Board Agenda Item 38

DATE: March 1, 2016

TO: Board of Supervisors

SUBMITTED BY: Rick Chavez, Chief Probation Officer

SUBJECT: Second Amendment to Agreement #11-105 with B.I. Incorporated to operate an adult
                      Day Reporting Center for the Probation Department

RECOMMENDED ACTION(S):

Approve and authorize the Chairman to execute Second Amendment to Agreement #11-105 with B.I. Incorporated, extending the term through June 30, 2016 with no increase in the agreement maximum of $3,280,000.

There is no additional net County cost associated with the recommended action. The current contract with B.I. Incorporated for the adult Day Reporting Center (DRC) expires March 31, 2016. This amendment will allow B.I. Incorporated to continue operating the DRC for the Probation Department from April 1, 2016 through June 30, 2016. This three month extension will prevent an interruption in the operation of the DRC while the selection process for Request for Proposal (RFP) #952-5395 and subsequent contract negotiations are completed.

ALTERNATIVE ACTION(S):

If the recommended action is not approved, there may be an interruption in the operation and services of Probation's adult DRC while the formal bidding process is being completed.

FISCAL IMPACT:

There is no additional net County cost associated with the recommended action. This program is funded with Senate Bill 678 (Community Corrections Performance Incentive Act) under which costs avoided by the State in new prison admissions are shared with counties that have successful felony probation programs.

The existing Agreement has a tiered pricing structure based on the DRC's average daily population (ADP) enrolled in the program every month as follows:

ADP	Monthly Charge
under 51	$33,333
between 51 and 75	$47,500
between 76 and 100	$60,000

In the original Agreement, the contract maximum was $400,000 per contract year. The ADP pricing structure outlined above went into effect on April 1, 2012 with your Board's approval of the First Amendment to the Agreement on March 27, 2012. Under this ADP pricing structure, the maximum dollar amount per contract year is $720,000. Throughout the term of the agreement, Probation has never had an ADP reach the highest priced tier, and does not anticipate going over an ADP of 50 which allows for no increase to the maximum compensation amount of $3,280,000. Appropriations and estimated revenues for FY 2015-16 have been included in the Probation Department's Adopted Organization 3430 Budget.

DISCUSSION:

On March 22, 2011, after the completion of the formal bidding process, your Board approved a five year agreement effective April 1, 2011 through March 31, 2016 with B.I. Incorporated to establish and operate an adult DRC. On March 27, 2012, your Board also approved the first amendment to the agreement, which expanded the DRC to allow an increase in the maximum number of program slots to accommodate additional referrals to the DRC from Probation's Post Release Community Supervision Program.

The DRC currently offers proven evidence-based programming to adult offenders, which includes but is not limited to: daily check-ins, random drug testing, job skills training/placement, substance abuse counseling, anger management, family and parenting counseling, educational services/GED, life skills, relapse prevention, and mental health assessment.

The recommended action will allow the services and operation of the DRC to continue uninterrupted while Probation completes the formal bidding process which was initiated with the release of an RFP by County Purchasing on November 10, 2015. It is anticipated the RFP selection process and subsequent contract negotiations will conclude by April allowing Probation to return to your Board in either May or June with a recommended vendor and new contract to continue operation of the DRC.

REFERENCE MATERIAL:

BAI #31, March 22, 2011
BAI #42, March 27, 2012

ATTACHMENTS INCLUDED AND/OR ON FILE:

On file with Clerk - Second Amendment to Agreement 11-105

CAO ANALYST:

Samantha Buck