



**Contra  
Costa  
County**

To: Board of Supervisors  
From: David O. Livingston, Sheriff-Coroner  
Date: September 22, 2020

Subject: Various Agreements and Grant Applications

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**RECOMMENDATION(S):**

1. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract amendment with Sean Alexander Marine Services extending the termination date of the contract from November 30, 2020 to November 30, 2021 with no change in the payment limit;
  2. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with Ikechi Ogan M.D., in an amount not to exceed \$1,000,000 for the provision of forensic pathology services for the term of October 1, 2020 through September 30, 2022;
  3. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with Mark A. Super M.D., in an amount not to exceed \$1,000,000 for the provision of forensic pathology services for the term of October 1, 2020 through September 30, 2022;
  4. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with modified indemnification language with Managed Health Network, in an amount not to exceed \$54,480 to provide counseling services to Sheriff-Coroner employees for the term October 1, 2020 through September 30, 2021;
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☒ APPROVE
 ☐ OTHER  
☒ RECOMMENDATION OF CNTY ADMINISTRATOR
 ☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **09/22/2020** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
 Candace Andersen, District II Supervisor  
 Diane Burgis, District III Supervisor  
 Karen Mitchoff, District IV Supervisor  
 Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: September 22, 2020

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Sandra Brown,  
925-655-0004

cc:

5. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract amendment with Attenti US, Inc. to extend the term for one year

RECOMMENDATION(S): (CONT'D)

to November 31, 2021, for professional services and products related to the electronic home detention program with no change in payment limit of \$800,000;

6. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract amendment with Global Tel\*Link Corporation (GTL) to provide Inmate Communications Services including a jail management system (JMS), inmate telephones, video visitation, and inmate tablets in the adult facilities and associated rates at no cost to the County;

7. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a Products and Services Agreement Amendment and associated schedules with Alcohol Monitoring Systems, Inc., in an amount not to exceed \$800,000, for the purchase and lease of SCRAMx alcohol monitoring systems, monitoring services and hosted software, extending the term to November 1, 2017 through October 31, 2021 with no change in payment limit;

8. APPROVE and AUTHORIZE a payment limit increase in the amount of \$264,900 from \$945,151, to a new payment limit of \$1,210,051 under the Master Support Agreement with Tiburon Inc., for dispatch and records systems support for the period September 10, 2020 to September 9, 2021;

9. ADOPT Resolution No. 2020/190 authorizing the Sheriff-Coroner, Undersheriff or Commander Management Services to apply for and accept State Homeland Security Grant Program (SHSGP) funds in an initial amount of \$1,245,202 from the California Governor's Office of Emergency Services, make required grant assurances and authorize specified Sheriff's Office officials to act on behalf of the County to obtain funding for the period of September 1, 2020 through the end of grant fund availability;

10. ADOPT Resolution No. 2020/200 authorizing the Sheriff-Coroner, Undersheriff, or Commander of Management Services to apply for and accept the U.S. Department of Justice, Office of Justice Programs, DNA Program Backlog Reduction Grant in an initial amount of \$250,000 to reduce the number of backlogged DNA tests in the Sheriff's Criminalistics Laboratory for the period January 1, 2021 through the end of the grant period;

11. ADOPT Resolution No. 2020/215 authorizing the Sheriff-Coroner, or designee, to apply for and accept, subject to compliance with certifications, the U.S. Department of Justice, FY 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) in an initial amount of \$129,048 for support of countywide law enforcement programming for the period October 1, 2020 through September 30, 2023;

12. ADOPT Resolution No. 2020/222 approving and authorizing the Sheriff-Coroner or designee, to apply for and accept the Office of the Attorney General, California Department of Justice, Division of Law Enforcement Tobacco Law Enforcement Grant

Program in an initial amount of \$191,479 for law enforcement operations to decrease juvenile access and use of tobacco products for the period January 1, 2021 through the end of the grant funding period; and

13. APPROVE clarification of Board Action of July 14, 2020, Item C.122 which authorized the Sheriff-Coroner to execute a contract amendment with Arnold R. Josselson M.D., to reflect the intent of the parties to have a payment limit in the amount of \$1,100,000 instead of \$1,000,000 to provide forensic pathology services and extend the term for an additional two years to October 1, 2018 through September 30, 2022.

FISCAL IMPACT:

Marine Salvage Services with Sean Alexander Marine Services - \$500,000; Budgeted and funded by the California Department of Boating and Waterways grant, Surrendered and Abandoned Vessel Exchange (SAVE) and the General Fund.

Forensic Pathology Services with Ikechi Ogan M.D. - 100% County General Fund; \$1,000,000. Budgeted.

Forensic Pathology Services - Mark A. Super M.D. - 100% County General Fund; \$1,000,000. Budgeted.

Managed Health Network - \$54,480, 100% County General Fund; Budgeted.

Attenti US, Inc. - \$800,000; 100% County General Fund, Budgeted.

Global Tel\*Link Corporation - no net County cost.

Alcohol Monitoring Systems Inc. - \$800,000. 100% Custody Alternative Facility Participant Fees.

Tiburon Inc. - \$264,900, FY 2020/21 budgeted expenditure. 100% County General Fund

FY 2020 State Homeland Security Grant Program Funds - Revenue of \$1,245,202, 100% Federal. No County match.

2020 DNA Capacity Enhancement for Backlog Reduction Program - Initial revenue: \$250,000, 100% Federal revenue, no County match required.

2020 Justice Assistance Grant - \$129,048, 100% Federal; No County match. County portion is \$20,710 to the Sheriff-Coroner. County will receive 5% of city allocations for serving as the fiscal agent for the County. (CFDA 16.738) County Allocation: \$20,710; Antioch Allocation: \$42,258; Richmond Allocation: \$66,080; Total grant award: \$129,048. County will receive 5% of pass through of the grant allocation for grant management and administration. County's 5% portion of the Cities allocation totals \$5,416.90.

Tobacco Law Enforcement Grant - Initial Revenue of \$191,479; 100% State funds.

Forensic Pathology Services - Arnold R. Josselson M.D. - 100% County General Fund; \$1,100,000. Budgeted.

#### **BACKGROUND:**

#### **Marine Salvage Services - Sean Alexander Marine Services**

The waterways in and around Contra Costa County have long been used for the illegal dumping and sinking of abandoned and derelict vessels of all sizes and types. If allowed to remain, these vessels are often hazards to safety, navigation, wildlife, and are hazardous to the environment. Many vessels are carrying hazardous materials. The vessels adversely impact residents, commercial, and recreational boaters in and around Contra Costa County.

The Office of the Sheriff's Marine Services Unit utilizes salvagers who are specially trained, equipped, and capable of removing the vessels that may be afloat, aground or submerged.

#### **Forensic Pathology Services - Ikechi Ogan M.D.**

Ikechi Ogan M.D., who specializes in pathology and forensic pathology will assume responsibility for and perform autopsy services for deaths that fall within the jurisdiction of the Coroner, will prepare as required documents and reports, provide training to personnel, provide court testimony as required, and ensure that quality standards are met for the services performed. This will allow the Sheriff-Coroner's Office to continue to meet the obligations to provide forensic pathology services.

#### **Forensic Pathology Services - Mark A. Super M.D.**

Mark A. Super M.D., who specializes in pathology and forensic pathology. Dr. Super will assume responsibility for and perform autopsy services for deaths that fall within the jurisdiction of the Coroner, will prepare as required documents and reports, provide training to personnel, provide court testimony as required, and ensure that quality standards are met for the services performed. This will allow the Sheriff-Coroner's Office to continue to meet the obligations to provide forensic pathology services.

#### **Managed Health Network**

Stress counseling can potentially reduce workers compensation and disability retirement claims. For the Sheriff and others in the law enforcement field, this program has become an essential part of the overall employee assistance package. Many employees have received significant help in their personal and professional lives by utilizing the available services.

### **Attenti US, Inc.**

The Sheriff's Office operates an Electronic Home Detention program intended as an alternative to incarceration for those persons who are qualified for home detention. This program provides significant savings to the County when compared to regular incarceration. It also keeps the County within the daily population standard as required in the three detention facilities. Attenti US, Inc. develops, manufactures and provides innovative technology products for the criminal justice industry that help ensure the safety of communities and efficient, secure monitoring and tracking operations. Attenti is a leading global provider of presence and location verification technologies and offers a complete suite of proprietary products and services. The vendor's solutions can be customized, and are based upon a full-featured, integrated platform that is scalable and highly flexible to meet the CCC Office of the Sheriff's unique needs now and in the future. Attenti's develops, manufactures and provides innovative technology products for the criminal justice industry that help ensure the safety of communities and efficient, secure monitoring and tracking operations. Attenti's Electronic Monitoring is a leading global provider of presence and location verification technologies and offers a complete suite of proprietary products and services. The vendor's solutions can be customized, and are based upon a full-featured, integrated platform that is scalable and highly flexible to meet the CCC Office of the Sheriff's unique needs now and in the future.

### **Global Tel\*Link Corporation**

After completion of the solicitation and contracting process with GTL, the Office of the Sheriff fully reviewed, called on references, and evaluated both the JMS originally proposed by GTL as well as the tablet model being proposed. The Office of the Sheriff and the General Services Department negotiated with GTL to provide the ATIMS JMS vs. the originally agreed upon proprietary OMS JMS. All parties agree that the JMS provided by ATIMS is more flexible and will more fully accommodate the needs for the Office of the Sheriff. Additionally, the Office of the Sheriff and the General Services Department decided to implement a newer, more industry-standard tablet model that will allow inmates to pay for tablet usage by the minute similar to phone calls. This tablet model will be provided in lieu of a subscription-based model. The amendment will also detail and specify the rates inmates will be charged for the tablet usage with GTL.

### **Alcohol Monitoring Systems Inc.**

The Office of the Sheriff has been utilizing SCRAM and Remote Breath Alcohol monitor devices for offenders who commit alcohol related offenses since 2009. Alcohol Monitoring Systems, Inc., has been providing sales, leasing, on-going warranty and on-line monitoring of SCRAM and Remote Breath Alcohol monitor devices. Alcohol monitoring programs are utilized for both sentenced and pre-trial release offenders. The use of alcohol monitoring equipment helps reduce the jail population and cost savings associated with housing offenders in-custody. The alcohol monitoring program also plays a key role in helping offender complete their court ordered commitment and allowing

them to re-enter the community in a timely manner. Approval of the Products and Services Agreement documents the vendor's obligations to provide the described products and services to the County.

### **Tiburon Inc.**

Tiburon Inc. provides the Office of the Sheriff with computer aided dispatch (CAD) and record management (RMS) systems. Authorizing additional payments under the Master Support Agreement will renew support for these systems and the CopLogic reporting system that is integrated with CAD/RMS for the period September 10, 2020 to September 9, 2021. The CAD/RMS system is used by Sheriff's dispatch to document calls for service and dispatch police and Sheriff's units to those calls. The system is also used by the records division to collect data required by the state. The support will allow the CAD and RMS systems to be up and running 24/7 and to provide emergency assistance if the system fails. CAD/RMS and mobile systems are mission critical applications to public safety. Without Tiburon Inc., supporting their products the Office of the Sheriff runs the risk of crashing these systems without the ability to fix it. In September 2016, the Board of Supervisors approved an Agreement with Tiburon, Inc., to license software for the Sheriff's Office 9-1-1 Dispatch and Records Management systems. The 9-1-1 CAD system is used by the Office of the Sheriff's Dispatch Center, and the RMS) is used by the entire Office of the Sheriff and the agencies that contract with the Sheriff's Office for law enforcement services. Tiburon Inc., provides the County with the software for the CAD system and RMS. This request will provide for systems maintenance and support for an additional year.

### **FY 2020 State Homeland Security Grant Program (SHSGP)**

The Fiscal Year (FY) 2020 Homeland Security Grant Program (HSGP) is a Federal Department of Homeland Security (DHS)/Federal Emergency Management Agency's (FEMA's) grant program. This grant is distributed to the Contra Costa Operational Area to assist in preventing, protecting and responding to and recovering from terrorist attacks. These grant programs are part of a comprehensive set of measures authorized by Congress and implemented by DHS to help strengthen the nation's communities against potential terrorist attacks.

### **2020 DNA Capacity Enhancement for Backlog Reduction Program**

The Contra Costa County, Office of the Sheriff, Forensic Services Division operates an ANAB Accredited Crime Laboratory able to provide County-wide Forensic DNA testing services. The DNA backlog reduction grant funds are needed to ensure the efficient processing of DNA evidence. Grant funds have been used in the past to purchase scientific equipment allowing for high throughput DNA extraction, quantification and detection. In addition, funding supported DNA analysts who process DNA samples collected at crime scenes to aid in criminal investigations and prosecutions. The 2020 DNA Capacity Enhancement for Backlog Reduction Program Grant will be used to

support DNA analysts, acquire advanced technology, and provide state-of-the-art forensic DNA testing to law enforcement agencies in the Contra Costa County.

### **2020 Justice Assistance Grant**

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program is the primary provider of federal criminal justice funding to state and local jurisdictions. The JAG FY2020 Grant is a formula grant with emphasis on assisting local efforts to prevent or reduce crime and violence. The eligible jurisdictions within Contra Costa County have a scheduled allocation totaling \$129,048 with \$20,710, allocated to the County. The \$20,710 county allocation will be to the Office of the Sheriff. Established to streamline justice funding and grant administration, the JAG Program allows states, tribes, and local governments to support a broad range of activities to prevent and control crime based on their own local needs and conditions. The Bureau of Justice Statistics (BJS) calculates a minimum base allocation for each state. Once the state funding is calculated, 60 percent of the allocation is awarded to the state and 40 percent to eligible units of local government. Local governments are awarded amounts based on their share of the total violent crime reported within the state. Based on a formula allocation, Contra Costa County has been designated as a disparate jurisdiction because a city within the county is scheduled to receive 150% more than the county, while the county bears more than 50% of the costs associated with the prosecution and incarceration of that city's Part 1 violent crime. Jurisdictions certified as disparate must identify a fiscal agent that will submit a joint application for the total eligible allocation. The Office of the Sheriff has been designated as the fiscal agent for this grant and will manage and oversee the distribution of the funds for all participating agencies within the county. As Fiscal Agent, the Office of the Sheriff will receive 5% (\$5,416.90) of the pass through of the grant allocation (5% from each jurisdiction's allocation) to cover management and administration of the grant, to include personnel and operational costs directly related to grant management.

### **Tobacco Law Enforcement Grant**

The Office of the Attorney General, California Department of Justice, Division of Law Enforcement Tobacco Law Enforcement Grant Program is providing funding to apply strategies that reduce illegal sales and marketing of all tobacco products to minors. According to California Healthy Kids Survey, Contra Costa County 2020 data, forty percent of 11th graders have smoked at least one whole cigarette, used smokeless tobacco, or used electronic cigarettes within Contra Costa County. Beginning January 1, 2021 the Office of the Sheriff will conduct various enforcement operations and prevention projects in order to meet the goals of the grant if state funding is awarded.

### **Forensic Pathology Services - Arnold R. Josselson M.D.**

Dr. Josselson will assume responsibility for and perform autopsy services for deaths that fall within the jurisdiction of the Coroner, will prepare documents and reports as required,



provide training to personnel, provide court testimony as required, and ensure that quality standards are met for the services performed. This will allow the Sheriff-Coroner's Office to continue to meet the obligations to provide forensic pathology services.

CONSEQUENCE OF NEGATIVE ACTION:

Marine Salvage Services - Sean Alexander Marine Services: The Office of the Sheriff may not be in compliance with the grant funding and in addition, abandoned vessels may not be removed from County waterways.

Forensic Pathology Services - Ikechi Ogan M.D.: If a negative action is given this will result in the Sheriff's Office not having access to this vendor to perform autopsy services and related reporting in the Coroner's Division.

Forensic Pathology Services - Mark A. Super M.D.: If a negative action is given this will result in the Sheriff's Office not having access to this vendor to perform autopsy services and related reporting in the Coroner's Division.

Managed Health Network: There is the potential for the increase in stress related workers compensation claims and disability claims if counseling services are not provided as part of a comprehensive employee assistance program.

Attenti US, Inc. - A negative action on this would cause a disruption in services that the Sheriff's Custody Alternative Program provides.

Global Tel\*Link Corporation - A decision not to enter into this Amendment will further delay addressing the dire needs to replace the JMS for the Office of the Sheriff. Further, delays could result in the need to obtain another service provider which could potentially lead to providing less technology and reduced cost reimbursement amounts, while suspending this service to inmates which may result in lawsuits against the County.

Alcohol Monitoring Systems Inc. - Replacement cost for potential loss to monitoring equipment due to intentional damage and/or absconders discarding equipment.

Tiburon Inc. - Negative action on this item would not allow the Office of the Sheriff to provide emergency assistance if the system fails.

FY 2020 State Homeland Security Grant Program - The Office of the Sheriff would not be able to apply for and accept this grant funding.

2020 DNA Capacity Enhancement for Backlog Reduction Program - A decision not to pursue grant funding will increase the DNA case backlog, increase the turnaround time for DNA sample processing, and contribute to delays in criminal prosecutions.

2020 Justice Assistance Grant- The Sheriff's Office will be unable to apply for and accept the grant from the U.S. Department of Justice.

Tobacco Law Enforcement Grant - Failure to secure state funding will result in less opportunities for the Office of the Sheriff to lower the access and use of tobacco products to juveniles in Contra Costa County.

Forensic Pathology Services - Arnold R. Josselson M.D. - If a negative action is given this will result in the Sheriff's Office not having access to a vendor to perform autopsy services and related reporting in the Coroner's Division.

#### ATTACHMENTS

Resolution 2020/190

Resolution 2020/200

Resolution 2020/215

Resolution 2020/222