

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM: 3.34
(ID # 25620)

MEETING DATE:

Tuesday, October 01, 2024

FROM : PUBLIC DEFENDER

SUBJECT: PUBLIC DEFENDER: Ratify and Approve Amendment No. 5 to the Professional Service Agreement with Chapman University, Fowler School of Law, for Restorative Justice Program Services for FY 24/25, All Districts. [Total Contract Cost \$805,585, Annual Cost \$161,117; up to \$16,112 annually in additional compensation; 100% Juvenile Justice Crime Prevention Act Funds]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify and approve Amendment No. 5 to the Professional Service Agreement with Chapman University, Fowler School of Law, for Restorative Justice Program Services, to extend the contract period for an additional one-year through June 30, 2025 with no change in the original contract amount of \$161,117 annually;
2. Authorize the Chair of the Board to sign the amendment on behalf of the County; and
3. Authorize the Purchasing Agent, in accordance with Ordinance No. 459, based upon the availability of fiscal funding and as approved as to form by County Counsel, to sign amendments that exercise the options of the agreement, including modifications to the statement of work that stay within the intent of the agreement and to sign amendments to the compensation provisions that do not exceed the sum total of ten percent (10%) of the total annual cost of the agreement and to issue Purchase Orders for the services that do not exceed the approved amount.

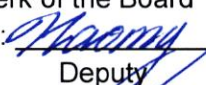
ACTION:


Steven Harmon, Public Defender 8/27/2024

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez
Nays: None
Absent: None
Date: October 1, 2024
xc: Public Defender

Kimberly A. Rector
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 161,117	\$ 0	\$ 161,117	\$ 0
NET COUNTY COST	\$ 161,117	\$ 0	\$ 161,117	\$ 0
SOURCE OF FUNDS: 100% Juvenile Justice Crime Prevention Act.			Budget Adjustment:	No
			For Fiscal Year: 24/25	

C.E.O. RECOMMENDATION: Approve.

BACKGROUND:

Summary

Chapman University Fowler School of Law's Mediation Clinic has been offering Restorative Justice Program with direct victim involvement since 2009 and is the only university in California to offer such a program supporting juvenile offenders. Riverside County has partnered with Chapman University since 2016 to offer a Restorative Justice Program to support youth offenders county-wide and would like to extend the partnership with this agreement.

This program is a comprehensive approach to justice, based on a set of principles that guide responses to conflict and focuses on the needs of victims, youth offenders, and the community. The program will target youth, ages 12 through 17, who have committed property or violent crimes involving a specific victim and not a corporation or corporation entity. To resolve the harm that has been caused, mediation provides an opportunity for the victim and offender to discuss the crime in a safe and secure setting and to reach a restitution agreement. By providing victims with a voice and an active role, the process fosters dialogue between victims and offenders, which provides a high degree of victim satisfaction as well as accountability for youth offenders.

Impact on Residents and Businesses

The goal of utilizing Chapman's Restorative Justice Program is to educate youth on the impacts of their actions and reduce victimization while also reducing recidivism, contributing to the safety and well-being of Riverside County residents and businesses.

Contract History and Price Reasonableness

A Request for Proposal (RFP) #PRARC-043 was released in November 2015 with notifications delivered through e-mail to six vendors along with advertisement on the County's Intranet and the Public Purchase website. The County received one responsive, responsible bid with a proposal submitted by Chapman University at a cost of \$189,549 annually.

The evaluation committee was composed of representatives from County Probation. The evaluation team reviewed and scored the proposal based on Chapman University's overall responsiveness to the County's program effort and accomplishment objectives, bidder's

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experience and ability, project methodology, overall cost and best value, and financials. The bidder, Chapman University, was given the opportunity to present their Best and Final Offer (BAFO). The BAFO presented for the County's final evaluation produced a 15% cost savings from the original proposed cost of \$189,549 resulting in an annual cost of \$161,117 dollars.

On April 26, 2016, the Board of Supervisors, Agenda 3-21 approved Agreement# PRARC-96105-002-04/21 with Chapman University.

The department requested and received SSJ approval to continue these services. The department states that Chapman University Fowler School of Law has a unique program, and no other alternative vendor is available to provide these services. The vendor has agreed to provide the County with Restorative Justice services through Amendment No. 1 with no change to the annual cost for this Agreement.

Amendment No. 1 was executed on September 9, 2021, to extend and renew the performance period through April 26, 2022, with the option to renew the Agreement for four additional one-year periods, and for good and valuable consideration, through written amendment, unless terminated earlier.

Amendment No. 2 was executed on April 4, 2022, to extend and renew the performance period through April 26, 2023, with the option to renew the Agreement for three additional one-year periods, through written amendment, unless terminated earlier.

Amendment No. 3 was executed on May 31, 2022, to extend and renew the performance period of service agreement commencing on April 27, 2023, to June 30, 2023. The intent of that amendment was to ensure no disruption of services, and to allow the Public Defender to piggyback off service agreement # PRARC-96105-002-04/21 with Chapman University.

Amendment No. 4 was executed on July 18, 2023, to transfer the agreement to the Public Defender, to commence July 1, 2023 through June 30, 2024, with the option to renew the Agreement for one additional year, through written amendment.

ATTACHMENTS:

Amendment No. 5 Chapman University


Melissa Curtis, Deputy Director of Purchasing and Fleet 9/19/2024


Aaron Gettis, Chief of Deputy County Counsel 9/5/2024

COUNTY OF RIVERSIDE
AMENDMENT NO. 5 TO THE AGREEMENT
WITH

CHAPMAN UNIVERSITY FOWLER SCHOOL OF LAW

Original Contract Term: 04/26/2016 through 04/26/2021
Contract Term Extended To: 06/30/2025
Effective Date of Amendment: 07/01/2024
Original Annual Maximum Contract Amount: \$161,117
Contract ID: PRARC-96105-002-04/21

This Amendment No. 5 to the Professional Service Agreement for Restorative Justice Program Services ("Amendment No. 5") is entered into by and between County of Riverside, a political subdivision of the State of California ("COUNTY"), and Chapman University, on behalf of the Fowler School of Law, a California nonprofit corporation ("CONTRACTOR").

WHEREAS, COUNTY and CONTRACTOR entered in that certain Professional Service Agreement for Restorative Justice Program Services, effective April 26, 2016 through April 26, 2021 ("Agreement"); and,

WHEREAS, COUNTY and CONTRACTOR entered into that Amendment No. 1 to the Agreement to extend the term for one year through April 26, 2022, with the option to renew the Agreement for four additional one-year periods; and

WHEREAS, COUNTY and CONTRACTOR entered into that Amendment No. 2 to the Agreement to extend the term for one year through April 26, 2023, with the option to renew the Agreement for three additional one-year periods; and

WHEREAS, COUNTY and CONTRACTOR entered into that Amendment No. 3 to the Agreement to extend the term from April 26, 2023 through June 30, 2023, with the option to renew the Agreement for two additional one-year periods; and

WHEREAS, COUNTY and CONTRACTOR entered into that Amendment No. 4 to the Agreement to transfer Agreement heretofore to Riverside County Law Offices of the Public Defender, to commence July 1, 2023 through June 30, 2024, with the option to renew the Agreement for one additional year, through written amendment; and

WHEREAS, COUNTY and CONTRACTOR now desire to exercise the option to extend the term of the Agreement for one year through June 30, 2025; and,

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, COUNTY and CONTRACTOR agree as follows:

1. The above recitals are true and correct, and are incorporated herein by reference.

2. The Agreement is hereby amended and extended for an additional term of one year, commencing on July 1, 2024 through June 30, 2025.
3. The first Sentence of Section 2.1 of the Agreement ("Period of Performance") is hereby deleted in its entirety and replaced with the following: "This Agreement shall be effective as of April 26, 2016 and continues in effect through June 30, 2025, with the option to renew Agreement for one additional year, unless terminated earlier."
4. All other terms and conditions of the Agreement not modified herein shall remain unchanged and in full force and effect.
5. This Amendment No. 5 shall be effective July 1, 2024.
6. This Amendment No. 5 may be executed in any number of counterparts, each of which will be an original, but all of which together will constitute one instrument. Each party of this amendment No. 5 agrees to the use of electronic signatures, such as digital signatures that meet the requirements of the California Uniform Electronic Transaction Act ("CUETA") Cal. Civ. Code 1633.1 to 1633.17), for executing this Amendment. The parties further agree that the electronic signatures of the parties included in this Amendment are intended to authenticate this writing and to have the same force and effect as manual signatures.

IN WITNESS WHEREOF, the parties hereto have caused their duly authorized representatives to execute this Amendment No. 5.

COUNTY OF RIVERSIDE, a political subdivision of the State of California

By: 
 Chuck Washington, Chair
 Board of Supervisors

Dated: 10/01/2024


ATTEST:
 KIMBERLY RECTOR
 Clerk of the Board

By: 
 Deputy

CHAPMAN UNIVERSITY, on behalf of the Fowler School of Law, a California nonprofit corporation

By: 
 Harold W. Hewitt, Jr. Executive Vice President/COO

Dated: 9/2/24

FORM APPROVED COUNTY COUNSEL
 BY:  9/25/2024
 LISA SANCHEZ DATE