



STEVE COOLEY
LOS ANGELES COUNTY DISTRICT ATTORNEY

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210 WEST TEMPLE STREET LOS ANGELES, CA 90012-3210 (213) 974-3501

November 17, 2009

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**AUTHORIZE THE DISTRICT ATTORNEY TO COMPLETE THE GRANT
APPLICATION PROCESS FOR GRANT FUNDS FROM THE CALIFORNIA
EMERGENCY MANAGEMENT AGENCY (CalEMA) FOR THE ELDER ABUSE
ADVOCACY & OUTREACH PROGRAM (EAAOP) FOR FISCAL YEAR (FY) 2009-10
ALL DISTRICTS (3-VOTES)**

SUBJECT

The District Attorney's Office is requesting authority to complete the grant application process for continued grant funding for the EAAOP in FY 2009-10.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Authorize the District Attorney (DA), on behalf of the County of Los Angeles, to complete the grant application process with CalEMA for grant funds for the period of October 1, 2009 to September 30, 2010. The grant award is \$180,000 with a required 20 percent match of \$45,000, for a total of \$225,000.
2. Request the Chair of the Board to sign and affix a wet signature to the attached Certification of Assurance of Compliance form required to complete the grant application.
3. Delegate authority to the DA or his designee, upon award of grant funding by CalEMA, to accept and execute the Grant Award Agreement and serve as Project Director for the program.

This also includes authorization to approve any subsequent amendments, modifications, and/or extensions to the CalEMA grant documents that do not increase the Net County Cost of the program.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to comply with the Victim Witness Assistance Program's (VWAP) commitment through the EAAOP to provide direct services to elder and dependent adults who are victims of crime in Los Angeles County.

On September 17, 2009, CalEMA released a Request for Application (RFA) for FY 2009-10 EAAOP Federal Victim of Crime Act (VOCA) funds. A funding chart included in the RFA designated \$225,000 to Los Angeles County which includes a required 20% match of \$45,000. On October 16, 2009, the DA submitted an application for continuation of the grant funds in FY 2009-10. In order to complete the application process, applicants are required to submit a Certification of Assurance of Compliance form which includes details regarding the Equal Employment Opportunity Program (EEO), Drug Free Workplace Compliance, California Environmental Quality Act, Lobbying, Debarment and Suspension requirements, and Proof of Authority from the City Council/Governing Board.

EAAOP is currently operational and meets the eligibility requirements to receive VOCA funds in FY 2009-10. To complete the grant application process, applicants are required to submit the necessary assurances and documentation before the Grant Award Agreement is finalized.

Board authorization to complete the grant application process and accept grant funds is requested in order to comply with County and CalEMA requirements.

Implementation of Strategic Plan Goals

Approval of the recommended action is consistent with the Los Angeles County's Strategic Plan Goal No. 1, Operational Effectiveness, to maximize the effectiveness of the County's processes, structure and operations to support timely delivery of customer-oriented and efficient public services; and Strategic Plan Goal No. 5, Public Safety, to ensure that the committed efforts of the public safety partners continue to maintain and improve the safety and security of the people of Los Angeles County.

FISCAL IMPACT/FINANCING

The estimated project cost of the EAAOP is \$239,775 of which \$180,000 has been awarded for the program. The difference of \$59,775 is funded with Net County Cost, which includes the required 20% match of \$45,000. Funding is included in the DA's Final Adopted Budget for FY 2009-10.

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In light of the State budget situation, if funding for this program were to be terminated, an evaluation would be conducted to determine whether the program would be continued with costs absorbed by the department or discontinued with the reallocation of staff to vacant budgeted positions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Pursuant to Penal Code §13835.2, VWAP has been the major provider of comprehensive services to victims of crime since 1977. In 2000, the District Attorney was awarded funds through a State grant to implement the EAAOP to enhance and improve specialized advocacy services to seniors who are victims of elder abuse in Los Angeles County.

EAAOP has three Victim Services Representatives (VSR) strategically placed to maximize interventions and service delivery throughout the County. One VSR is assigned to the Los Angeles County Elder Abuse Forensic Center (which is the second center in the United States that provides comprehensive interagency case consultation and collaboration on elder abuse cases); the second VSR is assigned to the District Attorney's Elder Abuse Section which vertically prosecutes felony cases; and the third VSR is assigned to the Airport Courthouse to provide services to elders in the entire South County area. These VSRs serve as vital links to these particularly vulnerable victims and have made a significant impact on raising community awareness, providing specialized training to law enforcement and service providers on elder abuse, and assisting the victims in locating resource referrals, court accompaniment, crisis intervention, counseling and emergency assistance.

The EAAOP VSRs provide direct services to elders and dependent adults residing in Los Angeles County who are victims of crime. The VSRs work with medical personnel, caregivers, service providers and law enforcement agencies to identify cases involving elder and dependent adults who are victims of abuse. The EAAOP VSRs also work closely with the DA's Elder Abuse Section and line prosecutors handling elder abuse cases. Public awareness and community outreach presentations are provided to law enforcement and community groups throughout Los Angeles County.

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The following was reported to CalEMA for the 2008-09 final annual progress report (October 1, 2008 – September 30, 2009):

<u>Objective</u>	<u>Reported</u>
New elder abuse victims/cases	420
Victim referrals to other agencies	473
Service provider awareness training	54
<i>Number of attendees</i>	929
Victim Awareness Presentations	32
<i>Number of attendees</i>	2,284

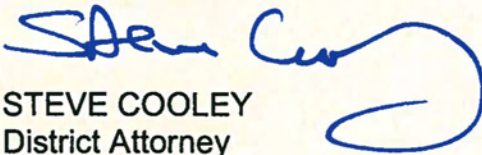
IMPACT ON CURRENT SERVICES (OR PROJECTS)

This program does not propose attorney staff augmentation. Therefore, the DA's Office is not subject to the Board Motion of December 15, 1998, requiring clearance with the Alternate Public Defender, Probation, Public Defender, and Sheriff's Departments.

CONCLUSION

Following Board approval, the Executive Officer-Clerk of the Board is requested to return two copies of the adopted Board letter and two CalEMA Certification of Assurance of Compliance Forms, with a wet signature, to Ms. Patricia Orozco, District Attorney's Office, 201 N. Figueroa Street, Suite 1300, Los Angeles, California 90012. Any questions may be directed to Ms. Orozco at (213) 202-7651.

Respectfully submitted,


STEVE COOLEY
District Attorney

pao

Attachments

c: Chief Executive Officer
Acting County Counsel
Executive Officer, Board of Supervisors

**Los Angeles County Chief Executive Office
Grant Management Statement for Grants Exceeding \$100,000**

Department: **DISTRICT ATTORNEY**

Grant Project Title and Description **ELDER ABUSE ADVOCACY AND OUTREACH PROGRAM**

The Elder Abuse Advocacy and Outreach Program (EAAOP) assists elder and dependent adults residing in Los Angeles County who are the victims of crime. EAAOP staff work closely with medical personnel, caregivers, service providers, prosecutors and law enforcement agencies to identify cases involving physical neglect, mental and financial abuse. EAAOP staff provide specialized services to elder and dependent adult crime victims.

Funding Agency
State California Emergency
Management Agency
(CalEMA)

**Program (Fed. Grant # /State Bill or
Code #)**
Federal Victim of Crime Act (VOCA) CFDA
16.575

Grant Acceptance Deadline

Total Amount of Grant Funding: \$180,000

County Match: \$45,000

Grant Period: 2009-10

Begin Date: 10/01/09

End Date: 09/30/10

Number of Personnel Hired Under This Grant:

Full Time: 3

Part Time _____

Obligations Imposed on the County When the Grant Expires

Will all personnel hired for this program be informed this is a grant-funded program? Yes X No _____

Will all personnel hired for this program be placed on temporary ("N") items? Yes X No _____

Is the County obligated to continue this program after the grant expires? Yes _____ No X

If the County is not obligated to continue this program after the grant expires, the Department will:

a) Absorb the program cost without reducing other services Yes _____ No X

b) Identify other revenue sources Yes _____ No X

(Describe) _____

c) Eliminate or reduce, as appropriate, positions/program costs funded by the grant. Yes X No _____

Impact of additional personnel on existing space:

None.

Department Head Signature _____

Date _____

11/04/09

CERTIFICATION OF ASSURANCE OF COMPLIANCE
Victims of Crime Act (VOCA) Fund

I, STEVE COOLEY hereby certify that
(official authorized to sign grant award; same person as Section 12 on Grant Award Face Sheet)

RECIPIENT: LOS ANGELES COUNTY

IMPLEMENTING AGENCY: DISTRICT ATTORNEY'S OFFICE

PROJECT TITLE: ELDER ABUSE ADVOCACY AND OUTREACH PROGRAM (EAAOP)

is responsible for reviewing the *Grant Recipient Handbook* and adhering to all of the Grant Award Agreement requirements (state and/or federal) as directed by CalEMA including, but not limited to, the following areas:

I. *Equal Employment Opportunity – (Recipient Handbook Section 2151)*

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of race, religious creed, color, national origin, ancestry, disability (mental and physical) including HIV and AIDS, medical condition (cancer and genetic characteristics), marital status, sex, sexual orientation, denial of family medical care leave, denial of pregnancy disability leave, or age (over 40). CalEMA-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.

Please provide the following information:

Equal Employment Opportunity Officer: JULIE DIXON SILVA
Title: CHIEF, EMPLOYEE RELATIONS DIVISION
Address: 201 N. FIGUEROA STREET, SUITE 1455, LOS ANGELES, CA 90012
Phone: (213) 202-7705
Email: jdsilva@da.lacounty.gov

II. *Drug-Free Workplace Act of 1990 – (Recipient Handbook, Section 2152)*

The State of California requires that every person or organization awarded a grant or contract shall certify it will provide a drug-free workplace.

III. *California Environmental Quality Act (CEQA) – (Recipient Handbook, Section 2153)*

The California Environmental Quality Act (CEQA) (*Public Resources Code, Section 21000 et seq.*) requires all CalEMA funded projects to certify compliance with CEQA. Projects receiving funding must coordinate with their city or county planning agency to ensure that the project is compliance with CEQA requirements.

IV. Lobbying – (Recipient Handbook Section 2154)

CalEMA grant funds, grant property, or grant funded positions shall not be used for any lobbying activities, including, but not limited to, being paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.

V. Debarment and Suspension – (Recipient Handbook Section 2155)

(This applies to federally funded grants only.)

CalEMA-funded projects must certify that it and its principals are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department of agency.

VI. Proof of Authority from City Council/Governing Board

The above-named organization (applicant) accepts responsibility for and will comply with the requirement to obtain written authorization from the city council/governing board in support of this program. The applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of CalEMA, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and CalEMA disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from CalEMA shall not be used to supplant expenditures controlled by the city council/governing board.

The applicant is required to obtain written authorization from the city council/governing board that the official executing this agreement is, in fact, authorized to do so. The applicant is also required to maintain said written authorization on file and readily available upon demand.

VII. Special Condition for Grant Awards with Victims of Crime Act (VOCA) Fund

The grant recipient agrees to administer the grant in accordance with the VOCA, the VOCA Program Guidelines, and the Office of Justice Programs Financial Guide.

All appropriate documentation must be maintained on file by the project and available for CalEMA or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the Recipient may be ineligible for award of any future grants if the CalEMA determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [Section 12 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: S.L. Cooley

Authorized Official's Typed Name: STEVE COOLEY

Authorized Official's Title: DISTRICT ATTORNEY

Date Executed: 10/15/09

Federal Employer ID #: 95-6000927 Federal DUNS # 781310990

Current Central Contractor Registration Yes ☒ No ☐

Executed in the City/County of: LOS ANGELES

AUTHORIZED BY: (not applicable to State agencies)

- ☐ City Financial Officer
- ☐ City Manager
- ☒ Governing Board Chair

- ☐ County Financial Officer
- ☐ County Manager

Signature: _____

Typed Name: DON KNABE

Title: CHAIR, BOARD OF SUPERVISORS

APPROVED AS TO FORM

BY: M. Raimondo J. Helman
DEPUTY