AGENDA DATE : 04/22/13

CONSENT OR REGULAR: Regular

CONTRACT REFERENCE NO (IF APPLICABLE): 2013-0186

SUBJECT:

Approve and authorize the County Judge to sign the Resolution /Internet Submission Form required for the automatic application renewal for the El Paso Specialty Court Attorney Grant FY2014 from the Texas Indigent Defense Commission and authorize the submission of the grant application via TIDC's internet portal. A 40% cash match is required and funds are available in either the Un-allocated General Fur match or INDEFENSEEN accounts. Further, authorize the Judge to sign a letter to the grantor requesting a grant amendment to include COLAs and step increases in the grant budget for FY2014 to 2016.

BACKGROUND/DISCUSSION OF TOPIC: To include statutory requirement, operational impact, or performance goal.

El Paso County received a four year grant last year for a Public Defender Attorney to work with some of the Problem Solving Courts (384th, SAFP Re-entry, Veteran's Treatment Court, Juvenile Special Needs Diversionary Program and DWI Treatment Court) Renewals are automatic each year; however, the Court must approve the resolution and Internet Submission Form. The Grant is eligible for its first automatic renewal and we're requesting an amendment to the Grant budget to reflect cost of living and step increases.

FISCAL IMPACT:

FY2014 County cash match will be \$29,120.00 or \$31,510.00. The reason for the two amounts is the requested grant budget amendment to add cost of living and step increases for the grant employee.

PRIOR COMMISSIONERS COURT ACTION (IF ANY):

The original grant application was approved by Commissioner's Court in 2012. This is the second year renewal.

RECOMMENDATION:

We recommend the Court adopt the resolution and authorize the internet grant submission as well as authorizing Judge Escobar to sign the request for a grant budget amendment to include cost of living and step increases.

COUNTY ATTORNEY APPROVAL

The attached document has been given legal review by the El Paso County Attorney's Office on behalf of the County of El Paso, it officers, and employees. Said legal review should not be relied upon by any person or entity other than the County of El Paso, its officers, and employees.

COUNTY ATTORNEY:

LEGAL REVIEW:

LEGAL REVIEW NOTES (If Applicable):

DATE:

SUBMITTED BY:

Carole Powell, Deputy Chief Public Defender, Public Defender's Office (915) 546-8185 xt. 3655



M. Clara Hernandez Chief Public Defender

Monday, April 22, 2012

Hon. Veronica Escobar, County Judge

Hon. Carlos Leon, Commissioner, Pct. 1

Hon. Sergio Lewis, Commissioner, Pct 2

Hon. Vincent Perez, Commissioner, Pct 3

Hon. Daniel Haggerty, Commissioner, Pct 4

Judge and Commissioners,

The Texas Indigent Defense Commission (TIDC) awarded our office a multi-year grant to fund a specialized defense attorney working with a number of El Paso County's Problem Solving Treatment courts. The Courts participating in the program are the 384th SAFP Re-Entry Program, the 65th Juvenile Special Needs Diversionary Program, the 346th Veterans Treatment Court, and County Court at Law #2's DWI Treatment Court. Under the grant program's structure, TCID's grant funding decreases by 20% annually, and the County's match increases by 20% annually, with the goal of the program being transition onto full County funding by the program's fifth year. The Auditor's Office has indicated that funds for the 2nd year match, which is 40%, can be identified either from the County's Unallocated General Fund Grant Match Account, or from the INDIGDEFENSEEN funds, and the grant renewal documents have been approved by the County Attorney's Office. Further, because we began the grant program operation in December 2012, TIDC is "rolling" our grant year forward, so the 2 months of the funds we identified for the 2012 match will be used for September and October 2013. This lowers the number of months needing matching dollars for FY 2013-2014 for the remaining months.

When the multi-year grant application was submitted, we had understood that the annual renewals would include annual reviews of the grant budget so that issues such as cost of living increases and step increases could be addressed. Speaking with Mr. Wilson, the grant administrator, TCID had planned on continuing the same budget annually. For that reason we are requesting the Court authorize Judge Escobar to sign the attached latter requesting a grant budget amendment to add the cost of living adjustment and step increases to the grant budget for FY 2014-2016. For FY 2014, if approved, the increase in the 40% match would amount to an additional \$2,390.00 for the County.

Respectfully Submitted.

Carole Powell

Deputy Chief Public Defender

William Cox

From:

Bryan Wilson [Bryan.Wilson@txcourts.gov]

Sent:

Tuesday, March 12, 2013 11:41 AM

To:

Veronica Escobar

Cc:

Ruben Vogt; Clara Hernandez; Bertha Rodriguez (Public Defender); William Cox

Subject:

El Paso County FY2014 Discretionary Grant - Continued

Judge Escobar;

The automatic application renewal for the grant entitled "El Paso Specialty Court Attorney" is due on 5:00 PM on April 26, 2013. Please submit the Resolution / Internet Submission Form adopted by the commissioners court. We will need a letter of Judicial Support ("Attachment B") signed by at least one judge hearing criminal and juvenile matters that participates in the program. The letter(s) or signed "Attachment B" are due on April 26, 2013.

According to our records the table below reflects the FY2014 funding on this grant:

El Paso Specialty Court

Attorney	2014
	Amount
Direct Costs	funded 60%
1) Personnel (Total Number of FTEs: 1)	\$54,000
2) Fringe Benefits	\$18,000
3) Travel and Training	\$500
4) Equipment	\$0
5) Supplies	\$300
6) Contract Services	\$0
Total Direct Costs	\$72,800
Indirect Costs:	\$0
7) Indirect Costs	\$0
Total Indirect Costs	\$0
Total Proposed Costs	\$72,800
Less Cash from Other Sources – County Match	\$26,353
Total Amount Funded by Commission	\$46,447

Oct 13 thru	Dec 13 thru
Nov 13 -2	Sept 14 - 10
months	months
	FY2014
FY2014 80%	60%
2	10
\$10,0467	\$36,400.00

Please call or write if you have any questions.

BW

Bryan E. Wilson

Grants Administrator Texas Indigent Defense Commission 209 W. 14th Street, Room 202 (Price Daniel Sr. Building)

Austin, Texas 78701

Direct: 512-936-6996 Fax: 512-463-5724

Main line: 512-936-6994 Toll free in Texas: 866-499-0656

On the web: www.txcourts.gov/tide

2014 El Paso County Resolution Indigent Defense Discretionary Grant Program

WHEREAS, under the provisions of the Texas Government Code Section 71.062 and Texas Administrative Code Chapter 173, counties are eligible to receive grants from the Commission on Indigent Defense to provide improvements in indigent defense services in the county; and

WHEREAS, the commissioners court authorizes this grant program and application to assist the county in the implementation and the improvement of the indigent criminal defense services in this county; and

WHEREAS, El Paso County Commissioners Court has agreed that in the event of loss or misuse of the funds, El Paso County Commissioners assures that the funds will be returned in full to the Texas Indigent Defense Commission.

NOW THEREFORE, BE IT RESOLVED and ordered that the County Judge of this county is designated as the Authorized Official to apply for, accept, decline, modify, or cancel the grant application for the Indigent Defense Discretionary Grant Program and all other necessary documents to accept said grant; and

BE IT FURTHER RESOLVED that M. Clara Hernandez is designated as the Program Director and contact person for this grant and the County Auditor is designated as the Financial Officer for this grant.

Adopted this	day of	, 2013.		
			Veronica Escobar County Judge	
Attest:			, ,	
Cor	unty Clerk	<u> </u>		

Note: This Required Resolution is to obtain grant funds. Please do not alter it other than to fill in the optional spaces. Please direct request to alter to the Commission Special Counsel.

Internet Submission Form

After submitting the discretionary grant applica	tion on-line, the following Internet submission
confirmation number was received #	. This grant application

submission was in accordance with the Commissioners Court Resolution above.

Veronica Escobar County Judge April 22, 2013

Bryan Wilson
Texas Indigent Defense Commission
Grants Administrator

RE: Request To Amend El Paso Specialty Court Attorney Grant Budget

Dear Mr. Wilson:

El Paso County is pleased to complete the steps to facilitate the automatic renewal for the "El Paso Specialty Court Attorney," and at today's Commissioner's Court session, the Court has adopted the Resolution/Internet Submission Form, required as part of the grant renewal process. We will forward the original document to you along with letters of support for the program from the Judges whose problem solving courts are supported by the Public Defender attorney funded through the program.

In addition, we would like to request that the Commission on Indigent Defense authorize an amendment increasing approved grant budget for years two through four as follows:

- Year 2 from \$72,800 to \$78,774, a difference of \$5,974.
- Year 3 from \$72,800 to \$86,019, a difference of \$13,219.
- Year 4 from \$72,800 to \$117,455 a difference of \$23,756.

These funds will be used to compensate the grant's employee consistently with other County employees in the same job classification and grade pursuant to El Paso County's Attorney Salary Plan and projected cost of living adjustments (COLAs). A revised line item budget for each year is attached. Because of the grant's structure, with the County's match increasing by 20% annually, as the Commission's funding decreases, we understand that, if approved, this will increase the County's required match for each of these program years.

Sincerely,

Veronica Escobar. El Paso County Judge attachment

El Paso Problem Solving Court Attorney Grant Budget

	Current Budget for years 2 thru 4	Requested Year 2 Revised Budget	Requested Year 3 Revised Budget	Requested Year 4 Revised Budget
		Amount funded at 60%	Amount funded at 40%	Amount funded at 20%
1) Personnel (Total				
Number of FTEs:1)	\$54,000	\$59,560	\$65,042	\$73,084
2)Fringe Benefits	\$18,000	\$18,414	\$20,177	\$22,672
3)Travel and Training	\$500	\$500	\$500	\$500
4) Equipment	\$0	\$0	\$0	\$0
5) Supplies	\$300	\$300	\$300	\$300
6)Contract Services	\$0	\$0	\$0	\$0
Total Direct Costs	\$72,800	\$78,774	\$86,019	\$96,556
7) Indirect Costs	\$0	\$0	\$0	\$0
Total Indirect Costs	\$0	\$0	\$0	\$0
Total Proposed Costs Less Cash from Other Sources: County	\$72,800	\$78,774	\$86,019	\$96,556
Match	\$14,560	\$31,510	\$26,353	\$38,622
Total Amount Funded by Commission	\$58,240	\$47,264	\$59,666	\$57,934



PATRICK M. GARCIA JUDGE

384TH JUDICIAL DISTRICT COURT EL PASO COUNTY COURT HOUSE 500 E. San Antonio, Room 906 El Paso, Texas 79901

April 2, 2013

(915) 546-2134

Bryan Wilson
Texas Indigent Defense Commission
Grants Administrator

RE:

Public Defender Problem Solving Court Grant Attorney

Dear Mr. Wilson:

The 384th District Court strongly endorses the Public Defender's application for continued funding for a Specialty Court Attorney, as part of the 384th's SAFP Re-entry program.

The SAFP Re-entry program works with offenders who have already completed placement at Texas Substance Abuse Felony Punishment Program and are re-integrating to the community. The Public Defender Office's Problem Solving Court attorney, Ms. Jeanette Jimenez, has been an integral part of our program; as member of our committed, multi-disciplinary treatment team. It is vital to have defense counsel involved in our program to meet with participants, advise them, advocate on their behalf and bring innovative treatment options to our staffing discussions.

I applaud TIDC's commitment to social and criminal justice, and to raising the quality of criminal defense representation.

Very truly yours,

Judgé Patrick M. Garcia



ANGIE JUAREZ BARILL

EL PASO COUNTY COURTHOUSE 500 E. SAN ANTONIO, ROOM 701 EL PASO, TEXAS 79901 (915) 546-2119/FAX (915) 546-2233

MANDRADE@EPCOUNTY.COM

DISTRICT JUDGE

346TH JUDICIAL DISTRICT OF TEXAS

MARISA V. ANDRADE
COURT COORDINATOR

LIZ BONNEY

OFFICIAL COURT REPORTER

FRANCISCO M. HERNANDEZ

COURT BAILIFF

April 8, 2013

Bryan Wilson Texas Indigent Defense Commission Grants Administrator

RE: Public Defender Problem Solving Court Grant Attorney

Dear Mr. Wilson:

Please allow this letter to serve as a strong endorsement by the 346th District Court for strongly endorses the Public Defender's application for continued funding for a Specialty Court Attorney.

It has been my privilege and honor to preside over El Paso County's Veterans Court program. During this time the Public Defender Office's Problem Solving Court attorney, Ms. Jeanette Jimenez, has been an integral part of our program and more specifically our team. Programs like ours work because of the commitment and multi-disciplinary composition of our treatment team. It is vital to have defense counsel involved in our program to meet with participants, advise them, advocate on their behalf and bring innovative treatment options to our staffing discussions.

I applaud TIDC's commitment to social and criminal justice, and to raising the quality of criminal defense representation and would ask for your continued support of program such as our that reaps benefits to those who are in need and have served our country and it helps us restore them to who they were before they went to war.

Very truly yours,

Judge Angie Juarez Barill



MAYTE ESCOBEDO YAHARA LISA GUTIERREZ

Judge

JUDGE
FAMILY DISTRICT COURT, 65^{TR} JUDICIAL DISTRICT
500 E. San Antonio, Room 1105
El Paso, Texas 79901
(915) 546-2102 / Fax (915) 546-8157

ylgutierrez@epcounty.com

OFFICIAL COURT REPORTER

JASON P. MESTAS

RUTH ANN FIERRO
DRUG COURT COORDINATOR

BELINDA ACUÑA DRUG COURT CASE MANAGER

April 2, 2013

Bryan Wilson Texas Indigent Defense Commission Grants Administrator

RE: Public Defender Problem Solving Court Grant Attorney

Dear Mr. Wilson:

COURT COORDINATOR

BERNIE SALINAS

BAILIFF

ISABEL CARRASCO

LEGAL SECRETARY

The 65th District Court strongly endorses the Public Defender's application for continued funding for a Specialty Court Attorney, as part of the 65th's Special Needs Diversionary Program (SNDP).

SNDP is instrumental to assisting juveniles with mental health issues who find themselves on probation in the Juvenile Justice System, and the Public Defender Office's Problem Solving Court attorney, Ms. Jeanette Jimenez, has been an integral part of our program. Programs like ours work because of the commitment and multi-disciplinary composition of our treatment team. It is vital to have defense counsel involved in our program to meet with participants, advise them, advocate on their behalf and bring innovative treatment options to our staffing discussions.

I applaud TIDC's commitment to social and criminal justice, and to raising the quality of criminal defense representation.

Very truly yours,

ahara Lisa Gutierrez, Judge

Equal Opportunity Employer



ROBERT S. ANCHONDO

JUDGE

COURT COORDINATOR

COUNTY CRIMINAL COURT AT LAW NUMBER TWO EL PASO COUNTY

MIKE STEVENS

BAILIFF, P.O.

COUNTY CRIMINAL COURT AT LAW NUMBER TWO EL PASO COUNTY

500 E. SAN ANTONIO AVE., ROOM 704

EL PASO, TEXAS 79901

OFFICIAL COURT REPORTER

LETICIA MEDINA

CASE MANAGER – DWI DRUG COURT

DEBBIE BRADLEY

(915) 834-8232 Fax (915) 834-8212

April 2, 2013

LORENA (LORY) ACOSTA

Bryan Wilson
Texas Indigent Defense Commission
Grants Administrator

RE:

Public Defender Problem Solving Court Grant Attorney

Dear Mr. Wilson:

County Criminal Court at Law Number 2 strongly endorses the Public Defender's application for continued funding for a Specialty Court Attorney, as part of the DWI Court treatment team.

The DWI Court program works with individuals convicted of felony and misdemeanor DWI offenses, who are placed on community supervision. The Public Defender Office's Problem Solving Court attorney, Ms. Jeanette Jimenez, has been an integral part of our program; as member of our committed, multi-disciplinary treatment team. It is vital to have defense counsel involved in our program to meet with participants, advise them, advocate on their behalf and bring innovative treatment options to our staffing discussions. The role of the defense attorney in Drug Courts is one of the 10 Key Principles in making Drug Court's successfully work.

I applaud TIDC's commitment to social and criminal justice, and to raising the quality of criminal defense representation.

Very truly yours

Judge Robert Anchondo

Contract Insight 2012 C - Enterprise Powered By: CobbleStone Systems Corp. Edition William "Bill" Cox Apr 16 2013 Application Version: 12.2.0.120503 Searches/Reports **Second Party** # Employees Contracts Home X Log Out € Help Task & Event Details - Contract Title: 2014 El Paso County Indigent Defense Discretionary Grant Program / Application 🗱 Print Task Notification Details <u>Assign</u> **Employees** View History - Attorney Has Back to Record Task Name Approved Contract -Details Assign: Single Contract Admin Mgr ... **Employee** Assign: Group Contract Admin Mgr Apr 07 2013 Due Date ... Alert (Days Prior to Due 2 *** Date) Verify contract details are accurate per Details "Approved for Court" contract. -- DO NOT COMPLETE NOTE TO USER ANY FIELDS BELOW THIS ONE --Escalate To (If *** Desired) Escalate After 0 *** (Days) Task Note ... Task Complete Apr 08 2013 Date Is Task Yes Complete??? Task Complete Status ... Alternate Email ... 0.00 Amount 111 Order Number 0.00 ---Contract ID 9252 2417 Task ID Start Date Apr 05 2013 Entered By 4/5/2013 4:56:29 PM Date Entered

Duran, Claudia

4/8/2013 3:49:54 PM

Updated By

Date Updated

Alert Others (to this task alert)

Repeat/Recur (make this task repeat from the end date)

Recur every: 0 Day(s) for 0 times Add

Name	Assigned To	End/Due	Status	Task Complete Date
- Attorney Has Approved Contract -	Contract Admin Mgr	4/7/2013	Task Complete	4/8/2013 3:49:54 PM
- Your Contract Has Been Approved For Court -	Clara Hernandez	4/8/2013	Open	