

Agreement No.: H-707337

SUB-AWARD AGREEMENT BY AND BETWEEN LOS ANGELES COUNTY HEALTH AGENCY AND THE CITY OF LONG BEACH FOR THE LOS ANGELES COUNTY LAW ENFORCEMENT ASSISTED DIVERSION (LEAD) PROGRAM

34723

Amendment No. 1

THIS AMENDMENT is made and entered into this 15th day of June, 2018,

By and between

COUNTY OF LOS ANGELES
(hereafter "County"),

And

THE CITY OF LONG BEACH,
a municipal corporation
(hereafter "Agreement Partner")

Business Address:

333 West Ocean Blvd., 2nd and 13th Floors
Long Beach, CA 90802

WHEREAS, reference is made to that certain document entitled "Sub-Award Agreement by and between Los Angeles County Health Agency and the City of Long Beach for the Los Angeles County Law Enforcement Assisted Diversion (LEAD) Program," dated May 1, 2017, and further identified as Agreement No.: H-707337, and any amendments thereto (all hereafter referred to as "Agreement") and,

WHEREAS, on April 18, 2017, the Board of Supervisors delegated authority to the Director of Health Services to execute amendments to the sub-award agreement(s); and

WHEREAS, it is the intent of the parties hereto to amend Agreement to replace Exhibit B – Sub-Award Agreement Budget with Exhibit B-1 – Sub-Award Agreement Budget to reallocate dollars between budget line items; and

WHEREAS, Agreement provides that changes in accordance with Sub-paragraph 8.1, AMENDMENTS, may be made in the form of an Amendment which is formally approved and executed by the parties; and

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. This Amendment shall commence and be effective upon execution.
2. Agreement, Exhibit B – Sub-Award Agreement Budget, is deleted in its entirety and replaced by Exhibit B-1 – Sub-Award Agreement Budget, attached hereto and incorporated herein by reference. All references to Exhibit B in the Agreement shall hereafter be replaced by Exhibit B-1.
3. Except for the changes set forth hereinabove, Agreement shall not be changed in any respect by this Amendment.

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IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be executed by the County's Acting Director of Health Services and Agreement Partner has caused this Amendment to be executed on its behalf by its duly authorized officer, the day, month, and year first above written.

COUNTY OF LOS ANGELES

By: *Kathy K. Hanks*
Kathy K. Hanks for
Christina R. Ghaly, M.D.
Acting Director of Health Services

AGREEMENT PARTNER

CITY OF LONG BEACH, a municipal corporation

By: *P West*
Signature
Patrick West
Patrick West

City Manager

By: *Douglas P. Haubert*
Signature
Douglas P. Haubert
Douglas P. Haubert
City Prosecutor
City Prosecutor

APPROVED AS TO FORM:
MARY C. WICKHAM
County Counsel

By: *Amy Naamani*
Amy Naamani
Principal Deputy County Counsel

APPROVED AS TO FORM

June 7, 2018
CHARLES PARKIN City Attorney
By: *Monica J. Kilaita*
MONICA J. KILAITA
DEPUTY CITY ATTORNEY

SUB-AWARD AGREEMENT BUDGET

CONTRACT AMOUNT: The maximum amount of this Contract shall not exceed Seven Hundred Two Thousand One Hundred Eighty Dollars (\$702,180) and is broken down as follows:	
Budget Line Item	Grant Fund Dollars Allocated
*Professional Services/Public Agency Contracts	\$677,180 (Must be Non-Supplanted Funds)
Other (Travel, Training, Etc.)	\$25,000
TOTAL	\$702,180

**NOTE: "Supplant" means to deliberately reduce the use of local funds because of the existence of grant funds. Board grant funds must be used to supplement or expand existing funds for activities and services and not replace those funds that had been appropriated for the same purpose. Most of the questions that have arisen in past years relate to staff positions for the grant-funded project (both full and part-time positions). One of the primary "tests" that can be used in determining whether grant funded positions constitute supplanting is whether a county/agency/entity is realizing a savings by using grant funds to replace local funds already dedicated to supporting the position(s). If so, then this is viewed as supplanting.*

BUDGET DETAIL

- Professional Services/Public Agency Contracts: Total grant funds allocated at \$677,180 for 26 months.**

The Long Beach Police Department staff time is allocated \$477,180 to support 6 Detectives which include one (1) dedicated LEAD Detective at \$75.18/hour, one (1) Sergeant at \$93.86/hour, one (1) Lieutenant at \$108.78/hour. Law Enforcement Officers will identify and screen potential LEAD participants, attend trainings, participate as members of the OWG and KSPC, and work closely with prosecutors on individual cases.

The Long Beach City Prosecutor's Office is allocated \$200,000 for the City Prosecutor at \$151/hour, a Deputy City Prosecutor at \$62.47/hour, and support staff at \$56.57/hour. Legal Agencies will participate in OWG and KSPC meetings, monitor participant progress, identify and coordinate with other prosecutors and courts regarding non-LEAD pending cases, probation violations, and warrants, to aid them in exercising their discretion in a way which will best encourage participant behavior change.

The hourly rates specified herein are average rates, and payment shall be based upon actual rates. The City shall utilize the dedicated employees in its sole discretion, not to exceed the total grant funds allocated to LBPD and the Long Beach City Prosecutor.

2. OTHER (TRAVEL, TRAINING, EQUIPMENT, ETC.): TOTAL GRANT FUNDS ALLOCATED \$25,000

LBPD: LEAD Equipment & Resource Budget

Lead Female Safety Tools
 Law Enforcement LEAD Female Safety Training
 Law Enforcement Field Outreach Emergency Gear and Equipment
 Law Enforcement Field Outreach Emergency Training
 LEAD Client Nourishment

LBPD: Two staff to travel to Sacramento for BSCC meeting 5/25-26

Sacramento per person

Airfare	Actual Cost
Per diem (x 2 days)	Actual Cost
Ground Transportation and parking	Actual Cost
Hotel	Actual Cost

LB City Prosecutor: Two staff to travel to Sacramento for BSCC meeting 5/25-26

Sacramento per person

Airfare	Actual Cost
Per diem (x 2 days)	Actual Cost
Ground transportation and parking	Actual Cost
Hotel	Actual Cost

LBPD: Three staff travel to Seattle Site Visit 7/18-20

Seattle per person

Airfare	Actual Cost
Per diem (x 3 days)	Actual Cost
Ground transportation and parking	Actual Cost
Hotel	Actual Cost

LB City Prosecutor: Three staff travel to Seattle Site Visit 7/18-20

Seattle per person

Airfare	Actual Cost
Per diem (x 3 days)	Actual Cost
Ground transportation and parking	Actual Cost
Hotel	Actual Cost