

**MEMORANDUM OF UNDERSTANDING BETWEEN
THE SAN BENITO COUNTY PROBATION DEPARTMENT (CCP)
AND THE SAN BENITO COUNTY OFFICE OF EDUCATION**

This agreement is entered into effective May 1, 2017, by and between the County of San Benito, acting through the San Benito County Probation Department, hereinafter referred to as "Probation," and the County of San Benito County Office of Education, hereinafter referred to as "SBCOE," for the purposes of providing enhanced education enrichment opportunities to at-risk youth through Restorative Justice (RJ) practices.

Restorative Justice promotes values and principles that use inclusive, collaborative approaches for being in community. These approaches validate the experiences and needs of everyone (students and staff) within the community, particularly those who have been marginalized, oppressed or harmed. These approaches allow us to act and respond in ways that are healing rather than alienating or coercive (Lorraine Stutzman Amstutz and Judy H. Mullet, 2005).

WHEREAS, pursuant to this agreement between Probation (CCP) and SBCOE, Restorative Justice (RJ) will be made available to at-risk youth, juvenile hall detainees, and the children of persons under probation supervision, pursuant to the understandings set forth herein;

NOW, THEREFORE, Probation and SBCOE agree and understand as follows:

1. SBCOE will be compensated \$21,000 for initial start-up costs to include initial staff training and materials. No further compensation above the initial \$21,000 is required start-up costs.
2. SBCOE will be compensated a total of \$150,000 to hire a Restorative Justice Coordinator (RJC) who will provide support for both the staff and students by facilitating Restorative Justice "circles," for a period of three (3) years. SBCOE will be compensated actual costs up to \$50,000 per year, as long as a RJC is hired by or contracted to performed work by SBCOE. Should the RJC not be hired for a full year, the annual amount shall be prorated and the parties agree to extend the MOU until the RJC has been hired for a full three year period. No further compensation above the \$150,000 will be required after the three years.
3. SBCOE will provide initial training regarding Restorative Justice to the educational staff assigned to the Juvenile Hall, San Andreas Continuation High School, Santa Ana Opportunity and the Juvenile Court Schools. Refresher training in Restorative Justice will be provided as necessary and available.
4. SBCOE will provide training and support through the RJ Coordinator for the youth detained in Juvenile Hall, San Andreas Continuation High School, Santa Ana Opportunity and to the Juvenile Court Schools.
5. SBCOE will provide informational materials to Probation regarding Restorative Justice.
6. SBCOE will provide information materials and/or pamphlets regarding the access and benefits of Restorative Justice for distribution to youth, families, and adults under probation supervision.

7. Upon request, and as agreed upon between SBCOE and Probation, SBCOE will provide presentations regarding Restorative Justice to Probation staff.

Term:

The term of this Contract shall be from the date of execution of the Contract until April 30, 2020.

Termination:

Either party may, upon thirty (30) days written notice, with or without cause, terminate this contract. Written notice shall be sufficient to stop further performances of services by SBCOE and further payment by Probation.

Hold Harmless:

The parties agrees to indemnify and defend each other, their officers, employees, agents and assigns from and against all claims, damages, losses, expenses, costs, attorneys' fees and liability arising out of or resulting from either (i) breach of obligations under this contract or (ii) the negligence or willful misconduct of each party or its officers, employees or agents for this agreement.

Krystal Lomanto, Superintendent
San Benito County Office of Education

R. Ted Baraan, Chief Probation Officer
San Benito County Probation Department

Date

Date

APPROVED AS TO LEGAL FORM
San Benito County Counsel

Date