

0150-09218-0000

TRANSMITTAL

TO The Council	DATE MAR 25 2010	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT	

**Agreement with the Los Angeles County Sheriff's Department
For Prisoner Transportation and Release**

Transmitted for your consideration. See the
City Administrative Officer report attached.


MAYOR

MAS:MC:0410117t

REPORT FROM

OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: March 23, 2010

CAO File No. 0150-09218-0000

Council File No. --

Council District: All

To: The Mayor

From: Miguel A. Santana, City Administrative Officer



Reference: Transmittal from the Board of Police Commissioners dated January 26, 2010

Subject: **AGREEMENT WITH LOS ANGELES COUNTY SHERIFF DEPARTMENT FOR PRISONER TRANSPORT AND RELEASE SERVICES**

SUMMARY

The Police Department (LAPD) requests authority to enter into an agreement with the Los Angeles County Sheriff's Department for transportation of LAPD prisoners from LAPD facilities to court for arraignment and when appropriate, for release of LAPD arrestees upon proper instruction from the Court System. The proposed agreement has a term of five years, with two five-year renewal options. Under the terms of the agreement, the City will reimburse the County for the cost of providing these services for the LAPD based upon rates approved annually by the County. For 2009-10, the total cost is estimated to be \$3.04 million.

The Police Department also requests authority to execute an amendment to this agreement to add the new Metropolitan Detention Center to the list of locations for pickup.

Background

In June 2006, the City and the County executed Contract C-109818 for this purpose. The term of that contract was three years with two five-year options. That contract expired in June 2009. Instead of activating the renewal option, the County has proposed a new contract, which is substantively similar to Contract C-109818. The differences between the 2006 contract and the proposed contract are clarifications of prisoner custody and an additional paragraph documenting each jurisdiction's commitment to maintain insurance against liability. While it is both LAPD's and the City Attorney's preference to amend the original contract, at this time both are recommending approval of the new contract to avoid possible service interruption.

During the review process for the 2006 contract, as well as over the last few months at Council's request, the Police Department and the CAO have reviewed the prisoner transport and release functions to determine whether either or both could be more efficiently provided by the City. Both reviews resulted in the same conclusion: while ultimately the City might be able to provide transportation services at the same or slightly lower cost than the current County rates, the start-up

cost of purchasing busses makes the change fiscally imprudent. For the release function, the downside is that any City employee stationed at the Court for this purpose would have significant down-time waiting for City prisoners to be made available for release. With the current arrangement, the City only pays for the time County staff spends releasing City prisoners, not the full-time cost of those staff, since they also spend significant time processing release of other agencies' prisoners.

The City Attorney has reviewed the language in both the new contract and the proposed amendment, and has approved both as to form and legality.

RECOMMENDATION

That the Council, subject to the approval of the Mayor, authorize the Chief of Police to execute the proposed agreement and first amendment thereto with the County Sheriff's Department for transport and release of LAPD prisoners.

FISCAL IMPACT STATEMENT

The proposed contract and amendment obligate the City to reimburse the County for these services based on actual costs. Based on the current year estimate of \$3.04 million, the total for the fifteen year possible term will be approximately \$45.6 million. This amount will be a General Fund obligation. The Police Department budget includes funding for this purpose. This action complies with the City's Financial Policies in that budgeted funds are used for budgeted purposes.

MAS:MC:04100117

LOS ANGELES POLICE COMMISSION

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BPC #10-0057

OFFICE OF THE MAYOR
RECEIVED
FEB 1 PM 12:02
CITY OF LOS ANGELES

January 26, 2010

The Honorable Antonio Villaraigosa
Mayor, City of Los Angeles
City Hall, Room 303
Los Angeles, CA 90012

Attention Pamela Finley

Dear Honorable Mayor:

RE: PROFESSIONAL SERVICES AGREEMENT WITH LOS ANGELES COUNTY
SHERIFF'S DEPARTMENT FOR PRISONER TRANSPORT AND RELEASE
SERVICES

At the regular meeting of the Board of Police Commissioners held Tuesday, January 26, 2010, the Board APPROVED the Department's report relative to the above matter.

The Board requests, subject to your approval, that this matter be forwarded to City Council for their approval.

Respectfully,
BOARD OF POLICE COMMISSIONERS

Maria Silva for

ISABEL ROSAS
Commission Executive Assistant II

Attachments

c: Chief of Police

2010 FEB - 1 PM 3:41
CITY ADMINISTRATIVE OFFICER

INTRADEPARTMENTAL CORRESPONDENCE

BPC#10-0057
RECEIVED 8H

JAN 20 2010

POLICE COMMISSION

January 15, 2010
1.1

REVIEWED

TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

Memorandum
1/21/10
DATE

SUBJECT: PROFESSIONAL SERVICES AGREEMENT WITH LOS ANGELES COUNTY SHERIFF'S DEPARTMENT FOR PRISONER TRANSPORT AND RELEASE SERVICES

RECOMMENDED ACTIONS

1. That the Board of Police Commissioners (Board) REVIEW and APPROVE the attached contract with the County of Los Angeles Sheriff's Department for prisoner transport and release services.
2. That the Board REVIEW and APPROVE the attached first amendment to the contract with the County of Los Angeles Sheriff's Department for prisoner transport and release services.
3. That the Board TRANSMIT the contract and amendment to the Office of the Mayor for review and approval.
4. That the Board AUTHORIZE the Chief of Police to execute the contract and amendment upon Mayoral approval.

DISCUSSION

On June 20, 2006, the City of Los Angeles, acting through the Los Angeles Police Department (LAPD), entered into Contract Number C-109818 with the County of Los Angeles Sheriff's Department for prisoner transport and release services. Although the contract expired June 30, 2009, it provided for two successive extension periods of five years each. The County declined to exercise the extension periods. Instead, the County proposed and signed a new contract, which contained the same substance as C-109818 and an amendment adding the Metropolitan Detention Center as another facility for prisoner transport services. Department staff and the City Attorney attempted to work with County Counsel to amend the existing contract (C-109818) instead of executing a new contract. Due to the risk of service interruption, the City Attorney recommended accepting the County's proposed new contract and Amendment No. 1. The City Attorney has reviewed and approved the agreement and Amendment No. 1 to the agreement as to form and legality.

The Honorable Board of Police Commissioners

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1.1

The City will pay the County for the services provided under this agreement according to rates established by the County Auditor-Controller (Appendix B to the contract), which will be adjusted annually on July 1 of each year. Payments will be based on the service level provided.

If you have any questions regarding this matter, please contact Senior Management Analyst Jeff Wong, Administrative and Research Section, Jail Division, at (213) 847-2040.

Respectfully,



CHARLIE BECK
Chief of Police

Attachments

BOARD OF
POLICE COMMISSIONERS
Approved *January 26, 2010*
Secretary *Maria Silva for*