

W. S. B. I.

AGENDA COVER MEMO

AGENDA DATE: November 21, 2006

TO: Board of County Commissioners

DEPARTMENT: Health & Human Services

PRESENTED BY: Rob Rockstroh

AGENDA ITEM TITLE: ORDER / _____ IN THE MATTER OF RATIFYING THE COUNTY ADMINISTRATOR'S ACCEPTANCE OF A GRANT FROM THE US DEPARTMENT OF JUSTICE OFFICE ON VIOLENCE AGAINST WOMEN FOR \$399,996 AND APPROVING AN INTERGOVERNMENTAL AGREEMENT IN THE AMOUNT OF \$123,830 WITH THE OREGON JUDICIAL DEPARTMENT IN SUPPORT OF THE DOMESTIC VIOLENCE PRETRIAL MONITORING PROJECT. (DEPARTMENT OF HEALTH & HUMAN SERVICES)

I. MOTION

Order / _____ In the Matter of Ratifying the County Administrator's Acceptance of a Grant from the US Department of Justice Office on Violence Against Women for \$399,996 and Approving an Intergovernmental Agreement in the Amount of \$123,830 for the Period from July 1, 2006 through June 30, 2008 with the Oregon Judicial Department In Support of the Domestic Violence Pretrial Monitoring Project. (Department of Health & Human Services)

II. DISCUSSION

A. Background / Analysis

This item seeks ratification for the County Administrator's action in accepting a federal grant in the amount of \$399,996 from the federal Office on Violence Against Women. Lane County submitted an application for a Victim Safety Through Enforcement of Protective Orders and Intensive Supervision Projects. The project - the Domestic Violence Pretrial Monitoring Project - includes five components.

1. A State of Oregon Sherman Defendant/Offender Management Center (DOMC) Release Officer interviews all domestic violence defendants for potential release from jail. In addition, State Pretrial Services Staff collect and provide data on the defendant to the DOMC and Lane County Parole & Probation (P&P). The goal is to ensure defendants who are released have

conditions and a signed agreement designed to increase victim protection and reduce defendant failure to appear for court.

2. Defendants released pre-trial with monitoring as a condition, are monitored by Lane County Parole and Probation Officers. PO's conduct unannounced home visits to the defendant to verify that he is not living with the victim, is at the address he provided to Pretrial Services and to watch for abuse of the domestic partner and any children in the home. The project also will provide additional electronic monitoring devices to monitor the defendants location.
3. Victims are referred to Womenspace for safety planning, advocacy, and services.
4. When defendants or victims request waivers of "no contact" agreements, the Parole Officer and Womenspace Advocates provide information to the victim, defendant, and judge.
5. Staff from Womenspace and the District Attorney's Office will train staff of the Sherman DOMC, public safety agencies, and other first responders to recognize and intervene appropriately in instances of domestic violence.

The grant proposal budget was \$400,000 and the federal office decided to award the grant in amount of \$399,996 for Lane County's Domestic Violence (DV) Pretrial Monitoring Project as it had been described in the application.

On January 4, 2006, the Board approved the application for this grant, but it was unclear whether the Board was also approving acceptance of this grant. In order to secure the grant funds, the County Administrator accepted the grant award for a two year period beginning July 1, 2006 through June 30, 2008. It would now be helpful to clarify that the Board also approves the acceptance of the award.

For the Board's information, attached is the excerpt from the January 4, 2006 agenda item answering the twelve questions necessary to obtain both the approval to apply for and to accept the grant in accordance with the County's Administrative Procedure Manual, Chapter 1, Section 2A.

This item also seeks approval of an intergovernmental agreement (IGA) with the Oregon Judicial Department to fund a portion of the Domestic Violence (DV) Pretrial Monitoring Project to be provided at the Sherman DOMC; and, authorization for the county administrator to sign the agreement.

Lane County's grant for the DV Pretrial Monitoring Project supports the most recent stage in the development of the Lane County system to provide safety for victims of domestic violence.

- From January 2002 to January 2003, the Victims Protection Pilot Project (VP3),

funded by the Centers for Disease Control, provided funding for an existing Parole/Probation Officer at Lane County Parole & Probation to spend half-time monitoring domestic violence defendants pre-trial. When that grant ended, services were discontinued. However, the outcomes achieved by that pilot project contributed to the successful funding of a new federal grant proposal.

- Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program (Department of Justice Programs Office on Violence Against Women)- The board approved the grant application on February 15, 2003 (board order #03-1-15-10). Lane County accepted this grant award for the period from September 1, 2003 through August 31, 2005 in the amount of \$499,999 (board order #03-11-12-20).

The goal of the grant was to increase victim safety through intensive supervision of domestic violence defendants and offenders. Partners in the grant were Lane County Parole and Probation, the Sheriff's Office, Circuit Court of Lane County, and Womenspace.

Grant funds were not exhausted prior to the sunset date of the grant period and, Lane County filed for a no-cost extension. That funding was exhausted on June 30, 2006.

- The purpose of the current \$399,996 federal grant is to continue the Pretrial Monitoring Project in a modified form designed to improve the project by working even more closely with the Sherman DOMC at the Jail.

As described in the first paragraph of this section, the Sherman DOMC is one of five components of this project. H&HS requests approval of a \$123,830 agreement with the Oregon Judicial Department to implement this component of the project. A DOMC Release Officer interviews all domestic violence defendants for potential release from jail. In addition, a Court Operations Specialist will work with Parole & Probation to monitor the program and assist in providing data for evaluation purposes.

The first year of funding for this service will total only \$61,000. However, with the second year of funding, \$62,830, the total in the agreement exceeds the signature authority of the county administrator. Therefore, the Board must act to approve the intergovernmental agreement and authorize the county administrator to sign it.

B. Recommendation

The Department of Health & Human Services recommends that the Board of County Commissioners approve the motion stated above. Lane County Circuit Court and Sherman Center - DOMC staff is a Planning and Development Team member of the DV Pretrial Monitoring Project.

This important work contributed by state staffs is essential for meeting project and

grant requirements.

III. ATTACHMENTS

Board Order
DV Pretrial Monitoring Grant Application Questions Document

I:\Admin\CCAPSC\Board Orders\2006-07\Circuit Court IGA DV funds award.doc

THE BOARD OF COUNTY COMMISSIONERS, LANE COUNTY, OREGON

ORDER:) IN THE MATTER OF RATIFYING THE COUNTY
) ADMINISTRATOR'S ACCEPTANCE OF A GRANT FROM THE
) US DEPARTMENT OF JUSTICE OFFICE ON VIOLENCE
) AGAINST WOMEN FOR \$399,996 AND APPROVING AN
) INTERGOVERNMENTAL AGREEMENT IN THE AMOUNT OF
) \$123,830 WITH THE OREGON JUDICIAL DEPARTMENT IN
) SUPPORT OF THE DOMESTIC VIOLENCE PRETRIAL
MONITORING PROJECT. (DEPARTMENT OF HEALTH &
HUMAN SERVICES)

WHEREAS, Lane County applied for a federal grant from the Office on Violence Against Women to continue the Pretrial Monitoring project in a modified form; and

WHEREAS, in order to secure this funding, the County Administrator approved and executed the grant award from the Office on Violence Against Women in the amount of \$399,996 for the period July 1, 2006 through June 30, 2008; and

WHEREAS, the Board now wishes to ratify the County Administrator's decision to approve the grant award; and,

WHEREAS, the grant provides funding for five components of the project to insure victim safety through enforcement of protective orders and intensive supervision of defendants; and

WHEREAS, Lane County Circuit Court and the Sherman Defendant/Offender Management Center, a branch of the Oregon Judicial Department, is a member of the Development and Planning Team and will provide one of the five project components that includes working with defendants, monitoring, and collecting project data ; and

WHEREAS, the funding for the services for the period July 1, 2006 through June 30, 2008 is \$123,830; and

WHEREAS, the dollar amount exceeds the signatory authority of the county administrator; and

WHEREAS, Lane Manual Chapter 21 sets forth policy regarding award of contracts for services and policy regarding signatory authority of the County Administrator; and

WHEREAS, the funds to support the services will be appropriated into the first 2006-07 supplemental budget order.

NOW THEREFORE, IT IS HEREBY ORDERED, that the Board of County Commissioners ratifies the County Administrator's acceptance of a grant award from the

federal Office on Violence Against Women in the amount of \$399,996 for a continuation of the Pretrial Monitoring Project in modified form; and

IT IS ORDERED, that the Board of County Commissioners approve an intergovernmental agreement in the amount of \$123,830 with Oregon Judicial Department for the period from July 1, 2006 through June 30, 2008 to support the Lane County Circuit Court and Sherman Defendant/Offender Management Center portion of the Domestic Violence Pretrial Monitoring Project; and,

IT IS FURTHER ORDERED, that the Board of County Commissioners authorize the County Administrator to sign the intergovernmental agreement in the amount of \$123,830 with Oregon Judicial Department for the period from July 1, 2006 through June 30, 2008.

DATED this 21st day of November, 2006.

Bill Dwyer, Chair
Lane County Board Of Commissioners

APPROVED AS TO FORM
Date 11/15/06 lane county
Heidlaw
OFFICE OF LEGAL COUNSEL

The information required by the Board of County Commissioners prior to approval of grant applications and receipt of grant funds is provided below as it pertains to the Victim Safety Through Enforcement of Protective Orders and Intensive Supervision Projects grant application to fund the Lane County Domestic Violence Pretrial Monitoring Project.

1. What is the Match Requirement, if any, and how is that to be covered for the duration of the grant?

This grant does not contain a match requirement.

2. Will the grant require expenditures for Material and Services or capital not fully paid for by the grant?

No. All expenditures needed for the implementation of the grant are included in the grant application budget.

3. Will the grant funds be fully expended before county funds need to be spent?

There are no county funds in the budget for this project.

4. How will the administrative work of the grant be covered if the grant funds don't cover it?

Grant funds cover all administrative work connected with this project.

5. Have grant stakeholders been informed of the grant sunset policy so there is no misunderstanding when the funding ends? Describe plan for service if funding does not continue.

Stakeholders have been informed of the grant funding duration. This funding is available for two years.

The plan for continuation of funding at the end of the two year grant includes applying for another OWW grant, if the same pool of funding is available. If not, other grant sources will be sought for continuation. If no grant funding is available, these services would be discontinued.

During the time of this grant, evaluation of the costs and success of this service delivery model will be used to plan future support for the system and to provide information to policy makers.

6. What accounting, auditing, and evaluation obligations are imposed by the grant conditions?

This grant requires quarterly financial and semi-annual progress reports to be submitted. Costs of data collection and reporting are covered by the grant.

7. How will the department cover the accounting, auditing, and evaluation obligations? How are the costs for these obligations covered, regardless of whether they are in the department submitting the grant or a support service department? Does the department acknowledge that the county will need to

cover these costs and it is an appropriate cost incurred by support service departments?

Funds are budgeted in the grant application to meet all these obligations. The county will not need to spend any money on this project.

8. Are there any restrictions against applying the county full cost indirect?

No. An indirect amount has been included in the grant application budget, per the negotiated agreement with the federal government.

9. Are there unique or unusual conditions that trigger additional county work effort, or liability, i.e., maintenance of effort requirements or supplanting prohibitions or indemnity obligations?

The grant requires a letter signed by the County Administer certifying to conditions related to domestic violence arrest policies. This is similar to the Certification of Eligibility that was needed for a current grant, Family Violence Response Initiative. The District Attorney's Office has reviewed this requirement and determined that Lane County meets the required conditions.

10. Grants involving technology issues require Information Services department review and approval prior to submission to the Board to ensure compatibility with existing county systems and development tools.

This grant does not have technology issues that will have an impact on existing county systems.

11. Information services department sign-off is required for all agenda items requesting funding for new or enhanced computer applications/systems that will interface with existing county systems/infrastructure.

This item does not apply to this grant application.

12. If this is a grant funded computer/software application project . . .

This is not a grant funded computer/software applications project.