



County of Los Angeles
Chief Executive Office

PUBLIC SAFETY CLUSTER AGENDA REVIEW MEETING

FESIA A. DAVENPORT
Chief Executive Officer

DATE: Wednesday, August 11, 2021

TIME: 10:00 a.m.

**DUE TO CLOSURE OF ALL COUNTY BUILDING, TO PARTICIPATE IN THE MEETING CALL
TELECONFERENCE NUMBER: (323) 776-6996 ID: 169948309#**

[Click here to join the meeting](#)

AGENDA

Members of the Public may address the Public Safety Cluster on any agenda item by submitting a written request prior to the meeting. Two (2) minutes are allowed per person in total for each item.

- 1. CALL TO ORDER**
- 2. GENERAL PUBLIC COMMENT (15 Minutes)**
- 3. INFORMATIONAL ITEM(S):** [Any Information Item is subject to discussion and/or presentation at the request of two or more Board offices with advance notification]:
 - A. Board Letter:**
AUTHORIZATION TO EXTEND CONTRACT NUMBER 77642 WITH PHAMATECH INC. FOR DRUG TESTING SERVICES FOR THE LOS ANGELES COUNTY PROBATION DEPARTMENT
Speaker(s): Robert Smythe and Richard Giron (Probation)
- 4. PRESENTATION/DISCUSSION ITEM(S):**
 - A. None**
- 5. PUBLIC COMMENTS**
- 6. ADJOURNMENT**

Wednesday, August 11, 2021

CLOSED SESSION

CS-1 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Leilani Ortiz, et al. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. 20STCV07358

Department: Fire

CS-2 CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Michael Rathbun, et al. v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC526951

Department: Sheriff's

7. UPCOMING ITEMS:

A. None

PLEASE NOTE:

Public Safety Cluster Agenda Review Meetings will be Cancelled on:

August 18 and August 25

IF YOU WOULD LIKE TO EMAIL A COMMENT ON AN ITEM ON THE PUBLIC SAFETY CLUSTER AGENDA, PLEASE USE THE FOLLOWING EMAIL AND INCLUDE THE AGENDA NUMBER YOU ARE COMMENTING ON:

PUBLIC_SAFETY_COMMENTS@CEO.LACOUNTY.GOV



COUNTY OF LOS ANGELES PROBATION DEPARTMENT

9150 EAST IMPERIAL HIGHWAY – DOWNEY,
CALIFORNIA 90242
(562) 940-2501



ADOLFO GONZALES
Chief Probation Officer

August 31, 2021

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street

Dear Supervisors:

AUTHORIZATION TO EXTEND CONTRACT NUMBER 77642 WITH PHAMATECH INC. FOR DRUG TESTING SERVICES FOR THE LOS ANGELES COUNTY PROBATION DEPARTMENT

(ALL SUPERVISORIAL DISTRICTS) (3 VOTES)

SUBJECT

The County of Los Angeles Probation Department (Probation) is requesting delegated authority to extend its current contract, number 77642 for Drug Testing Services with Phamatech Inc.

IT IS RECOMMENDED THAT THE BOARD

1. Authorize the Chief Probation Officer or his designee to prepare and execute, upon approval as to form by County Counsel, a modification to contract number 77642 with Phamatech Inc. to extend the contract period for twelve (12) months, effective October 1, 2021 through September 30, 2022, for an estimated amount of \$300,000.
2. Delegate authority to the Chief Probation Officer or his designee to prepare and execute modifications to the contract for any decrease or increase, from the approved contract period and contract amount above, not to exceed fifteen percent (15%) of the contract rates, and/or one hundred eighty (180) days to the period of performance, pursuant to the terms of the contract, upon approval as to form by County Counsel.
3. Delegate authority to the Chief Probation Officer or his designee to approve necessary changes to the scope of service, as well as non-material, technical, and administrative changes, and to terminate, in whole or in part, contract number 77642, with Phamatech Inc., once Probation has completed its solicitation process and entered into a new contract for Drug Testing services.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to authorize the Chief Probation Officer or his designee to prepare and execute a contract modification to contract number 77642 with Phamatech Inc. to extend the contract period, as the current contract will expire on September 30, 2021. Probation has contracted for drug testing services since August 1981 and has a need to continue contracting for these services to comply with orders issued by the courts. The drug testing services are for adult and juvenile clients.

Although Probation plans to release a solicitation for drug testing services, this solicitation has been postponed to allow for additional time to assess current processes, procedures, and technologies in Observed Narcotics Testing and Laboratory Confirmation Reporting. Once Probation has completed its assessment, Probation will release a Request for Proposals (RFP) for drug testing services.

The proposed contract extension will avoid an interruption in services and allow time for Probation to complete and release a new solicitation for services. The Chief Probation Officer or her designee will have delegated authority to terminate this extension, in whole or in part, at the sole discretion of the County once the solicitation process has been completed and Probation has entered into a new agreement for drug testing services.

IMPLEMENTATION OF STRATEGIC PLAN GOALS

The recommended actions are consistent with the County of Los Angeles Strategic Plan Goal III: Realize Tomorrow's Government Today. Specifically, it will address Strategy III.3 to Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability.

FISCAL IMPACT/FINANCING

The estimated amount for the contract extension is \$300,000 for the twelve (12) month period from October 1, 2021 through September 30, 2022 and fully funded through Net County Cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The current contract will expire on September 30, 2021. The term of the contract extension shall be for a twelve (12) month period effective October 1, 2021 through September 30, 2022.

There is no departmental employee relations impact since this is not a Proposition A contract. Probation has evaluated and determined that the Living Wage Program (County Code Chapter 2.201) does not apply to this contract.

The contract contains your Board's required contract provisions, including those pertaining to consideration of qualified county employees targeted for layoffs, as well as qualified GAIN/GROW participants for employment openings, compliance with Jury Service Ordinance, Safely Surrendered Baby Law and the Child Support Program.

The County will not request the contractor to perform services that exceed the Board approved contract amount, scope of work, and/or contract term.

CONTRACTING PROCESS

The current contract will expire on September 30, 2021. To provide Probation with the time necessary to release its solicitation and complete the solicitation process, this contract modification is recommended on a sole source basis pursuant to your Board's policy of allowing sole source contracts where services are needed for no more than 12 months from the expiration of an existing contract which has no available option periods. The CEO has approved the Sole Source Contract Checklist (Attachment I).

Except as expressly provided in the modification, all other provisions and conditions of the contract will remain the same and in full force and effect. The recommended contract modification will be executed after County Counsel's review and approval as to form.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of the recommended actions will avoid a break in services and allow time for Probation to complete its solicitation process.

Respectfully submitted,

ADOLFO GONZALES
Chief Probation Officer

TH:DS:or

Enclosure

c:
Executive Officer
Chief Executive Office
County Counsel

SOLE SOURCE CHECKLIST

Department Name: Probation

- New Sole Source Contract
 - Sole Source Amendment to Existing Contract
- Date Existing Contract First Approved: August 30, 2011

Check (✓)	JUSTIFICATION FOR SOLE SOURCE CONTRACTS Identify applicable justification and provide documentation for each checked item.
<input type="checkbox"/>	➤ Only one bona fide source (monopoly) for the service exists; performance and price competition are not available. A monopoly is an <i>“Exclusive control of the supply of any service in a given market. If more than one source in a given market exists, a monopoly does not exist.”</i>
<input type="checkbox"/>	➤ Compliance with applicable statutory and/or regulatory provisions.
<input type="checkbox"/>	➤ Compliance with State and/or federal programmatic requirements.
<input type="checkbox"/>	➤ Services provided by other public or County-related entities.
<input type="checkbox"/>	➤ Services are needed to address an emergent or related time-sensitive need.
<input type="checkbox"/>	➤ The service provider(s) is required under the provisions of a grant or regulatory requirement.
<input type="checkbox"/>	➤ Additional services are needed to complete an ongoing task and it would be prohibitively costly in time and money to seek a new service provider.
<input checked="" type="checkbox"/>	➤ Services are needed during the time period required to complete a solicitation for replacement services; provided services are needed for no more than 12 months from the expiration of an existing contract which has no available option periods.
<input type="checkbox"/>	➤ Maintenance and support services are needed for an existing solution/system during the time to complete a solicitation for a new replacement solution/ system; provided the services are needed for no more than 24 months from the expiration of an existing maintenance and support contract which has no available option periods.
<input type="checkbox"/>	➤ Maintenance service agreements exist on equipment which must be serviced by the original equipment manufacturer or an authorized service representative.
<input type="checkbox"/>	➤ It is more cost-effective to obtain services by exercising an option under an existing contract.
<input type="checkbox"/>	➤ It is in the best economic interest of the County (e.g., significant costs to replace an existing system or infrastructure, administrative cost savings and excessive learning curve for a new service provider, etc.) In such cases, departments must demonstrate due diligence in qualifying the cost-savings or cost-avoidance associated with the best economic interest of the County.

Sheila Williams Digitally signed by Sheila Williams
Date: 2021.07.28 12:07:40 -07'00'
Chief Executive Office

_____ Date