



# County of Fresno

Hall of Records, Rm. 301  
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Fresno, California  
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## Legislation Text

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**File #:** 18-0957, **Version:** 1

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**DATE:** November 6, 2018

**TO:** Board of Supervisors

**SUBMITTED BY:** Kirk Haynes, Chief Probation Officer

**SUBJECT:** Retroactive Revenue Agreement with Fresno County Superintendent of Schools for funding of one Deputy Probation Officer position at Violet Heintz Education Academy - Day Reporting Center

### RECOMMENDED ACTION(S):

**Approve and authorize Chairman to execute a retroactive revenue Agreement with the Fresno County Superintendent of Schools for funding of one Deputy Probation Officer position at the Violet Heintz Education Academy - Day Reporting Center from July 1, 2018 through June 30, 2019 (\$139,979).**

There is no additional Net County Cost associated with the recommended action. Fresno County Superintendent of Schools (FCSS) will provide a total of \$139,979 in funding toward the cost of one (1) existing Deputy Probation Officer (DPO) position. The remaining direct costs for this position will be paid for with Juvenile Justice Crime Prevention Act (JJCPA) funds. The existing program at the Violet Heintz Education Academy - Day Reporting Center (VHEA-DRC) consists of a collaborative effort between the Probation Department and FCSS. The Probation Department participates in the decision-making and delivery of services for this program with the objective to continue to provide transitional assistance to youth returning to the community from an institutional setting.

Due to the collaborative nature of this agreement, the Department recommends your Board deviate from County policy requiring full cost recovery (including indirect costs). This practice is consistently applied to similar agreements with other schools. This item is countywide

### ALTERNATIVE ACTION(S):

If your Board does not approve the recommended action, the Probation Department will not have sufficient funding to continue providing services to the VHEA-DRC.

### RETROACTIVE AGREEMENT:

The Probation Department has been in discussions with FCSS regarding the continuation of probation services being provided by an on-site DPO assigned to the VHEA-DRC. On September 17, 2018, FCSS signed the agreement, signaling completion of district commitments, allowing Probation to proceed with bringing the agreement before your Board on the next available Board date within established County deadlines. The next available Board of Supervisors meeting date within the established deadlines is November 6, 2018.

### FISCAL IMPACT:

There is no additional Net County Cost associated with the recommended action. The total cost for the DPO is \$151,979 and includes \$139,979 in salary and benefits and \$12,000 in estimated services and supplies, which includes vehicle and radio costs. FCSS will provide a total of \$139,979 towards the costs and the remaining \$12,000 will be funded with JJCPA funds. The Probation Department's current indirect rate of 25.96% of salary and benefits is \$36,339. It is recommended Fresno County Superintendent of Schools' portion of indirect costs not be charged due to the collaborative nature of the agreement in providing transitional services to the youth on probation and attending the VHEA-DRC. The portion of the indirect costs that may be funded with JJCPA funds is limited to 0.5% (\$60 per funding requirements). Therefore, the Net County Cost for indirect costs is \$36,279. Appropriations, estimated revenue, and Probation indirect cost for this position are included in Probation's FY 2018-19 Adopted Budget Org 3430.

**DISCUSSION:**

FCSS has provided funding for DPO positions for the last seventeen years, first through grant funding and now through school funding. In the past, FCSS provided funding for two DPOs, but due to budgetary constraints, began funding one DPO last year. The agreement for school year 2017-18, approved by your Board on August 22, 2017, expired on June 30, 2018.

The recommended action will approve a one-year agreement to fund one DPO position. The program emphasizes education, career development, community involvement, and service. Probation staff provides supervision, electronic monitoring, and case management for the VHEA-DRC Program. The Probation Officer funded through this agreement will: provide case management services, monitor all minors on probation while on the VHEA campus, monitor and enforce orders of the Court, work on student tardiness, attendance and misconduct, arrange for meetings with school staff, parents, student, and Probation Officers for the purpose of screening students for substance abuse and mental health services, keep the appropriate program personnel informed of student and parent problems and concerns, encourage students to lead a safe and crime-free lifestyle and counsel them to avoid violence, substance abuse, and tobacco usage, and collaborate with school, mental health, substance abuse treatment, and community based organization staff associated with the VHEA-DRC program.

The agreement with the FCSS differs from the County's model contract in that it contains a mutual hold harmless clause. This has the effect of making each party responsible for losses arising from their own negligent acts.

**REFERENCE MATERIAL:**

BAI # 40 - November 14, 2017

**ATTACHMENTS INCLUDED AND/OR ON FILE:**

On file with Clerk - Agreement with FCSS

**CAO ANALYST:**

Samantha Buck