

1 [Contract - Sheriff's Department - Secure Reentry Program Facility - \$4,195,576]

2 **Resolution authorizing the Sheriff's Department to enter into a contract with the**
3 **California Department of Corrections and Rehabilitation (CDCR) to contract for, accept**
4 **and expend up to \$4,195,576 to establish the San Francisco County Secure Reentry**
5 **Program Facility (SPRF) to house for up to 60 days state inmates that are scheduled to**
6 **be released from state prison within 60 days or less to Post Release Community**
7 **Supervision in San Francisco County. The Sheriff's Department will provide housing**
8 **appropriate for program delivery. The Adult Probation Department will provide**
9 **intensive, in-custody evidence-based reentry programming, which will address**
10 **offenders' underlying criminogenic needs. The Sheriff's Department and Adult**
11 **Probation Department shall jointly report to the State Legislature and CDCR on the**
12 **implementation of this SPRF after a period of one, two and three years as part of this**
13 **pilot program, to commence upon Board approval for a three-year term. The Sheriff's**
14 **Department and Adult Probation will report annually to the Board of Supervisors and**
15 **the Capital Planning Committee on the increase in the average daily inmate population.**
16

17
18 WHEREAS, Governor Edmund Brown signed into law AB109, the Public Safety
19 Realignment Act of 2011, and AB 17, a clean-up trailer bill that made technical and
20 conforming revisions consistent with and within the framework of AB 109; and

21 WHEREAS, AB 17 amended the Penal Code to authorize a board of supervisors, upon
22 agreement with the Sheriff, to enter into a contract with the California Department of
23 Corrections and Rehabilitation (CDCR) to house inmates who are within 60 days or less of
24
25

1 release from the state prison to a county jail facility for the purpose of reentry and community
2 transition purposes; and

3 WHEREAS, The provision of pre-release planning and rehabilitative services
4 substantially improves public safety outcomes; and

5 WHEREAS, The Sheriff and the Adult Probation Department are committed to a
6 collaborative approach to the problem of recidivism by combining the expertise of local
7 government, law enforcement, and community-based organizations in order to provide a
8 seamless transition for individuals being released from jail and prison; and

9 WHEREAS, CDCR seeks to enter into a contract with San Francisco County for the
10 purpose of developing a collaborative approach designed to reduce recidivism among San
11 Francisco's offender population and enhance public safety; and

12 WHEREAS, The Governor's Budget Act of 2013 provides that The Department of
13 Corrections and Rehabilitation may utilize up to \$5,000,000 to enter into contracts for three-
14 year Reentry and Community Transition pilot programs with the counties of Los Angeles,
15 Marin, San Diego, and San Francisco, pursuant to Section 4115.56 of the Penal Code; and

16 WHEREAS, The City and County of San Francisco's Sheriff's Department is the
17 agency charged with the care and confinement of arrested and sentenced persons for the City
18 and County of San Francisco; and

19 WHEREAS, San Francisco Charter Section 9.118 (a) provides that contracts entered
20 into by a department having anticipated revenue to the City and County of one million dollars
21 or more shall be subject to approval of the Board of Supervisors by resolution; now, therefore,
22 be it

23 RESOLVED, That the Board of Supervisors authorizes the San Francisco County
24 Sheriff, or his designee, to enter into the contract with CDCR on file with the Clerk of the
25 Board in File No. 131229; and be it

1 FURTHER RESOLVED, That within thirty (30) days of the contract being full executed
2 by all parties, the San Francisco Sheriff shall provide the contract to the Clerk of the Board for
3 inclusion into the official file; and be it

4 FURTHER RESOLVED, That the Sheriff's Department will submit to the Board of
5 Supervisors for approval any future agreement with CDCR that increases the number of State
6 inmates transferred to the County and the length of their stay in County Jail; and be it

7 FURTHER RESOLVED, That the Board of Supervisors authorizes the Sheriff to enter
8 into all other amendments or modifications of the contract that the Sheriff determines, in
9 consultation with the City Attorney, are in the best interest of the City, do not materially
10 increase the obligations or liabilities of the City, do not materially decrease the City's rights
11 under the contract, are necessary or advisable to effectuate the purposes of the contract or
12 this resolution, and are in compliance with all applicable laws, including the City Charter.

13 Recommended:

14 _____

15 Ross Mirkarimi, Sheriff

16 n:\pubpro\as2013\1200075\00890684.docx