



CITY OF OAKLAND

AGENDA REPORT

TO: DEANNA J. SANTANA
CITY ADMINISTRATOR

FROM: Howard A. Jordan

SUBJECT: McCullum Youth Court Grant

DATE: February 7, 2012

City Administrator
Approval

Date

2/25/12

COUNCIL DISTRICT City-Wide

RECOMMENDATION

Staff recommends acceptance of this resolution authorizing the City Administrator to 1) accept and appropriate grant funds in an amount not to exceed \$172,141 from the State of California, Corrections Standards Authority, Title II Formula Grant Program to the Oakland Police Department, 2) waive the competitive Request for Proposals/Qualifications (RFP/Q) process, and 3) enter into a professional services agreement with McCullum Youth Court for the period January 1, 2012 through December 31, 2012, with two-one year options to extend, in an amount not to exceed \$83,638 annually for continued program implementation of the Oakland Youth Court.

OUTCOME

The Paragon Project (a restorative justice partnership between the Oakland Police Department [OPD] and the McCullum Youth Court (MYC) was created several years ago to address the need for strategic early intervention for those youth at risk of involvement within the juvenile justice system. Oakland youth are the primary target of the program due to the City's high number of juvenile offenders and lack of diversion programs. For the 12th consecutive year, the partnership will divert youth offenders from the juvenile justice system. The Paragon Project is an ongoing project and Title II funds would supplement the current effort to increase the number of youth served.

BACKGROUND/LEGISLATIVE HISTORY

The City of Oakland has historically accepted grant funds in support of the McCullum Youth Court initiative, and the restorative justice concept. Oakland youth, particularly young males of African American and Latino background (ages 10-17) have been and continue to be a priority

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for this program due to the high rates of incarceration. In recent years, there has also been an increase in the number of female youth offenders in these ethnic groups and the program is serving more females. These communities have higher incidences of disproportionate minority contact from law enforcement, lower accountability for youth committing misdemeanor crimes, and higher recidivism rates. Therefore, in order to be the most effective, MYC provides culturally sensitive and gender specific intervention/prevention services to first time misdemeanor youth offenders. City Council approved similar legislation by Resolution No. 81719 C.M.S., dated December 9, 2008 and Resolution No. 83492 C.M.S., dated July 19, 2011.

ANALYSIS

Approximately 5% of youth nationwide report involvement in a gang, 13% of youth (male and female) in Oakland report involvement in a gang. Youth involved in gangs are disproportionately responsible for delinquency committed by youth. The average age of gang involved youth in Oakland is 14; therefore middle school plays a pivotal role in our community in terms of being able to change the trajectory of a child at risk for delinquency and/or gang involvement.¹

This project intends to increase referrals; in order to accomplish this, sworn officer overtime will be funded to review citations and youth field contact reports to identify additional youth who are eligible for referral. As a result of limited Youth and Family Services Division Field Services Section staffing, McCullum Youth Court will create positions for a Program Offender Program Coordinator and three Youth Offender Case Managers.

Staff is recommending that the Council waive the Request for Proposal/Qualifications (RFP/Q) process pursuant to Oakland Municipal Code section 2.01.051.B. Staff determined that it is in the best interest of the City to enter into an agreement with McCullum Youth Court because MYC has been partnering with the Oakland Police Department for 12 years and current diversion programs can continue uninterrupted.

PUBLIC OUTREACH/INTEREST

This item did not require any additional public outreach other than the required posting on the City's website.

¹ 2009 National Crime and Delinquency Council report; http://www.nccd-crc.org/nccd/pdf/Youth_gangs_final.pdf

COORDINATION

This report was prepared in coordination with the Fiscal Services Division Manager and Commander of the Youth and Family Services Division, who is the project manager of this grant. Additionally, the Program Offender Program Coordinator works closely with internal and external parties including police personnel, parents, and the Law and Justice Program Coordinator.

COST SUMMARY/IMPLICATIONS

This should include

1. TITLE II GRANT FUNDS

CBO Contracts	\$83,638
Project delivery	\$88,503
Total Project Costs	\$172,141

2. COST ELEMENTS OF AGREEMENT/CONTRACT:

Salaries and Benefits	\$43,303
CBO Contracts	\$83,638
Indirect Costs	\$6,700
Services/Supplies	\$5,000
Project Evaluation	\$26,000
Other	\$7,500
TOTAL AGREEMENT/CONTRACT AMOUNT:	\$172,141

3. SOURCE OF FUNDING:
 Proposed expense allocations are as follows:

Budget Line Items	Grant Funds	In Kind Match McCullum Youth Court	In Kind Match OPD
Salaries and Benefits	\$ 43,303	\$13,000	4,214
Services and Supplies	\$5,000		
CBO Contracts	\$83,638		
Fixed Assets/Equipment	6,700		
Project Evaluation	\$26,000		
Other	\$7,500		

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FISCAL IMPACT: \$172,141

Funding will be appropriated to the State of California, Corrections Standard Authority Grant Fund (2152); Youth and Family Services Division Org. (102350); Youth and Family Services Division Program (PS03), in a Project Account to be determined. The funding agency requires a minimum 10% cash match component. Matching funds in the amount of \$17,214 will be drawn from Asset Forfeiture Fund (2910); Youth and Family Services Division Org. (102350); Youth and Family Services Division Program (PS03); in a Project Account to be determined.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

- Fifty first time truant and/or substance abuse youth offenders, between the ages of 11-17 years have been served by this program;
- In the past year, 28 youth were referred and 14 completed the program requirements;
- Forty-eight youth participants are currently being tracked for repeat offenses or victimization;
- Four youth had a new arrest or delinquent offense, one was recommitted to a juvenile facility in this period, and two were victimized during this period;
- Behavioral change was noted in 12 participants during this period;
- Twenty-six youth participated in the following restorative justice programs: victim offender mediation/dialogue; family group conferencing; peacemaking circles; restitution; personal services to victims; community service; apologies; victim/community impact panels; community/neighborhood impact statements; victim empathy groups/classes; and
- A holiday celebration was held on December 12, 2011. There was an 80% participation rate of the youth offender population and several family members of youth offenders also attended.

SUSTAINABLE OPPORTUNITIES

Economic: MYC is based in Oakland and also provides services to clients from the surrounding area. The implementation of the Paragon Project will serve to benefit and reduce youth recidivism into the juvenile justice system at a cost-savings to taxpayers. The Project also makes youth offenders accountable by having them pay restitution as one of its discretionary sentencing components.

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Environmental: Some MYC youth sentences will include community service projects as part of the adjudication process. Their primary focus is the promotion of community and environmental awareness. Participating youth learn to respect their surroundings while making measurable improvements in the quality of their own environments.

Social Equity: Through an extensive network of community organizations, MYC provides enhanced services aimed at Oakland youth empowerment. In focused efforts directed to high risk young people who have not entered the juvenile justice system as first time offenders, program goals are centered on building relationships, skills, physical and emotional safety, youth participation and community involvement.

For questions regarding this report, please contact **Dyana Curreri-Ermatinger**, Grant Coordinator at 510-238-7140.

Respectfully submitted,



Howard A. Jordan
Chief of Police

Reviewed by:
Ms. Cynthia Perkins
Assistant to the Director
Oakland Police Department

Prepared by:
Dyana Curreri-Ermatinger, Grant Coordinator
Fiscal Services Division

OAKLAND CITY COUNCIL

A. Macomber
City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION No. _____ C.M.S.

2012 FEB 29 PM 2:29

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) ACCEPT AND APPROPRIATE GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$172,141 FROM THE STATE OF CALIFORNIA, CORRECTIONS STANDARDS AUTHORITY, TITLE II FORMULA GRANT PROGRAM TO THE OAKLAND POLICE DEPARTMENT, 2) WAIVE THE COMPETITIVE REQUEST FOR PROPOSALS/QUALIFICATIONS (RFP/Q) PROCESS, AND 3) ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH MCCULLUM YOUTH COURT FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012, WITH TWO-ONE YEAR OPTIONS TO EXTEND, IN AN AMOUNT NOT TO EXCEED \$83,638 ANNUALLY FOR CONTINUED PROGRAM IMPLEMENTATION OF THE OAKLAND YOUTH COURT

WHEREAS, it is anticipated that the Oakland Police Department will receive State of California Corrections Standards Authority Title II Formula Grant Program funds totaling up to \$172,141 for the Continued Program Implementation of the Oakland Youth Court; and

WHEREAS, this is the 12th consecutive year the Oakland Police Department has partnered with the McCullum Youth Court in its mutual efforts to divert youth offenders from the juvenile justice system; and

WHEREAS, the minimum 10% cash match component required by the grantor for said grant funds in an amount of \$17,214 will be drawn from the Oakland Police Department's existing budget (\$4,214) and the McCullum Youth Court (\$13,000) budget; and

WHEREAS, the continued partnership between the Oakland Police Department and McCullum Youth Court will ensure that youth diversion programming will continue without interruption and continue to evolve based on lessons learned; and

WHEREAS, Oakland Municipal code section 2.04.051.B permits the Council to waive advertising and the request for proposal/qualifications ("RFP/Q") requirements upon a finding that it is in the best interest of the City to do so, and staff recommends that it is in the best interests of the City to waive advertising and RFP/Q requirements so that the Oakland Police Department can continue partnering with McCullum Youth Court to divert youth offenders from the juvenile justice system and so that current diversion programs will not be interrupted; and

WHEREAS, that as required by Oakland Municipal Code 2.04.020.E.3 entering into this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to apply for, accept, and appropriate funds from the State of California, Corrections Standards Authority, and Title II Formula Grant Program to the Oakland Police Department in an amount not to exceed \$172,141, and be it

FURTHER RESOLVED: That said funds shall be deposited in Fund (2152); Youth and Family Services Division Org. (102350); Youth and Family Services Division Program (PS03), in a Project Account to be determined; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to accept and appropriate additional funds without returning to Council, and be it

FURTHER RESOLVED: That pursuant to Oakland Municipal Code section 2.04.051.B, for the reasons stated above and in the City Administrator’s report accompanying this resolution, the Council finds that it is in the best interest of the City to waive the advertising and the RFP/Q requirements for the Youth Court Program services to be provided under the proposed agreement and so waives the requirements; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or her designee, on behalf of the City of Oakland to enter into a Professional Services Agreement with McCullum Youth Court for the period of January 1, 2012 through December 31, 2012, plus two one-year extension options, in an amount not to exceed \$83,638 annually for continued uninterrupted program implementation of the Oakland Youth Court for the Oakland Police Department; and be it

FURTHER RESOLVED: That the City Council hereby appoints the City Administrator to conduct all negotiations, applications, agreements, and related actions which may be necessary for the completion of the aforementioned grant and professional services agreements; and be it

FURTHER RESOLVED: That the City Attorney shall review and approve said agreement with McCullum Youth Court as to form and legality, and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE: BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, and PRESIDENT REID

AYES-
NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the
Council of the City of Oakland, California