



24-5294

DATE: May 7, 2024 (Item No. {{item.number}})

TO: Board of Supervisors

FROM: Jeffrey Rosen, District Attorney

SUBJECT: Approve Retroactive Second Amendment to Revenue Agreement with VTA

RECOMMENDED ACTION

Consider recommendations relating to an amended Agreement with the Santa Clara Valley Transportation Authority (VTA).

Possible action:

- a. Approve Second Amendment to Funding Agreement with the VTA relating to providing reimbursement for the costs of providing various services to victims and others affected by the May 2021 mass shooting at the VTA Service Yard, increasing the maximum contract amount by \$180,000 from \$1,200,000 to \$1,380,000, and extending the Agreement for a three-month period through June 30, 2024, that has been reviewed and approved by County Counsel as to form and legality.
- b. Approve Request for Appropriation Modification No. 182 - \$180,000 increasing estimated revenue and expenditure appropriations in the Office of the District Attorney budget, relating to an amended Agreement with VTA in support of victims and others affected by the May 2021 mass shooting at the VTA Service Yard. (4/5 Vote)

FISCAL IMPLICATIONS

The recommended actions will add \$180,000 in revenue and expenditures to the Office of the District Attorney's FY 2023-24 budget, resulting in no net impact on the General Fund

REASONS FOR RECOMMENDATION AND BACKGROUND

As soon as the tragic mass shooting occurred in May 2021 at the VTA Service Yard, the Office of the District Attorney, VTA, and various partners worked to support the families of the shooting victims and the VTA community as a whole. The VTA Resiliency Center opened in December 2021, after the Board approved funding in October 2021 from the General Fund Contingency Reserve to support agreements with Dr. Tammy McCoy-Arballo and the Bill Wilson Center's Centre for Living with Dying to provide continued behavioral health supports to individuals and families.

The Centre for Living with Dying (CLWD) continues to provide behavioral health support to individuals and families affected by the shooting. Additionally, CLWD provides peer-

support/Psychological First Aid training to VTA employees. These additional funds will be utilized to continue behavioral health support services without disruption to services and client care.

CHILD IMPACT

The recommended action will have no/neutral impact on children and youth.

SENIOR IMPACT

The recommended action will have no/neutral impact on seniors.

SUSTAINABILITY IMPLICATIONS

The recommended action will have no/neutral sustainability implications.

CONSEQUENCES OF NEGATIVE ACTION

The County will be unable to use the VTA reimbursement to continue to provide support to those affected by the shooting.

STEPS FOLLOWING APPROVAL

The Clerk of the Board will notify Peter Jensen when the documents associated with this item have been processed.

ATTACHMENTS:

- Revenue Agreement with VTA
- First Amendment to Funding Agreement with VTA
- F-85 #182
- Levine Act Disclosure