

DEPARTMENT: County Counsel BY: Jeffrey G. Green PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No X)

Recommendation to substitute in Gary Collings to handle Level 3 conflict cases under the Indigent Defense Services Agreement. Dale Blea has informed the County that he does not want to handle third level conflict cases. Judge McMechan and Judge LaRoche have recommended Gary Collings to succeed Dale Blea. A copy of the memorandum indicating their concurrence is included in this package. Gary Collings has agreed to the substitution as stated in his letter, a copy of which is included in this package as well.

Based on the above, it is recommended that effective September 15, 1998, Gary Collings succeed Dale Blea in handling Level 3 conflict cases as he meets all conditions contained in the Request for Proposal as well as the Agreement.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

At their meeting of August 4, 1998, the Board authorized County Counsel and the County Administrative Officer to negotiate a contract for Indigent Defense Services. On August 18, 1998, the Board authorized the Chair to execute the Agreement with Thomas Mills, David Smothers, and Dale Blea.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

COSTS: () Not Applicable	
A. Budgeted current FY	\$ _____
B. Total anticipated costs	\$ _____
C. Required additional funding	\$ _____
D. Internal transfers	\$ _____
SOURCE: () 4/5ths Vote Required	
A. Unanticipated revenues	\$ _____
B. Reserve for contingencies	\$ _____
C. Source description:	_____
Balance in Reserve for Contingencies, if approved: \$ _____	

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

Letter from Judge McMechan dated 8/20/98.
Letter from Gary Collings dated 8/25/98.

CLERK'S USE ONLY:
Res. No.: 98-355 Ord. No. _____
Vote - Ayes: 4 Noes: _____
Absent: Blank Abstained: _____
Approved: _____ () Denied
() Minute Order Attached () No Action Necessary

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:
 Recommended
 Not Recommended
 For Policy Determination
 Submitted with Comment
 Returned for Further Action


The foregoing instrument is a correct copy of the original on file in this office.
Date: _____
ATTEST: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: _____
Deputy

Comment: _____

A.O. Initials: JG

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JEFFREY G. GREEN, County Counsel
FROM: MARGIE WILLIAMS, Clerk of the Board 
SUBJECT: Gary Collings to Handle Level 3 Conflict Cases Under the Indigent
Defense Services Agreement; Res. 98-355

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on September 15, 1998

ACTION AND VOTE:

Recommendation to Substitute in Gary Collings to Handle Level 3 Conflict Cases Under the Indigent Defense Services Agreement Effective September 15, 1998 (County Counsel)

BOARD ACTION: Following discussion, (M)Pickard, (S)Stewart, Res. 98-355 adopted authorizing Chair to sign agreement substituting Gary Collings, as recommended/Ayes: Reilly, Balmain, Stewart, Pickard; Excused: Parker.

cc: Janet Hogan, County Administrative Officer
Ken Hawkins, Auditor
Richard McMechan, Superior Court Judge
Carlos LaRoche, Superior Court Judge
File