

1 [Agreement Amendment - Leaders in Community Alternatives - Home Detention and
2 Electronic Monitoring Program Rules and Regulations; Program Administrator's Evidence of
Financial Responsibility - 2017 Calendar Year - Not to Exceed \$2,000,000]

3

4 **Resolution authorizing the Sheriff's Department to enter into a first amendment to the**
5 **existing agreement with Leaders in Community Alternatives ("LCA"), to extend the**
6 **term by one year for a total term of May 1, 2014, through April 30, 2018, with no change**
7 **in the agreement amount not to exceed \$2,000,000; approving the Sheriff Department's**
8 **home detention and electronic monitoring program rules and regulations; and**
9 **approving evidence of financial responsibility demonstrated by program administrator**
10 **LCA for the 2017 calendar year.**

11

12 WHEREAS, The Sheriff's Department held a competitive bid process RFP
13 SHF2014-01 Electronic Monitoring and Case Management Services and awarded an
14 agreement to Leaders in Community Alternatives ("LCA") to administer the Sheriff
15 Department's home detention and electronic monitoring program (the "Program"); and

16 WHEREAS, The Civil Service Commission approved Professional Services
17 Agreement 48796-13/14 with LCA on March 3, 2014; and

18 WHEREAS, California Penal Code Sections 1203.016 and 1203.018 authorize the
19 Sheriff to expand the use of home detention with electronic monitoring for sentenced and
20 unsentenced inmates to reduce jail operating expenditures; and

21 WHEREAS, California Penal Code Sections 1203.016 and 1203.018 authorize the
22 Sheriff to administer a home detention program with electronic monitoring pursuant to written
23 contracts with private entities, subject to the requirement that the Board of Supervisors
24 annually review and approve the rules and regulations of the Program and the requirement

25

1 that such contract include a provision requiring that the contractor demonstrate and submit for
2 approval by the Board of Supervisors evidence of financial responsibility that may include a
3 current liability insurance policy in amounts and under conditions sufficient to fully indemnify
4 the City and County of San Francisco for reasonably foreseeable public liability, including
5 legal defense costs, that may arise from, or be proximately caused by, acts or omissions of
6 the contractor; and

7 WHEREAS, The original contract agreement is on file with the Clerk of the Board of
8 Supervisors in File No. 140308 (“Contract”); and

9 WHEREAS, The Sheriff Department’s Program is administered by LCA pursuant to the
10 rules and regulations set forth in Appendix A of the Agreement; and

11 WHEREAS, The Sheriff’s Department proposes no changes to the rules and
12 regulations set forth in Appendix A of the Agreement; and

13 WHEREAS, The Sheriff’s Department desires to amend the Agreement to extend the
14 term to April 30, 2018; and

15 WHEREAS, The proposed agreement amendment is on file with the Clerk of the Board
16 of Supervisors in File No. 170265, and which is hereby declared to be a part of this resolution
17 as if set forth fully herein; and

18 WHEREAS, The Sheriff’s Department completed the annual review of the Program’s
19 scope of services and LCA’s evidence of financial responsibility, which shall be the certificate
20 of insurance required by the Agreement, and found that no change is required; and

21 WHEREAS, Program administrator LCA has provided to the Sheriff as evidence of
22 financial responsibility the certificate of current liability insurance, which is on file with the
23 Clerk of the Board of Supervisors in File No. 170265, and which is hereby declared to be a
24 part of this resolution as if set forth fully herein; now, therefore, be it
25

1 RESOLVED, That the Board of Supervisors approves the Electronic Monitoring
2 Program First Amendment by and between LCA, and the City and County of San Francisco,
3 acting by and through its Sheriff’s Department, for a one year contract extension, beginning
4 May 1, 2017, which is on file with the Clerk of the Board of Supervisors in File No. 170265;
5 and, be it

6 FURTHER RESOLVED, That the Board of Supervisors approves the Program rules
7 and regulations set forth in the Agreement; and, be it

8 FURTHER RESOLVED, That the Board of Supervisors approves the evidence of
9 financial responsibility submitted by LCA and demonstrated by the certificate of current liability
10 insurance, which is on file with the Clerk of the Board of Supervisors in File No. 170265; and,
11 be it

12 FURTHER RESOLVED, The Sheriff shall submit annually the rules and regulations of
13 the Program for review and approval by the Board of Supervisors; and, be it

14 FURTHER RESOLVED, The Sheriff will perform an annual review of the evidence of
15 financial responsibility, which shall be the certificate of insurance required by the Agreement,
16 to ensure compliance with requirements set by the Board of Supervisors and for adjustment of
17 the financial responsibility requirements if warranted by caseload changes or other factors.