

1 [Contract Amendment - Leaders in Community Alternatives, Inc. - Home Detention and
2 Electronic Monitoring Program Rules and Regulations and Program Administrator's
3 Evidence of Financial Responsibility - 2019 Calendar Year - Not to Exceed \$2,465,000]

4 **Resolution authorizing the Sheriff's Department to enter into a third amendment to the**
5 **existing contract with Leaders in Community Alternatives, Inc. ("LCA") to administer**
6 **the Sheriff's Department's home detention and electronic monitoring program;**
7 **extending the term by three months for a total contract term of May 1, 2014, through**
8 **July 31, 2019, and increasing the amount by \$465,000 for a total amount not to exceed**
9 **\$2,465,000; approving the Sheriff Department's home detention and electronic**
10 **monitoring program rules and regulations; and approving evidence of financial**
11 **responsibility demonstrated by program administrator LCA for the 2019 calendar year.**

12
13 WHEREAS, California Penal Code, Section 1023.016, authorizes the Sheriff to
14 administer a home detention program with electronic monitoring ("Program") pursuant to
15 written contracts with private entities, subject to the requirement that the Board of Supervisors
16 annually review and approve the rules and regulations of the Program and the requirement
17 that such contract include a provision requiring that the contractor demonstrate and submit for
18 approval by the Board of Supervisors evidence of financial responsibility that may include a
19 current liability insurance policy in amounts and under conditions sufficient to fully indemnify
20 the City and County of San Francisco for reasonably foreseeable public liability, including
21 legal defense costs, that may arise from, or be proximately caused by, acts or omissions of
22 the contractor; and

23 WHEREAS, The original contract agreement is on file with the Clerk of the Board
24 of Supervisors in File No. 140308 ("Contract"); and
25

1 WHEREAS, The First Amendment to the Contract is on file with the Clerk of the
2 Board of Supervisors in File No. 170265; and

3 WHEREAS, The Second Amendment to the Contract, which extended the term to
4 April 30, 2019, is on file with the Clerk of the Board of Supervisors in File No. 180285; and

5 WHEREAS, The Sheriff Department's Program is administered by LCA pursuant to
6 the rules and regulations set forth in Appendix A of the Contract; and

7 WHEREAS, The Sheriff's Department desires to amend the Contract to extend the
8 term for three months to July 31, 2019, to ensure an uninterrupted Program during the
9 electronic monitoring service competitive bidding process, subsequent contract
10 negotiations, and transition to a new Program administrator; and

11 WHEREAS, The Sheriff's Department desires to amend the Contract to increase
12 the not to exceed contract amount from \$2,000,000 to \$2,465,000; and

13 WHEREAS, The Sheriff's Department completed a review of the Program's rules
14 and regulations, which are set forth in Appendix A of the Contract, and found that no
15 change is required; and

16 WHEREAS, The proposed Third Amendment to the Contract is on file with the
17 Clerk of the Board of Supervisors in File No. 190203, which is hereby declared to be part
18 of this resolution as if set forth fully herein; and

19 WHEREAS, Program administrator LCA has provided to the Sheriff as evidence of
20 financial responsibility a certificate of current liability insurance, which is on file with the
21 Clerk of the Board of Supervisors in File No. 190203, and which is hereby declared to be
22 part of this resolution as if set forth fully herein; now, therefore, be it

23 RESOLVED, That the Board of Supervisors hereby approves the Electronic
24 Monitoring Program Third Amendment by and between LCA, and the City and County of
25 San Francisco, acting by and through its Sheriff's Department; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors approves the Program rules
2 and regulations set forth in Appendix A of the Contract; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors approves the evidence of
4 financial responsibility submitted by LCA and demonstrated by the certificate of current liability
5 insurance, and on file with the Clerk of the Board of Supervisors in File No. 190203; and, be it

6 FURTHER RESOLVED, That within thirty (30) days of the Third Amendment to the
7 Contract being fully executed by all parties the Sheriff shall provide the final contract
8 amendment to the Clerk of the Board for inclusion into the official file.