJA, helps improve criminal justice systems, provides assistance to victims of crime (other than compensation), and provides programs and efforts such as training and technical assistance to strategically address the needs of state and local justice systems and communities. Priority will be given to applications that demonstrate the use of evidence-based practices and/or data-driven strategies.

The grant provides a selection of eight categories to choose from and the Probation Department has chosen to apply for Category II. Applications under Category II intend to increase the number of neighborhood-based probation, parole, and community corrections officers and provides funding for "...neighborhood probation and parole officers. Community corrections professionals play a key role in both aiding prisoner reentry and preventing crime by monitoring and engaging adult and juvenile offenders in effective case management and offender supervision. Probation, parole, and community corrections officers help jurisdictions "manage down" the incarceration costs by allowing them to release non-violent offenders earlier into the community, thus helping relieve the burden on stretched state and local budgets..."

The overarching goal of this project is to quickly implement the Community Probation model that will aid in the re-entry of previously incarcerated youth. Additionally, Community Probation will prevent crime among the re-entry youth,

probation wards, and at risk juvenile populations within the East San Jose community which includes the zip codes with the highest number of referrals to Probation.

Community Probation is a relatively new model of juvenile field supervision that integrates the work of probation officers, law enforcement officers and other youth service agencies, including schools, recreation departments and community based organizations to deliver services to juvenile probationers. A collaborative effort between these youth serving organizations enables a multi-disciplinary team to solve problems by working with clients and families. It also helps probation departments monitor compliance with court-ordered conditions and ensure that minors complete restitution to victims and community service orders. The Community Probation Program assumes a non-traditional, proactive role to assist the client to develop the means to be successful in meeting the expectations of their probation orders. These design elements serve the overlapping goals of crime control, crime reduction, and rehabilitation.

BACKGROUND

The ARRA emphasizes accountability and transparency, which expands upon the OJP's standard grant reporting requirements. In particular, 1512 (c) of the ARRA set out detailed requirements for quarterly reports that must be submitted within 10 days of the end of each calendar quarter, starting July 10, 2009. Receipt of funds will be contingent on meeting the ARRA reporting requirements. The Probation Department acknowledges this emphasis and commits itself to meeting the additional requirements of this grant. The Department has shared the appropriate documents with the Office of Intergovernmental Relations for posting to the County's website. If an award is received, the Department will advise the Office of the County Executive and share copies of its quarterly progress reports.

The OJJDP Program Manager indicated that over 1000 applications were expected to be received for this program. The recommendation from the Program Manager was to create two funding options in the grant application to maximize the chance of receiving an award. Option 1 allowed the funding of 10 Deputy Probation Officers III/II/I and 1 FTE Supervising Probation Officer, and Option 2 allowed the funding of 5 FTE Deputy Probation Officers III/II/I and 1 FTE Supervising Probation Officer. The grant fully supports the salaries and benefits for the additional Probation Officer positions. Any additional services and supplies items required for the program's operation are incorporated in the Probation Department's budget.

Through this grant, a Supervising Probation Officer will supervise the unit of Deputy Probation Officers to be stationed at either ten (10) schools (Option 1) or five (5) schools (Option 2) in East San Jose to supervise and implement delinquency prevention strategies and activities for youth returning from six to eight months in the County ranches; wards on formal supervision; and/or youth at risk to commit crimes. The Department in collaboration with the partnering school districts will identify the participating schools upon receipt of the grant award. Community Probation strategies will include needs and strengths assessment using an evidence-based tool for youth on probation, development of case plans resulting from the assessment, monitoring to ensure attendance at referred services, exposure to opportunities and experiences these youth might not normally have. The Deputy Probation Officer will collaborate with school staff to create a culture of non-violence, assist with behavioral issues, liaison with school staff, and attend school safety meetings.

The Community Probation Program will encompass the following:

- Create either six or eleven positions in the probation officer series that will be sustained after the two year funding period through non-General Fund revenue.
- Reinforce the rehabilitation of juveniles returning to the community after six to eight months in the Enhanced Ranch programs and provide comprehensive services and

supervision as documented by performance measures such as the completion of case plans, record of contacts, attendance at referred services and schools, enrollment in job training programs, and low recidivism rates.

- Prevent crime by providing comprehensive services and supervision to youth on formal probation, as documented by performance measures such as the completion of case plans, record of contacts, attendance at referred services and at school, enrollment in job training programs, completion of probation, and low recidivism rates.
- Work with schools to increase safety and prevent crime by students who are in the general population as needed, with the performance documented by data on incidents at the school sites, and a survey of school staff.

The Probation Department has ongoing collaborative relationships with the Eastside Union High School District (ESUHSD), San Jose Unified School District and the San Jose Police Department. Since the Fall of 2008, two Deputy Probation Officers are stationed in high schools, one in ESUHSD and the other in San Jose Unified School District. These DPO's work with high risk juveniles, where the superintendent welcomes additional collaborations. This model allows the agencies to provide input into a specific youth's needs and to develop a plan for how the agencies can work together to achieve the goals for youth. Also, the Probation Department has excellent working relations with service providers that provide strength-based and family-focused services that are mindful of the ethnic and cultural diversity of its communities.

CONSEQUENCES OF NEGATIVE ACTION

The County of Santa Clara will withdraw its application to pursue the grant available through the BJA for creating a Community Probation Program.

STEPS FOLLOWING APPROVAL

Upon the Board of Supervisors' approval, the Clerk of the Board's Office is requested to send a certified copy of the transmittal as well as Keyboard notification of the completed process to Delores Nnam, Jackie Howe, and Jessie Fuentes of the Probation Department.

ATTACHMENTS

- Grant Application for ARRA - Edward Byrne Memorial

U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**This attachment is on file with the
Clerk of the Board of Supervisors
located at: 70 W. Hedding St.; San
Jose, CA; East Wing; 10th Floor**

OMB No. 1121-0323



The U.S. Department of Justice, Office of Justice Programs' (OJP) Bureau of Justice Assistance (BJA) is pleased to announce that it is seeking applications for funding under the Recovery Act Edward Byrne Memorial Competitive Grant Program.

On February 17, 2009, President Obama signed into law the landmark American Recovery and Reinvestment Act of 2009 (the "Recovery Act"). As one of its many elements, the Recovery Act provides the U.S. Department of Justice (DOJ) with funding for grants to assist state, local, and tribal law enforcement (including support for hiring), to combat violence against women, to fight internet crimes against children, to improve the functioning of the criminal justice system, to assist victims of crime, and to support youth mentoring. DOJ is committed to working with our national, state, local and tribal partners to ensure this funding invests in the American workforce.

Specifically, under this solicitation, BJA will assist state, local, and tribal jurisdictions in improving the criminal justice system, providing assistance to victims of crime (other than compensation) and supporting communities in preventing drug abuse and crime. Note: In addition to the purposes cited above, the Recovery Act authorizes Byrne Competitive grant funding for "youth mentoring grants." Applications for this aspect of the program are being solicited separately by OJP.

Recovery Act: Edward Byrne Memorial Competitive Grant Program Announcement

Eligibility

Applicants are limited to national, regional, state, or local public and private entities, including for-profit (commercial) and nonprofit organizations, faith-based and community organizations, institutions of higher education, tribal entities, and units of local government that support initiatives to improve the functioning of the criminal justice system and provide assistance to victims of crime (other than compensation).

(See "Eligibility," page 2)

Deadline

Registration with OJP's Grants Management System (GMS) is required prior to application submission.

Applicants must obtain a DUNS number from Dun and Bradstreet prior to application submission. Applicants must register with the Central Contractor Registration (CCR) database.

(See "Deadline: Registration," page 2)

All applications are due by 8:00 p.m. Eastern Time on April 27, 2009.

(See "Deadline: Applications," page 2)