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COUNTY OF LOS ANGELES BOARD OF SUPERVISORS

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MEMBERS OF THE BOARD

HILDA L. SOLIS

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February 1, 2019

TO: Supervisor Janice Hahn, Chair
Supervisor Hilda L. Solis
Supervisor Mark Ridley-Thomas
Supervisor Sheila Kuehl
Supervisor Kathryn Barger
Sachi A. Hamai, Chief Executive Officer
Mary Wickham, County Counsel
Press Room

FROM: Celia Zavala 
Executive Officer

POSTED: February 1, 2019

RE: Corrections and/or additions to the agenda for the Board meeting of
Tuesday, February 5, 2019.

Agenda No.

Change

12.

SUBSTITUTE RECOMMENDATION:

Developing Los Angeles County's Models for Pretrial Release

Substitute recommendation as submitted by Supervisors Solis and Kuehl: Instruct County Counsel, in consultation with Superior Court Judges, the Public Defender, the District Attorney, the Alternate Public Defender, the Director of the Office of Diversion and Re-Entry, the Chief Probation Officer, the Sheriff, the Directors of Mental Health, Public Health and Health Services, the Chief Executive Officer, the Executive Director of the Countywide Criminal Justice Coordination

Committee, and any other relevant agencies, along with formerly incarcerated individuals and their families, community advocates and stakeholders, and legal and civil rights organizations to report back to the Board in 90 days with the following:

Recommendations for pilot programs to fully implement Assembly Bill (AB) 1810 and prior County bail reform motions, and increase use of the County's various pre-plea diversion programs, including obtaining mental health assessments by a confidential mental health expert in arraignment court, and expediting service linkages and service navigation for defendants at arraignment, and conducting needs assessment as points of contact;

Hire a consultant to develop the County's plan for bail reform that builds on existing and planned pretrial diversion efforts, to include recommendations based on national best practices for reducing the population of people detained pretrial where alternatives to incarceration or cash bail will reasonably address safety and return to court concerns, including but not limited to, consideration of regular court appointment reminders, mental health and substance use treatment diversion, housing, employment and transportation supports, without over-relying on onerous conditions and monitoring; validating the Laura and John Arnold Foundation Pretrial Risk Assessment Tool using available grant funding, including proposals for pilots for bail reform that both include and do not include the use of risk assessment tools, and evaluate using needs assessment tools, such as the Justice Equity Needs Index and the Justice Equity Supply Index, as well as those being developed by the Advancement Project and the South Los Angeles Community Coalition; and allocating responsibilities to conduct pre-arraignment and/or pretrial and needs assessments, service linkages, court date reminders, transportation, child care and other support services, to include recommendations for how these processes should be run, which Departments should be involved, and what role(s) community-based organizations can play;

An assessment of projected costs for staffing, operations, and services, as well as potential sources of funding for these pilots, considering sources such as AB 109 funds, including the AB 109 Innovation Fund, Measure H and funding available through the State; and

A plan for evaluation of the outcomes of the above pilots, including gathering data, metrics to be evaluated, evaluators who can be engaged from the outset; and

Direct the Chief Executive Officer to advocate with the State for additional funding to support these and future efforts. (19-0799)

[Motion by Supervisors Solis and Kuehl](#)

[Substitute motion by Supervisors Solis and Kuehl](#)

15. SUBSTITUTE RECOMMENDATION:

Expanding Countywide Diversion for Justice Involved Adults

Substitute recommendation as submitted by Supervisors Kuehl and Ridley-Thomas: Authorize the Director of Health Services to accept an anticipated award from the California Department of State Hospitals (DSH) in the amount of \$25,864,100 over a three-year period starting Fiscal Year 2018-19 and execute an agreement with DSH and all other agreements and documents with DSH in order to implement the DSH Diversion Program; and authorize the Director to take the following related actions:

Execute any future amendments to the agreement(s) and related documents with DSH necessary to sustain the DSH Diversion Program throughout the term, on the condition that the amendments and related documents do not materially alter the County's legal obligations under the base agreement with DSH;

Execute agreements with qualified contractors selected through a competitive selection process for the provision of ancillary services to support the DSH Diversion Program, including but not limited to, consultant services (e.g., program design, clinical services), evaluation services, technical assistance services and

training services for staff and/or contracted service providers' staff; and amend any existing Information Technology (IT) agreements to revise terms and conditions, statements of work, program deliverables, and/or services, and allow for changes in payment structures and increase contract totals to facilitate the deployment of IT platforms in support of the Office of Diversion and Re-Entry's programs for the DSH Diversion Program and to advance the objectives of the program, provided such agreements and amendments do not exceed current and future budget appropriations for DSH Diversion;

Execute new and/or amend existing agreements with community based residential facilities, including revisions to statements of work, extension of agreement terms and/or increasing contract amounts to provide additional 24-hour community care residential facilities to eligible DSH Diversion clients, provided such actions do not exceed funding approved by the Board for DSH Diversion; and

Instruct the Director of the Office of Diversion and Re-Entry and other project partners to ensure that the program is aligned with other County diversion efforts and alternatives to custody.
(19-0798)

[Motion by Supervisors Kuehl and Ridley-Thomas](#)

[Substitute motion by Supervisors Kuehl and Ridley-Thomas](#)

Agenda No. **Change (continued)**

18. **REQUEST:**

Annual Risk Management Report

Annual report by the Chief Executive Office on Risk Management for Fiscal Year 2017-18. RECEIVE AND FILE **NOTE: The Chief Executive Officer requests that this item be continued ~~two weeks to February 19, 2019~~ to March 5, 2019.** (19-0681)

21. **REQUEST:**

Annual Litigation Cost Report

Annual report by County Counsel on the Litigation Cost Report for Fiscal Year 2017-2018. RECEIVE AND FILE **NOTE: County Counsel requests that this item be continued ~~two weeks to February 19, 2019~~ to March 5, 2019.** (19-0682)

SUPPLEMENTAL AGENDA

52-A. Improving Communication Protocols for Providing Information to the Public on Critical Incidents

Recommendation as submitted by Supervisor Hahn: Instruct the Director of Public Health and the Fire Chief to report back to the Board in 30 days on their current communication protocols for providing information to the public on critical incidents and how they can be enhanced to ensure that residents have clear, accurate and timely information. (19-0870)

[Motion by Supervisor Hahn](#)

52-B. Ratification of Proclamation of Emergency due to the January 10, 2019 through January 18, 2019 Winter Storm

Recommendation as submitted by Supervisors Barger and Kuehl: Ratify the proclamation made on January 29, 2019, for the winter storm in Los Angeles County that severely impacted infrastructure, including local roadways and appurtenances in the unincorporated area of Little Tujunga and the surrounding areas of the County; forward a copy of the Proclamation to the Director of California Governor's Office of Emergency Services with the request that the Director find it acceptable and in accordance with State law and request that a Governor's Proclamation be provided under the California Disaster Assistance Act to include the assessment and ability to seek financial and all other relevant assistance from the State and Federal government; and instruct the Director of Public Works and other County Departments, if applicable, to continue to implement all assessment, assistance and monitoring efforts and begin repairs as soon as possible. (19-0869)

[Motion by Supervisors Barger and Kuehl](#)

52-C. Friends of the Los Angeles County Law Library Parking Fee Waiver

Recommendation as submitted by Supervisor Barger: Waive \$3,000 in parking fees for approximately 200 vehicles at Lot 10, excluding the cost of liability insurance, for participants of the Annual Beacon of Justice fundraiser hosted by Friends of the Los Angeles County Law Library, to be held April 10, 2019. (19-0856)

[Motion by Supervisor Barger](#)