



JACKIE LACEY
LOS ANGELES COUNTY DISTRICT ATTORNEY

HALL OF JUSTICE
211 WEST TEMPLE STREET, LOS ANGELES, CA 90012 (213) 257-2929

REVISED

May 10, 2016

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

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

52 May 31, 2016

LORI GLASGOW
EXECUTIVE OFFICER

Dear Supervisors:

**AUTHORIZE THE DISTRICT ATTORNEY TO COMPLETE A PROPOSAL AND
ACCEPT GRANT FUNDS FROM THE CALIFORNIA GOVERNOR'S OFFICE OF
EMERGENCY SERVICES (Cal OES) FOR UNSERVED/UNDERSERVED VICTIM
ADVOCACY & OUTREACH ~~(UV)~~ (XV) PROGRAM
(ALL DISTRICTS) (3-VOTES)**

SUBJECT

This Board Letter requests authority for the District Attorney's Office to complete the grant proposal and accept grant funds for a five-year one-time, 24-month funding cycle for the Unserviced/Underserved Victim Advocacy & Outreach ~~(UV)~~ (XV) Program, ~~for FFY 2015-2020~~ The grant period runs April 1, 2016, through March 31, 2018. Therefore, we are requesting the Chair to sign the required Certification of Assurance of Compliance form as required by the grantor.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Authorize the District Attorney (DA), on behalf of the County of Los Angeles, to complete the Cal OES Unserviced/Underserved Victim Advocacy & Outreach (XV) Program grant proposal and accept one-time funds in the amount of \$350,000 with a required 20% match of \$87,500, for a total of \$437,500, to be expended between April 1, 2016 and March 31, 2018. ~~with Cal OES for grant funds for the initial period of April 1, 2016 to March 31, 2017.~~ If awarded, the DA will receive

~~\$175,000 with a required 20% match in the amount of \$43,750 for a total of \$218,750.~~

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 proposal.
3. Delegate authority to the DA or her designee ~~upon award of grant funding by Cal OES~~ to accept and execute the Grant Award Agreement and serve as Project Director for the program. This also includes authorization to ~~submit subsequent applications for funding years two through five and~~ approve any subsequent amendments, modifications, and/or extensions to the Cal OES 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 continue the DA's commitment to assist underserved victims of crime by alleviating trauma caused by gang-related crime. ~~Upon proposal approval,~~ The DA will continue the Unserved/Underserved Victim Advocacy and Outreach (UV) Program with XV funding through March 31, ~~2017~~ 2018. The Unserved/Underserved Victim Advocacy and Outreach Program UV will continue providing comprehensive services to the underserved victims who are the surviving family members and next of kin of gang homicide victims in the Central County area (encompassing the City of Los Angeles City and unincorporated Los Angeles County), South County (including Compton/Long Beach/Inglewood), and East County (including Pomona/Norwalk).

On December 22, 2015, Cal OES released a Request for Proposal (RFP) for the ~~2015-16~~ Unserved/Underserved Victim Advocacy and Outreach (UV) Program and the one-time Unserved/Underserved Victim Advocacy and Outreach (XV) Program. The DA submitted a proposal on February 16, 2016 and received notification on April 29, 2016, that it was selected to receive funding through the Unserved/Underserved Victim Advocacy and Outreach (XV) Program in the amount of \$350,000 for a one-time Grant Subaward performance period beginning April 1, 2016, and ending on March 31, 2018. In order to complete the grant proposal, 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. Applicants

are required to submit the necessary assurances and documentation before the application can be processed by the funding agency.

Board authorization to complete the grant proposal process and to accept grant funds is requested in order to comply with County and Cal OES requirements.

Implementation of Strategic Plan Goals

Approval of the recommended actions is consistent with the Los Angeles County's Strategic Plan Goal No. 1, Operational Effectiveness/Fiscal Sustainability: maximize the effectiveness of the processes, structure, operations, and strong fiscal management to support timely delivery of customer-oriented and efficient public services; and Strategic Goal No. 3, Integrated Services Delivery: maximize opportunities to the effectiveness of the processes, structure, operations, and strong fiscal management measurably improve client and community outcomes and leverage resources through the continuous integration of health, community and public safety services.

FISCAL IMPACT/FINANCING

The estimated total project cost for the Unserved/Underserved Victim Advocacy and Outreach (XV) Program for the period of April 1, 2016 through March 31, 2018 ~~UV~~ is ~~\$238,767~~ \$437,500. After the offset of ~~\$175,000~~ \$350,000 in grant funds, the DA will absorb ~~\$63,767~~ \$87,500 (which includes the required 20% match of ~~\$43,750~~) in 2015-16. Funding will be included in the DA's Budget once the funds are made available, for 2015-16. An Appropriation Adjustment in the amount of \$24,000 will be initiated upon award to align to the District Attorney's FY 2015-16 Final Adopted Budget.

If funding for this program were to be terminated, an evaluation would be conducted to determine whether the program would either be continued with costs absorbed by the department or discontinued with the reallocation of staff to vacant budgeted positions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Board of Supervisors has designated the District Attorney's Office, through its Bureau of Victim Services (BVS), as the major provider of comprehensive services to victims of crime since 1977. Federal funds have been made available to VWAP grantees to provide the intensive services needed by victims of gang crime.

Gang crime continues to be a serious problem throughout Los Angeles County; it is particularly significant in the targeted areas of Central Los Angeles and Compton/Long Beach. Three victim advocates will be assigned to the ~~UV~~ Unserved/Underserved Victim Advocacy and Outreach (XV) Program for the grant period, April 1, 2016 through March 31, 2018, in 2015-16 to provide direct victim services to victims in the designated areas. Gang cases, particularly homicides, are inherently difficult to solve and often take prolonged investigation and litigation to conclude. Victim advocates focus efforts to ensure that these victims continue to receive available services during the lengthy court process.

~~UV~~ The Unserved/Underserved Victim Advocacy and Outreach (XV) Program victim advocates will coordinate and provide services to family and next of kin survivors of gang murder victims throughout Los Angeles County. However, ~~UV~~ assigned advocates will particularly focus on cases submitted to the District Attorney's Hardcore Gang Division originating from those communities most impacted by gang murders. The critical need for ~~UV~~ these services throughout Los Angeles County is underscored by the 100 gang murders and 59 attempted gang murders filed last year by the Hardcore Gang Division. By far the highest concentration for these gang murders, an estimated 80%, originated in the target ~~UV~~ service areas: Central, South Los Angeles, and Pomona/ Norwalk.

The comprehensive services provided by the victim advocates include: crisis intervention, follow-up counseling, emergency services including witness protection and relocation, court orientation and escort, victim compensation application assistance, resource referrals, training to law enforcement agencies, community outreach, and activities that promote public awareness.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This program does not propose attorney staff augmentation. Therefore, the District Attorney'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 Cal OES Certification of Assurance of Compliance forms, with a wet signature, to Mr. Anh Vo, Grants and

The Honorable Board of Supervisors
May 10, 2016
Page 5

Contracts Section, District Attorney's Office, 211 West Temple Street, Suite 200, Los Angeles, California 90012. Any questions may be directed to Mr. Anh Vo at (213) 257-2805, or at avo@da.lacounty.gov.

Respectfully submitted,



JACKIE LACEY
District Attorney

av

Attachments

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

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

The applicant must complete a Certification of Assurance of Compliance-VOCA (Cal OES 2-104f), which includes details regarding Federal Grant Funds, Equal Employment Opportunity Program, Drug Free Workplace Compliance, California Environmental Quality Act, Lobbying, Debarment and Suspension requirements, Proof of Authority from City Council/Governing Board, Civil Rights Compliance, and the special conditions for Subaward with the above mentioned fund. The applicant is required to submit the necessary assurances and documentation before finalization of the Grant Subaward. In signing the Grant Subaward Face Sheet, the applicant formally notifies Cal OES that the applicant will comply with all pertinent requirements.

Resolutions are no longer required as submission documents. Cal OES has incorporated the resolution into the Certification of Assurance of Compliance, Section VII, entitled, "Proof of Authority from City Council/Governing Board." The Applicant is required to obtain written authorization (original signature) from the City Council/Governing board that the official executing the agreement is, in fact, authorized to do so, and will maintain said written authorization on file and readily available upon demand. This requirement does not apply to state agencies.

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

I, _____ hereby certify that
(official authorized to sign Subaward; same person as Section 14 on Subaward Face Sheet)

SUBRECIPIENT: _____

IMPLEMENTING AGENCY: _____

PROJECT TITLE: _____

is responsible for reviewing the *Subrecipient Handbook* and adhering to all of the Subaward requirements (state and/or federal) as directed by Cal OES including, but not limited to, the following areas:

I. Federal Grant Funds

Subrecipients expending \$750,000 or more in federal grant funds annually are required to secure an audit pursuant to OMB Uniform Guidance 2 CFR Part 200, Subpart F and are allowed to utilize federal grant funds to budget for the audit costs. See Section 8000 of the Subrecipient Handbook for more detail.

- The above named Subrecipient receives \$750,000 or more in federal grant funds annually.
- The above named Subrecipient does not receive \$750,000 or more in federal grant funds annually.

II. Equal Employment Opportunity – (*Subrecipient 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). **Cal OES-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: _____

Title: _____

Address: _____

Phone: _____

Email: _____

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

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

IV. California Environmental Quality Act (CEQA) – (*Subrecipient Handbook, Section 2153*)

The California Environmental Quality Act (CEQA) (*Public Resources Code, Section 21000 et seq.*) requires all Cal OES 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.

V. Lobbying – (*Subrecipient Handbook Section 2154*)

Cal OES 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.

VI. Debarment and Suspension – (*Subrecipient Handbook Section 2155*) (*This applies to federally funded grants only.*)

Cal OES-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.

VII. Proof of Authority from City Council/Governing Board

The above-named organization (Applicant) accepts responsibility for and will comply with the requirement to obtain a signed resolution 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 Cal OES, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this Subaward, including civil court actions for damages, shall be the responsibility of the grant Subrecipient and the authorizing agency. The State of California and Cal OES disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from Cal OES 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.

VIII. Civil Rights Compliance

The Subrecipient complies with all laws that prohibit excluding, denying or discriminating against any person based on actual or perceived race, color, national origin, disability, religion, age, sex, gender identity, and sexual orientation in both the delivery of services and employment practices and does not use federal financial assistance to engage in explicitly religious activities.

IX. Special Condition for Grant Subaward with Victims of Crime Act (VOCA) Funds

- **Computer Network Requirement:** The recipient understands and agrees that (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography, and (b) Nothing in subsection (a) limits the use of funds necessary for any federal, state, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.
- **Prohibit use of funds for ACORN and its subsidiaries:** Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.
- **Text Messaging Policy:** Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and subrecipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
- **Nondiscrimination in programs involving students:** The recipient understands and agrees that award funds may not be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.
- **Registration with the System for Award Management and Universal Identifier Requirements:** The recipient agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM) (or with a successor government-wide system officially designated by OMB and OJP). The recipient also agrees to comply with applicable restrictions on subawards to first-tier subrecipients that do not acquire and provide a Data Universal Numbering System (DUNS) number. The details of recipient obligations are posted on the Office of Justice Programs web site at <http://www.ojp.gov/funding/sam.htm> (Award condition: Registration with the System for Award Management and Universal Identifier Requirements), and are incorporated by reference here. This special condition does not apply to an award to an individual who received the award as a natural

person (i.e., unrelated to any business or nonprofit organization that he or she may own or operate in his or her name).

- **VA OCFO Access:** The Grantee authorizes Office for Victims of Crime (OVC) and/or the Office of the Chief Financial Officer (OCFO), and its representatives, access to and the right to examine all records, books, paper or documents related to the VOCA grant. The State will further ensure that all VOCA subgrantees will authorize representatives of OVC and OCFO access to and the right to examine all records, books, paper or documents related to the VOCA grant.
- **Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct:** The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by mail: Office of the Inspector General, U.S. Department of Justice Investigations Division, 950 Pennsylvania Avenue, N.W., Room 4706, Washington, DC 20530; email: oig.hotline@usdoj.gov; hotline: (contact information in English and Spanish): 800-869-4499; or hotline fax: 202-616-9881. Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

All appropriate documentation must be maintained on file by the project and available for Cal OES 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 Subrecipient may be ineligible for subaward of any future grants if the Cal OES determines that any of the following has occurred: (1) the Subrecipient 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 Subaward [Section 14 on Grant Subaward Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant Subrecipient 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: Jackie Lacey

Authorized Official's Typed Name: JACKIE LACEY

Authorized Official's Title: DISTRICT ATTORNEY

Date Executed: 5/17/14

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

Current Central Contractor Registration Expiration Date: JUNE 17, 2016

Executed in the City/County of: LOS ANGELES


AUTHORIZED BY: *(not applicable to State agencies)*

City Financial Officer
 County Financial Officer
 City Manager
 County Manager
 Governing Board Chair

Signature: Hilda L. Solis

Typed Name: HILDA L. SOLIS

Title: CHAIR, LOS ANGELES COUNTY BOARD OF SUPERVISORS



APPROVED AS TO FORM:

By Joseph A. Langton
 JOSEPH A. LANGTON
 Principal Deputy County Counsel

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

Department: District Attorney

Grant Project Title and Description: Unserved/Underserved Victim Advocacy & Outreach (XV) Program

The Unserved/Underserved Victim Advocacy & Outreach (XV) Program will provide direct, comprehensive services and outreach to the underserved victims who are the surviving family members and next of kin of gang homicide victims in the Central County area (encompassing Los Angeles City and unincorporated LA), South County (including Compton/Long Beach/Inglewood), and East County (especially Pomona/Norwalk). Services include crisis intervention, follow-up counseling, emergency services, court support, resource referrals, Victim Compensation application assistance, as well as in-service training to law enforcement agencies and community outreach.

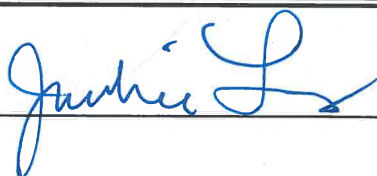
Funding Agency State of California Office of Emergency Services (Cal OES)	Program (Fed. Grant # /State Bill or Code #) Penal Code Section 13835 et seq.	Grant Acceptance Deadline N/A
---	---	---

Total Amount of Grant Funding: \$350,000	County Match: \$87,500
Grant Period:	Begin Date: April 1, 2016 End Date: March 31, 2018
Number of Personnel Hired Under This Grant:	Full Time: <u> 3 </u> 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 5-13-16