

**SOLANO COUNTY**  
**Community Corrections Partnership**  
**AGENDA**  
**May 22, 2024**  
**County Events Center**  
**675 Texas Street, Conference Room A**  
**Fairfield, Ca 94533**

MEMBERS

\*Dean Farrah,  
*Chief Probation Officer*  
*(Interim)*

\*Elena D'Agustino,  
*Public Defender*

\*Krishna Abrams,  
*District Attorney*

\*Gerald Huber,  
*Director, Health and*  
*Social Services*

\*Tom Ferrara,  
*Sheriff/Coroner*

\*Judge Alesia Jones,  
*Presiding Judge*

\*Aaron Roth  
*Chief of Police,*  
*Suisun*

Heather Henry,  
*Workforce Investment*  
*Board*

Bill Emlen,  
*County Administrator*

Deanna Allen,  
*CBO Representative*

Emery Cowan,  
*Chief Deputy Director*  
*Mental Health &*  
*Substance Use Programs*

Kelley Curtis,  
*Deputy Director,*  
*Employment & Eligibility*  
*Services*

Lisette Estrella-  
Henderson,  
*Superintendent*  
*SCOE*

Vacant,  
*Victim Advocate*

**2:00pm Meeting**

**PURPOSE STATEMENT – Community Corrections Partnership**

The mission of the Community Corrections Partnership (CCP) is to discuss issues related to the implementation of various pieces of state legislation that focus on adult criminal offenders, including the realignment of many state public safety functions to local jurisdictions. The overall objective is to reduce the recidivism rate of adult offenders in the local criminal justice system.

Membership of the CCP is outlined in California Penal Code section 1230 and defined by the Community Corrections Performance Incentive Act of 2009 (SB 678) and includes the Chief Probation Officer (Chair)\*, Presiding Judge of the Superior Court\* or his or her designee, a County Supervisor or County Administrator, District Attorney\*, Public Defender\*, Sheriff\*, the head of the Department of Social Services\*, the head of the County Department of Mental Health, the head of the County Department of Employment, the head of the County Alcohol and Substance Abuse programs, the County Superintendent of Education, a local chief of police\*, a representative of a community-based organization with experience in successfully providing rehabilitative services to persons convicted of criminal offenses, and an individual who represents the interests of victims.

Through AB 109/AB117 the CCP is responsible for recommending a local plan to the county Board of Supervisors (BOS) for the implementation of public safety realignment. This legislation also established an Executive Committee within the CCP. Each Executive Committee member is identified with an asterisk (\*) above. The Executive Committee is responsible for approving the local plan for recommendation to the BOS.

This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. § 12132) and the Ralph M. Brown Act (Govt. Code, § 54954.2). Persons requesting a disability-related modification or accommodation should contact Tami Robinson, 475 Union Street, Fairfield CA 94533 (707-784-7564) during regular business hours, at least 24 hours prior to the time of the meeting.

If you wish to address any item listed on the Agenda by written comment, please submit comments in writing to Tami Robinson at [trobinson@solanocounty.com](mailto:trobinson@solanocounty.com) no later than 9am a day prior to the meeting. There will be opportunity during the meeting for public comment as well. Please limit your comments to 3 minutes.

- |      | <u>ITEM</u>  | <u>AGENCY/STAFF</u>    |
|------|--|------------------------|
| I.   | <b>CALL TO ORDER (2:00pm)</b>  | Probation/Chief Farrah |
| II.  | <b>APPROVAL OF AGENDA</b><br>(Action Item)<br><b>Attachment:</b><br>Agenda May 24, 2024  |                        |
| III. | <b>OPPORTUNITY FOR PUBLIC COMMENT</b><br>Pursuant to the Brown Act, each public agency must provide the public with an opportunity to speak on any matter within the subject matter jurisdiction of the Community Corrections Partnership and which is not on the agency's agenda for that meeting. Comments are limited to no more than 3 minutes per speaker. By law, no action may be taken on any item raised during the public comment period although brief informational answers to questions may be given. |                        |
| IV.  | <b>CONSENT CALENDAR</b><br><u>Approval of Minutes for September 28, 2023</u><br>(Action Item)<br><b>Attachment:</b><br>Minutes September 28, 2023  | Probation/Chief Farrah |
| V.   | <b>DISCUSSION CALENDAR</b>   |                        |
|      | 1. <u>Victims' Advocate Selection</u><br><b>(Action Item)</b>  | Probation/Chief Farrah |
|      | The committee will receive a recommendation from the Subcommittee for membership on the CCP for the Victims' Advocate. Consider approving the recommendation submitted by the subcommittee.  |                        |
|      | 3. <u>AB109 Budget Update</u><br><b>(Action Item)</b>  | CAO/Tami Lukens        |
|      | Receive an update on the 2011 Public Safety Realignment Budget (AB109); Consider recommending to the Board of Supervisors programs and services totaling \$20.7 million for FY2024/25; Consider approval of setting a reserve amount equal to no less than 20% of the total AB109 budget; Consider recommending to the Board of Supervisors future funding for programs and services totaling \$4 million for FY2024/25; and Review and consider budget request from the Public Defender                           |                        |
|      | 4. <u>Timeline for Reentry Services Request for Proposal (RFP)</u><br><b>(No Action)</b>   | Probation/Chief Farrah |
|      | The committee will receive an update regarding the RFP process and timeline. The recommendation was to allocate up to \$750,000 annually (\$150,000 per year per grantee up to 5 grantees) for the next three fiscal years to non-profit, for profit, and government   |                        |

entities with the exception of County of Solano Departments, to provide community supports for adult reentry from jails and prison.

5. Probation Highlights  
**(No Action)**

Probation/Chief Farrah  
Probation/Crystal Riley  
Probation/Alisha Austin

The committee will receive various highlights from the Probation Department.

## **VI. CCP CLOSING COMMENTS**

**ADJOURNMENT:** The next meeting is tentatively scheduled for Wednesday, November 20, 2024 from 2pm-4pm at the County Events Center, 675 Texas Street-Conference Room A.

**SOLANO COUNTY**  
**Community Corrections Partnership Meeting**  
**Public Safety Local Plan Development Minutes**  
**September 28, 2023**

**Present:**

**CCP Committee Members**

Chris Hansen, *Chief Probation Officer\**

Elena D'Agustino, *Public Defender\**

Judge Wendy Getty, *Superior Court\**

Dan Healy, *Acting Chief of Police, Suisun Police Dept. \**

Heather Henry, *Workforce Investment Board*

Bill Emlen, *County Administrator*

Erin Hannigan, *Board of Supervisors*

Emery Cowan, *Behavioral Health*

Kelley Curtis, *Employment & Eligibility (Came after voting)*

*\*Executive Committee Member*

**Non-Member Participants**

Michael Reyes, Solano DRC

Tami Lukens, CAO's Office

Amy Potter, Probation

Jeremy Green, LCA

Brittany Perryman, Solano Courts

Terri Williams, Consultant

Phyllis Becker, Consultant

Alisha Austin, Probation

Jennivive Venzon, Probation

Dean Farrah, Probation

Shawna Albright, Probation

Rocio Lopez, Probation

Sadao Holman, Probation

Jen McDermott, Probation

Sharon Reyff, Probation

Felicia Carrington, Public Defenders Office

Shari King, Public Defenders Office

Jason Aguirre, District Attorney's Office

Ruben Vang, Probation

Tommy Barrett, ADO

Crystal Riley, Probation

Monica Brown, Board of Supervisors

Crystal Turner, Probation

Carrie Blacklock, Assistant County Counsel

**Community Corrections Partnership Meeting  
Public Safety Local Plan Development Minutes  
September 28, 2023**

**Amendments to the Agenda**

Items Number 1 and 4 under the discussion calendar were changed from Action Items to informational only items.

**Approval of Agenda**

Supervisor Hannigan made a motion to approve the Agenda. Motion seconded by Elena D'Agustino. No opposition. No abstention. Motion carried (8-0).

**Public Comment**

No Public Comment

**Approval of Minutes**

Supervisor Hannigan made a motion to approve the Minutes. Motion seconded by Heather Henry. No opposition. No Abstention. Motion carried (8-0).

**Public/Alternate Defender Social Work Request**

The Committee received information regarding a request funding additional social work resources to the Public Defender and Alternate Defender. Additional social work resources in the Public and Alternate Public Defender offices will provide resources to clients who are not served by other agencies. There will be more discussion on this topic and will be brought back to the table at a future meeting for a vote.

**Request for Proposal (RFP) for Reentry Services**

The Committee received information regarding a proposal to develop an RFP to provide reentry services to clients. The Committee was asked to consider a recommendation to allocate up to \$750,000 annually (\$150,000 per year up to 5 grantees) for the next three fiscal years to non-profit, for profit, and government entities with the exception of County of Solano Departments and delegate authority to the Probation Department to lead the development and solicitation of the RFP.

Heather Henry made a motion to approve the recommendation. Motion seconded by Dan Healy. No opposition. No Abstention. Motion carried (8-0).

**CCP Annual Plan**

The Committee was presented with the final draft of the Solano County Public Safety Realignment Plan. The Committee was asked to consider a recommendation to approve the plan as written. (See Power Point: CCP Agenda and Related Docs-Sept. 28, 2023)

Supervisor Hannigan made a motion to approve the recommendation as presented. Motion seconded by Emery Cowan. No opposition. No abstention. Motion carried (8-0)

**Community Corrections Partnership Meeting  
Public Safety Local Plan Development Minutes  
September 28, 2023**

**Safety and Justice Challenge: Impact Network**

The Committee received a presentation on Solano County participation in the John D. and Catherine T. MacArthur Foundation's Safety and Justice Challenge: IMPACT Network, which provides expert technical assistance to advance criminal justice system improvements, strengthen community engagement, and identify equity-based solutions to divert individuals with behavioral health needs away from the justice system and into treatment. (See Power Point: CCP Agenda and Related Docs-Sept. 28, 2023)

**Victim Advocate/Recruiting process**

The Committee discussed the Victim Advocate Representative nominating process. In the past an Ad Hoc committee has gotten together to gather nominations for the Victim Advocate representative. The same procedure will be used for filling the position again. Heather Henry, Dan Healy, and Elena D'Agustino volunteered to spearhead the Ad Hoc committee and will reconvene at the next meeting for voting on the nomination.

The next meeting is tentatively scheduled for Wednesday, January 24, 2024 from 2pm-4pm at the County Events Center, Conference Room A.

**Adjournment:** The meeting adjourned at 11:20a.m.



# **SOLANO COUNTY COMMUNITY CORRECTIONS PARTNERSHIP (CCP)**

May 22, 2024



# Victim's Advocate Selection





# 2011 Public Safety Realignment (AB109) Budget Update



# Solano County Community Corrections Partnership - FY2024/25 AB109 Recommended Budget

	FY2023/24 Budget	FY2023/24 Midyear Projections	FY2024/25 Requested
Sheriff	6,026,080	7,026,080	8,026,080
Probation (PRCS)	3,858,073	3,458,806	3,384,518
Probation (CPC's)	7,046,817	7,181,721	6,706,641
HSS (Mental Health)	212,495	39,038	227,662
District Attorney	994,529	945,168	1,057,452
Public Defender	891,959	617,897	1,009,848
Alternate Defender	55,757	52,544	58,797
CCP Planning	192,042	192,042	267,098
<b>Total AB109 Budgeted Programs and Services</b>	<b>19,277,752</b>	<b>19,513,296</b>	<b>20,737,896</b>



# Solano County Community Corrections Partnership - FY2024/25 Budget Overview

		<b>FY2024/25 Requested</b>
<b>FY2024/25 Budgeted Programs &amp; Services</b>		<b>\$ 20,737,896</b>
<b>AB109 Funds Available in FY2024/25</b>		
FY2024/25 "Base" State Allocation	18,567,555	
State Growth Allocation	0	
DA/PD Subaccount Base/Growth	693,674	
CCP Planning Allocation	0	
<b>Total AB109 Funding</b>	<b>\$ 19,261,229*</b>	
<b>Unspent Carryforward (Midyear FY2023/24)</b>	<b>18,932,417*</b>	
<b>Total Funding Available</b>		<b>\$ 38,193,646</b>
Less: Reserve – 20% of FY2024/25 Budget		<b>\$ 4,147,580</b>
Less: Prior Approved Projects		<b>\$ 4,000,000</b>
<b>Remaining Projected One-time Carryforward Funding June 30, 2025</b>		<b>\$ 9,308,170</b>

\* Estimates as of May 22, 2024



# Solano County Community Corrections Partnership - FY2024/25 Budget Update

## **Reserves:**

It is recommended that the CCP approve setting a reserve amount equal to no less than 20% of the total AB109 budget. For FY2024/25, an initial funding of \$4,147,580 would be allocated to this Reserve Account.

## **Future Funding for Prior Approved Projects:**

Additional funding will be allocated for the tenant improvements to the new Center for Positive Change building in Fairfield, estimates are currently \$1.5 million. Community Grants in the amount of \$2.5 million will be allocated once the Requests for Proposals (RFPs) have been approved and funding for these community partners is established.



# Solano County Community Corrections Partnership - FY2024/25 New Request

The Public Defender is requesting to add a Holistic Defense Program to ensure fair and just outcomes in the criminal justice system.

This request meets the Solano County Community Corrections Partnership 2023 Public Safety Realignment Plan by helping to accomplish Recommended Goal #2: Expand, strengthen, and increase services to meet identified system needs. While this request meets Recommended Goal #2, it is not identified as one of the 2024 Objectives.

This request is up for review, discussion, and consideration by the CCP. The CCP may choose to fund one of the options (see Attachment A), fund neither option, or give further direction to staff.



# Solano County Community Corrections Partnership - FY2024/25 New Request

*Option #1:* Add 2.0 FTE Social Services Workers to the Public Defender budget and 1.0 FTE Social Services Worker to the Alternate Public Defender budget. Increasing the Public Defender and Alternate Public Defender's AB109 budget by \$262,472 and \$131,236, respectively in FY2024/25.

If this option is chosen by the CCP, staff is recommending:

- ▶ These positions be added as Limited-Term positions with a term to expire on June 30, 2025.
- ▶ That an additional \$50,000 be added to this request to account for computers, cell phones, office space reconfigurations, and other additional expenses that may be incurred do the addition of staff. This would bring the FY2024/25 addition to \$443,708 in total.
- ▶ That the Public Defender ensure coordination with other departments to assure that a seamless and organized hand-off of clients takes place, as needed.
- ▶ The Public Defender will bring regular updates to the CCP with the number of clients served and the outcomes and effectiveness of the program.



## Solano County Community Corrections Partnership - FY2024/25 New Request

*Option #2:* Contract with Partners for Justice, a non-profit organization, for advocates with lived experience to ensure holistic defense and advocacy for individuals who may not otherwise seek or complete services, for a not to exceed amount of \$500,000 for a two-year period. There would be an estimated \$50,000 in additional costs in the Public Defender's Office in the first year to cover computers, phones, etc. Increasing the Public Defender's AB109 budget by \$300,000 in FY2024/25 and \$250,000 in FY2025/26.

If this option is chosen by the CCP, staff is recommending:

- ▶ The contract be vetted through County Counsel and Human Resources prior to contract execution.
- ▶ That the Public Defender ensure coordination with other departments to assure that a seamless and organized hand-off of clients takes place, as needed.
- ▶ The Public Defender will bring regular updates to the CCP with the number of clients served and the outcomes and effectiveness of the program.



## Solano County Community Corrections Partnership - FY2024/25 Budget Update - Action Items

- Consider and recommend to the Board of Supervisors programs and services that total \$20.7 million for FY2024/25 utilizing AB109 funding.
- Consider approval of setting a reserve amount equal to no less than 20% of the total AB109 budget.
- Consider and recommend to the Board of Supervisors future funding for programs and services already approved by the CCP that total \$4 million for FY2024/25 utilizing AB109 funding.
- Review, discuss, and consider approving request from the Public Defender to provide holistic defense services, increasing the funding allocation to the Public Defender and/or the Alternate Public Defender, or provide further direction to staff.





# *Timeline for Reentry Services Request for Proposal (RFP) for Reentry Services*



# Solano County Community Corrections Partnership

EVENT	DATE
Board Agenda	June 25, 2024
County Issues RFP Packet	July 15, 2024
Mandatory Pre- Proposal Conference	August 7, 2024
Submission of Intent to Propose	August 14, 2024
Deadline for Submitting Written Questions to RFP Coordinator	August 23, 2024, 5:00PM PST
Written Responses to vendor questions posted on Neogov and the County's website.	September 10, 2024
Deadline for Submitting a Proposal	September 23, 2024, 5:00PM PST
Proposal Evaluation and Scoring	September 27 – October 11, 2024
Notice of Intent to Award	October 18, 2024
CCP Recommends Funding	November 6, 2024
Contract Development & Negotiations Period	November 8 – November 22, 2024
Completed Contract Signed by Contractor	November 25, 2024
Contract Approved by the County Administrator (as delegated authority)	June 25, 2025
Services Begin	July 15, 2025



# Solano County Community Corrections Partnership

## Probation Highlights

- New Site for Fairfield Center for Positive Change
  - 460 Union Street, Fairfield



# Solano County Community Corrections Partnership

## Probation Highlights



ONGOING CPC SERVICES



# Solano County Community Corrections Partnership

## Probation Highlights

Probation Enforcement Search Team is now  
Probation Awareness and Compliance Team (PACT)





# Closing Comments

Consider recommendation regarding the appointment of the Victims' Advocate Representatives to serve on the CCP

Published Notice Required? Yes  No   
Public Hearing Required? Yes  No

**COMMITTEE RECOMMENDATION:**

The Ad Hoc Subcommittee recommends the Community Corrections Partnership:

1. Appoint Reina Sandoval-Beverly, Family Justice Center Director, to the CCP as the Victims' Advocate Representative.

**SUMMARY / DISCUSSION:**

Membership of the Community Corrections Partnership (CCP) is outlined in California Penal Code Section 1230, and defined by the Community Corrections Performance Incentive Act of 2009 (SB 678) and includes the Chief Probation Officer (Chair)\*, Presiding Judge of the Superior Court\* or his or her designee, a County Supervisor or County Administrator, District Attorney\*, Public Defender\*, Sheriff\*, the head of the Department of Social Services\*, the head of the County Department of Mental Health, the head of the County Department of Employment, the head of the County Alcohol and Substance Abuse programs, the County Superintendent of Education, a local chief of police\*, a representative of a Community Based Organization (CBO) with experience in successfully providing rehabilitative services to persons convicted of criminal offenses, and an individual who represents the interests of victims.

The prior Victims' Advocate was the Family Violence Prevention Officer, this position is currently vacant resulting in a vacancy for the CCP.

A press release was developed and distributed, requesting interested parties to submit their interest and qualifications by January 12, 2024. The CCP established a subcommittee consisting of CCP members Elena D'Agustino, Dan Healy, Heather Henry, and Dean Farrah, to review submissions and present a recommendation to the CCP. The recommendation of the subcommittee is to appoint Reina Sandoval-Beverly as the Victims' Advocate Representative.

**FINANCIAL IMPACT:**

There is no anticipated funding associated with approval of this action.

**ALTERNATIVES:**

1. The CCP could choose not to accept the recommendation from the subcommittee regarding the appointment of the Victims' Advocate Representative; however, this is not recommended as it is critical that all designated positions on the CCP be filled.
2. The CCP could direct the subcommittee to reissue the request for submissions and provide information at the next scheduled CCP meeting; however, this is not recommended as the subcommittee thoroughly reviewed all submissions, and view the recommended selection for the Victim's Advocate as appropriate.

**OTHER AGENCY INVOLVEMENT:**

The County Administrator and the Probation Department have reviewed this item and the related recommendations.

**RECOMMENDATION:**

APPROVE RECOMMENDATION





**AGENDA SUBMITTAL TO THE SOLANO COUNTY COMMUNITY  
CORRECTIONS PARTNERSHIP**

<b>ITEM TITLE:</b> Receive an update on the 2011 Public Safety Realignment Budget (AB109); Consider recommending to the Board of Supervisors programs and services totaling \$20.7 million for FY2024/25; Consider approval of setting a reserve amount equal to no less than 20% of the total AB109 budget; Consider recommending to the Board of Supervisors future funding for programs and services totaling \$4 million for FY2024/25; and Review and consider request from the Public Defender	<b>CCP MEETING DATE</b>  <p align="center"><b>May 22, 2024</b></p>	<b>AGENDA NUMBER</b>	
<b>Contact:</b> <b>Phone:</b>	<b>Tami Lukens, Principal Mgmt Analyst - County Administrator's Office</b> <b>784-6112</b>		
	<b>Published Notice Required?</b> <b>Public Hearing Required?</b>	<b>Yes: _____</b> <b>Yes: _____</b>	<b>No: <u>  X  </u> _____</b> <b>No: <u>  X  </u> _____</b>

**RECOMMENDATION:**

It is recommended that the Community Corrections Partnership (CCP):

1. Receive an update on the 2011 Public Safety Realignment Budget;
2. Consider and recommend to the Board of Supervisors programs and services that total \$20.7 million for FY2024/25 utilizing AB109 funding, including a new estimated allocation of \$18.6 million in 2011 Public Safety Realignment (AB109) revenue to continue to advance concepts in the adopted 2011 Public Safety Realignment Act Implementation Plan;
3. Consider approval of setting a reserve amount equal to no less than 20% of the total AB109 budget;
4. Consider and recommend to the Board of Supervisors future funding for programs and services already approved by the CCP that total \$4 million for FY2024/25 utilizing AB109 funding; and
5. Review, discuss, and consider approving request from the Public Defender to provide holistic defense services, increasing the funding allocation to the Public Defender and/or the Alternate Public Defender, or provide further direction to staff (Attachment A).

### **SUMMARY/BACKGROUND:**

The 2011 Public Safety Realignment Act (AB109 and companion legislation) redirected from the State of California (State) to counties specific duties and responsibilities associated with the sentencing and supervision of individuals convicted of felony offenses. This legislation changed sentencing practices, shifted responsibility for the housing of convicted non-violent offenders and parole violators to the counties, and shifted responsibility for supervising paroled non-violent, non-serious, and non-sex (non-non-non) offenders to county probation departments.

The Board of Supervisors (Board), in compliance with the new mandates, approved the Solano Public Safety Realignment Act Implementation Plan on November 1, 2011 (2011 Plan) as prepared and recommended by the Solano Community Corrections Partnership (CCP). Since November 2011, the Board has received reports and recommendations from the CCP on the timing and sequencing of the implementation of the 2011 Plan. The Board has approved several new positions, professional service and consultant service contracts, training, equipment and capital purchases, and other related expenses needed to support the implementation of the approved 2011 Plan.

After a review of the carryforward fund balance, economic uncertainties, and best practices it is being recommended that the CCP approve setting a reserve amount equal to no less than 20% of the total 2011 Public Safety Realignment budget.

Solano County Departments have requested continued funding for the programs and services previously supported by the CCP for FY2024/25. An overview of the respective Departments' FY2024/25 programs and related costs are outlined in the Discussion section herein. Additionally, the Public Defender has requested additional funding for a new program also outlined in the Discussion section.

### **FINANCIAL IMPACT:**

The total funding available in FY2024/25 for Solano County under 2011 Public Safety Realignment is \$38.2 million. This total includes \$18.9 million in unspent carryforward from previous years (based on Midyear department projections for spending in FY2023/24) and an estimated State allocation of \$18.6 million in FY2024/25, at this time there is no Growth Allocation estimated for FY2024/25.

2011 Public Safety Realignment (AB109) funding from the State for Community Corrections consists of an annual base allocation and a possible growth allocation, which is based on a formula to share growth in the State funding source. The growth funds are dependent on the State's sales tax and VLF collections and are allocated based on performance measures based primarily on incarceration rates and Probation success rates. The 2011 Public Safety Realignment fiscal year period is August 16 through August 15. The projected spending at Midyear reflects additional spending of \$2.8M when compared to the requested budget. This increase is a resulting from both ongoing and one-time expenses in AB109 departments for already approved programs and services and included in the FY2023/24 Working Budget. These include \$2.7 million in the Centers for Positive Change for the purchase of a building and a \$1 million increase in the Sheriff's jail salary and benefits to keep up with the continued increased costs in the jail, these increases

are offset by a savings resulting from the timing in filling staff vacancies and other one-time reductions in expenses in other AB109 departments.

The FY2024/25 Requested Budget for AB109 is \$20.7 million, which represents an increase of \$1.5 million when compared to the FY2023/24 Working Budget. This increase is primarily due to negotiated and approved labor contract wage increases, CalPERS retirement costs, and changes in health benefit costs and workers compensation rates.

In recent years, departments receiving AB109 funding have made significant effort in reducing and/or containing costs and some years relied on the use of unspent carryforward funds to balance the AB109 Budget. *The FY2024/25 Requested Budget for AB109 does rely on the use of unspent carryforward of \$1.5 million from prior fiscal years.* As communicated in prior years, the goal is to maintain AB109 program costs in-line with the annual State funding levels. In the Midyear projections for FY2023/24, departments achieved this goal; however, as salary costs and inflation effect budgets it will be important for Departments to continually monitor AB109 costs and State allocations and assess the ongoing impacts to carryforward funds.

The carryforward, which has a projected total of \$18.9 million, based on Midyear projections, at the end of FY2023/24 will be utilized to address future cost increases within Solano County AB109 Department budgets, be utilized for one-time expenditures, and offset any potential reductions in AB109 allocations from the state during FY2024/25 and future years.

It is being recommended that the CCP approve setting a reserve amount equal to no less than 20% of the total 2011 Public Safety Realignment budget. For FY2024/25 this amount would be \$4.1 million. This would reduce the carryforward fund balance as this reserve would be set aside for use in the event of economic downturn or to fund specific AB109 one-time expenditures.

By approval of the recommendations herein, the CCP will be supporting the Requested Budget by the Departments and recommending moving the AB109 budgets forward for the Board of Supervisors approval of \$20.7 million of available AB109 funding, including the use of carryforward fund balance with an additional \$4 million for prior approved projects once staff has finalized them and will prepare budget amendments to bring before the Board of Supervisors. This appropriation will be included in the operating budgets of the respective Departments to continue to advance concepts in the adopted 2011 Plan.

### **DISCUSSION:**

The FY2024/25 Requested Budget for 2011 Public Safety Realignment (AB109) is \$20.7 million, which represents an increase of \$1.5 million when compared to the FY2023/24 Working Budget. This increase is primarily due to negotiated and approved labor contract wage increases, CalPERS retirement costs, and changes in health benefit costs and workers compensation rates. There is an additional \$4 million in future funding for programs and services already approved by the CCP, to be allocated to the appropriate budgets once these projects are finalized.

The following are summaries of the programs and services included in FY2024/25 Requested Budgets for the respective Departments. The funding totals represent the costs to deliver 2011

Public Safety Realignment program services previously recommended by the CCP in accordance with the 2011 Plan.

#### District Attorney

The 2011 Public Safety Realignment (AB109) imposed legal responsibilities on prosecutor's offices, including the prosecution of revocations of Post-Release Community Supervision (PRCS). For FY2024/25, the District Attorney (DA) has requested \$1,057,452 of AB109 funding to continue staffing positions and funding costs to address prosecuting duties under AB109.

#### Public Defender

The 2011 Public Safety Realignment (AB109) also imposed legal responsibilities on the Public Defender's office, including the representation of revocations of Post-Release Community Supervision (PRCS) and parole violations. For FY2024/25, the Public Defender has requested \$1,009,848 of AB109 funding to continue staffing positions and funding costs to continue providing legal defense under AB109.

The Public Defender has proposed two options for new / additional funding, this request is outlined under new requests and in an additional attachment.

#### Alternate Public Defender

The 2011 Public Safety Realignment (AB109) imposed legal responsibilities on the Alternate Public Defender's office, including the representation of revocations of PRCS. For FY2024/25, the Alternate Public Defender has requested \$58,797 of AB109 funding to continue staffing positions and funding costs to support AB109.

#### Sheriff's Office

Using the 2023 Average Daily Population and the FY2024/25 Board-approved daily bed rate, approximately \$16.7 million of costs may be attributed to Public Safety Realignment inmates. For FY2024/25 the Sheriff's Office has requested \$8,026,080 of 2011 Public Safety Realignment (AB109) funding. In addition to personnel costs, the Sheriff is requesting a continuation of offsetting Realignment Funds to cover AB109 inmate related costs, such as inmate meals, medical treatment, and other detention facility costs related to the AB109 inmate population, which typically accounts for over 20% of the County Jail population. The recommendation from the Sheriff's Office includes converting a Mental Health Specialist from Limited-Term to Permanent.

#### Probation Department

To meet the mandates under the 2011 Public Safety Realignment (AB109) for FY2024/25, Probation is proposing to continue the same level of staffing and programs for two re-entry centers and supervision of PRCS and 1170(h) split sentences. This ongoing effort is estimated to be \$10,091,159 of AB109 funding. To address its 2011 Realignment requirements the Probation

Department maintains staffing in order to manage the caseloads of PRCS and to operate the Centers for Positive Change (CPC) in both Vallejo and Fairfield, which includes providing Substance Abuse services and Mental Health Clinician services.

#### Health & Social Services

To meet its FY2024/25 mandates under the 2011 Public Safety Realignment (AB109), Health & Social Services (H&SS) has requested \$227,662 of AB109 funding to continue staffing positions and funding costs for Mental Health treatment and programs.

#### Planning and Administration

In meeting mandates under 2011 Public Safety Realignment (AB109) the FY2024/25 Requested Budget includes \$267,098 of AB109 funding to cover expenditures for planning and administration. This request includes partial funding for the Superior Court of California County of Solano Collaborative Court Manager and 1/3 of the annual cost of the Veterans Court Case Manager. Additionally, the budget includes funds for data analysis and research and planning services.

#### Reserves

To meet the ongoing cost increases in Departments while balancing economic uncertainty it is best practice to create a reserve account. It is recommended that the CCP approve setting a reserve amount equal to no less than 20% of the total AB109 budget. For FY2024/25, an initial funding of \$4,147,580 would be allocated to this Reserve Account. In future years, additional funds will be allocated based on the AB109 budget or the needs for upcoming one-time equipment or capital expenditures.

#### Future Funding for Prior Approved Projects

Additional funding will be allocated for the tenant improvements to the new Center for Positive Change building in Fairfield, estimates are currently \$1.5 million.

Community Grants in the amount of \$2.5 million will be allocated once the Requests for Proposals (RFPs) have been approved and funding for these community partners is established.

#### New Request

The Public Defender is requesting to add a Holistic Defense Program to ensure fair and just outcomes in the criminal justice system. The Public Defender stated that by providing holistic defense, advocates collaborate to identify and address the consequences of poverty and the justice system, helping people move from obstacles to opportunities. Holistic defense not only focuses on legal representation, but also considers the underlying social, economic, and personal factors that may contribute to a person's involvement in the criminal justice system. See the attached Request to the Solano County Community Corrections Partnership for additional details and information (Attachment A).

This request meets the Solano County Community Corrections Partnership 2023 Public Safety Realignment Plan by helping to accomplish Recommended Goal #2: Expand, strengthen, and increase services to meet identified system needs. While this request meets Recommended Goal #2, it is not identified as one of the 2024 Objectives.

The Public Defender is requesting one of the following two options be added to the FY2024/25 AB109 Recommended Budget. This request is up for review, discussion, and consideration by the CCP. The CCP may choose to fund one of the options below and as outline in Attachment A, fund neither option, or give further direction to staff.

*Option #1:* Add 2.0 FTE Social Services Workers to the Public Defender budget and add 1.0 FTE Social Services Worker to the Alternate Public Defender budget. Increasing the Public Defender's AB109 budget by \$262,472 and the Alternate Defender's AB109 budget by \$131,236 for staffing costs for a total of \$393,708 in FY2024/25.

*Staff Information and Notes for Option #1:* If this option is chosen by the CCP, staff is recommending that these positions be added as Limited-Term positions with a term to expire on June 30, 2025. This will allow the Public Defender the opportunity to report back to the CCP on outcomes, number of clients seen, and for the CCP to evaluate ongoing budget requirements. It is anticipated that these costs would rise each fiscal year as negotiated and approved labor contract wage increases continue, CalPERS retirement costs increase, and the County continues to face changes in health benefit costs and workers compensation rates. In addition, staff is recommending that an additional \$50,000 be added to this request to account for computers, cell phones, office space reconfigurations, and other additional expenses that may be incurred do the addition of staff. This would bring the FY2024/25 addition to \$443,708. Lastly, staff requests that the Public Defender ensure coordination with other departments, such as Health and Human Services and the Probation Department to assure that a seamless and organized hand-off of clients takes place, as needed. As with any new program, it would be the Public Defender's obligation to bring regular updates to the CCP with the number of clients served and the outcomes and effectiveness of the program.

*Option #2:* Contract with Partners for Justice, a non-profit organization, for advocates with lived experience to ensure holistic defense and advocacy for individuals who may not otherwise seek or complete services, for a not to exceed amount of \$500,000 for a two-year period. There would be an estimated \$50,000 in additional costs in the Public Defender's Office in the first year to cover computers, phones, etc. Increasing the Public Defender's AB109 budget by \$300,000 in FY2024/25 and \$250,000 in FY2025/26.

*Staff Information and Notes for Option #1:* If this option is chosen by the CCP, staff is recommending that this contract be vetted through County Counsel and Human Resources prior to contract execution. This option would also require that the Public Defender ensure coordination with other departments, such as Health and Human Services and the Probation Department to assure that a seamless and organized hand-off of clients takes place, as needed. As with any new program, it would be the Public Defender's obligation to bring regular updates to the CCP with the number of clients served and the outcomes and effectiveness of the program.

**ALTERNATIVES:**

1. The CCP could choose not to receive an update on the 2011 Public Safety Realignment (AB109) budget. This is not recommended as it would limit the CCP's ability to make informed decisions regarding the FY2024/25 Requested Budget.
2. The CCP could choose not to support a recommendation to the Board of Supervisors on programs and services that total \$20.7 million for FY2024/25, with an additional \$4 million to be allocated during the fiscal year when projects are finalized, utilizing AB109 funding, to continue to advance concepts in the 2011 Plan. This is not recommended as the CCP has previously adopted the 2011 Plan and not supporting the appropriation of the available funding would limit the County's ability to fully implement the 2011 Plan.
3. The CCP could choose to not support the creation of a reserve account, set a different percentage, request a different funding formula. This is not recommended as it is best practice to have a reserve account to use in the event of economic downturns or uncertainty.

**OTHER ORGANIZATION INVOLVEMENT:**

Community Corrections Partnership, Solano County CAO, Solano County Sheriff, Solano County Health and Social Services, Solano County Probation, Solano County District Attorney, Solano County Superior Court, and Solano County Public Defender & Alternate Defender.



## REQUEST TO THE SOLANO COUNTY COMMUNITY CORRECTIONS PARTNERSHIP FOR FY2024/25

The Public Defender is requesting additional 2011 Public Safety Realignment (AB109) funds to provide holistic defense services. By providing holistic defense, advocates collaborate to identify and address the consequences of poverty and the justice system, helping people move from obstacles to opportunities.

In recent years, there has been a growing recognition of the importance of holistic defense in ensuring fair and just outcomes in our criminal justice system. Holistic defense not only focuses on legal representation, but also considers the underlying social, economic, and personal factors that may contribute to a person's involvement in the criminal justice system. This approach has been proven to lead to better outcomes for individuals, reduce recidivism rates, and ultimately save taxpayer money.

Holistic defense acknowledges that individuals facing criminal charges often have complex backgrounds, which may include issues such as mental health, substance abuse, poverty, or lack of access to education and job opportunities. By addressing these underlying factors, holistic defense can help break the cycle of criminal behavior and promote rehabilitation.

Research has consistently shown that holistic defense leads to better legal outcomes, including reduced pretrial detention, shorter sentences, and lower recidivism rates. By providing comprehensive support and services to defendants, holistic defense increases the likelihood of successful rehabilitation and reintegration into society.

The Public Defender has developed two options to accomplish a more holistic defense model and is requesting the Community Corrections Partnership funds one of the following options for FY2024/25.

### **REQUEST OPTION #1:**

Add 2.0 FTE Social Services Workers to the Public Defender budget and add 1.0 FTE Social Services Worker to the Alternate Public Defender budget. Increasing the Public Defender's 2011 Public Safety Realignment budget by \$262,472 and the Alternate Defender's 2011 Public Safety Realignment budget by \$131,236 for staffing costs.

Social workers play a crucial role in holistic defense by providing comprehensive support that addresses the underlying factors that contribute to criminal behavior, working collaboratively with attorneys to provide better representation, and providing ongoing support to clients beyond their case resolution.

Currently in the Public Defender's Office, the two Social Worker III's (SW III) primary duties are to conduct assessments and draft social histories to assist in identifying client needs and advocating for treatment in lieu of incarceration. They also provide case management to a small number of high needs clients, particularly juveniles who are at risk. The SW IIIs can only assist a small portion of clients served by the Public Defender. One Social Services Worker (SSW)



focuses on supporting the mental health diversion court clients with case management services, and also assists clients in the other specialty courts.

By adding additional SSWs to the team these staff will be able to focus on connecting clients with services such as housing, food, employment, treatment for substance abuse, mental health etc., primarily serving clients who are pre-trial, both in and out of custody, and who are not being supervised by Probation.

The Public Defender Social Work Team would provide services not met by other county social workers. The new SSWs will focus on pre-trial clients not receiving supervision from probation. One would be located in Fairfield and the other in Vallejo. At this time, there are no social work staff specifically assigned to Vallejo so this will add much needed access to resources for clients in Vallejo.

### **FINANCIAL IMPACT FOR OPTION #1:**

The estimated costs for FY2024/25 for a Social Services Worker is \$136,261 annually. This request would increase the Public Defender's 2011 Public Safety Realignment (AB109) budget by \$262,472 and increase the Alternate Public Defender's 2011 Public Safety Realignment (AB109) budget by \$136,261, for a total increase of \$393,708 in FY2024/25.

### **STAFF INFORMATION AND NOTES:**

If this option is chosen by the CCP, staff is recommending that these positions be added as Limited-Term positions with a term to expire on June 30, 2025. This will allow the Public Defender the opportunity to report back to the CCP on outcomes, number of clients seen, and for the CCP to evaluate ongoing budget requirements. It is anticipated that these costs would rise each fiscal year as negotiated and approved labor contract wage increases continue, CalPERS retirement costs increase, and the County continues to face changes in health benefit costs and workers compensation rates. In addition, staff is recommending that an additional \$50,000 be added to this request to account for computers, cell phones, office space reconfigurations, and other additional expenses that may be incurred do the addition of staff. This would bring the FY2024/25 addition to \$443,708. Lastly, staff requests that the Public Defender ensure coordination with other departments, such as Health and Human Services and the Probation Department to assure that a seamless and organized hand-off of clients takes place, as needed. As with any new program, it would be the Public Defender's obligation to bring regular updates to the CCP with the number of clients served and the outcomes and effectiveness of the program.

### **REQUEST OPTION #2:**

Contract with Partners for Justice, a non-profit organization, for advocates with lived experience to ensure holistic defense and advocacy for individuals who may not otherwise seek or complete services for a not to exceed amount of \$500,000 for a two-year period. There would be an estimated \$50,000 in additional costs in the Public Defenders Office in the first year to cover computers, phones, etc. Increasing the Public Defender's 2011 Public Safety Realignment (AB109) budget by \$300,000 in FY2024/25 and \$250,000 in FY2025/26.

Contracting Partners for Justice to enhance and expand pretrial services for indigent adults starting prior to their first court appearance, provide connections to community resources and

individuals with lived experience, with long-term goals of examining/addressing systemic bias in arraignment, pretrial, and probation processes will further the goal of allowing defendants, who are low risk to public safety but may not have adequate resources, to be released from custody without regard to financial status, thereby, reserving valuable bed space in county jail for high-risk defendants. Partners for Justice is a nationally renowned non-profit organization with proven results in several counties, including in California.

**FINANCIAL IMPACT FOR OPTION #2:**

The estimated costs for the contract for FY2024/25 are \$250,000, with an additional \$50,000 for anticipated costs in the Public Defender's Office for the first year increasing the Public Defenders 2011 Public Safety Realignment (AB109) budget \$300,000. There would be an additional \$250,000 for FY2025/26.

**STAFF INFORMATION AND NOTES:**

If this option is chosen by the CCP, staff is recommending that this contract be vetted through County Counsel and Human Resources prior to contract execution. This option would also require that the Public Defender ensure coordination with other departments, such as Health and Human Services and the Probation Department to assure that a seamless and organized hand-off of clients takes place, as needed. As with any new program, it would be the Public Defender's obligation to bring regular updates to the CCP with the number of clients served and the outcomes and effectiveness of the program.