

Cont'd. to 8-4-98
 DATE: July 21, 1998
 AGENDA ITEM NO.: 12 4

MARIPOSA COUNTY
 BOARD OF SUPERVISORS
 DEPARTMENT: Administration

AGENDA
 ACTION FORM
 BY: Janet Hogan

DATE: July 21, 1998
 AGENDA ITEM NO.: 12 4
 PHONE: 966-3222

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

Authorize County Counsel and the County Administrative Officer to negotiate a contract for indigent defense services with Thomas Mills, David Smothers and Dale Blea with the actual contract to be brought back for Board of Supervisors approval


In response to the County's Request for Proposals, ten proposals were submitted by five different firms or individuals. A review committee including Judge McMechan, Chief Probation Officer Moffett, County Counsel and the County Administrative Officer reviewed the proposals for such things as qualifications, cost, term and any special considerations. The conclusion of the committee's deliberations was to recommend a contract be negotiated with Thomas Mills, David Smothers and Dale Blea to represent indigent defendants and Level 2 and 3 conflict cases. Judge LaRoche also joins in this recommendation. The amount proposed by Mills, et al. is \$167,000 per year which is within the amount included in the Recommended Budget for FY 1998-99.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board of Supervisors approved the Request for Proposals on May 12, 1998.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Indigent defense services are currently being provided under a month-to-month contract extension pending negotiations of a new contract.

COSTS: (x) 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: Summary of proposals _____ _____ _____ _____ _____ _____
CLERKS USE ONLY: Res. No. <u>98-308</u> Ord. No. _____ Vote - Ayes: _____ Noes: _____ Absent: _____ Abstained: _____ () Approved () Denied <input checked="" type="checkbox"/> Minute Order Attached () No Action Necessary 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		ADMINISTRATIVE OFFICER'S RECOMMENDATION: This item on agenda as: <input checked="" type="checkbox"/> Recommended <input type="checkbox"/> Not Recommended <input type="checkbox"/> For Policy Determination <input type="checkbox"/> Submitted with Comment <input type="checkbox"/> Returned for Further Action Comment: _____ _____ CAO's Initials: 

SUMMARY OF PROPOSALS
 Indigent Defense/Court Appointed Counsel

NAME	PROPOSAL	AMOUNT	TERM
Allen, Polgar, Proietti, et al.	Level 1 only	\$198,000 py	1 yr
Barker, John A. & Associates	Option 1: Level 1	\$115,000 1st	3 yrs
Barker, John A. & Associates	Option 2: Levels 1 & 2	No response	No resp.
Davis, William A. & C. Logan McKechnie	Level 2 only	\$65 ph	No resp.
Lindstedt, James B.	Level 1 only	\$225,000 py	3 yrs.
Lindstedt, James B.	Level 3 only	\$31,000 py	No resp.
Mills, Thomas C. & David A. Smothers	Alternative 1: Level 1 and 2 defendants	\$135,000 py	No resp.
Mills, Smothers, Dale J. Blea	Alternative 2: Levels 1, 2 & 3	\$167,000 py	No resp.
Mills, Smothers, Blea & others	Alternative 3: Levels 1 through 5	\$177,000 py	No resp.
Mills, Thomas C.	Alternative 4: Level 3 only	\$45,000 py	No resp.

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: JANET HOGAN, County Administrative Officer
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*
SUBJECT: Contract for Indigent Defense Services; Res. 98-308

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on August 4, 1998

ACTION AND VOTE:

Janet Hogan, County Administrative Officer;
Resolution Authorizing County Counsel and the County Administrative Officer to
Negotiate a Contract for Indigent Defense Services with Thomas Mills, David Smothers
and Dale Blea with the Actual Contract to be Brought Back for Board of Supervisors
Approval (Continued from 7/21/98)

BOARD ACTION: Janet Hogan advised that a meeting was held and the Committee
reaffirms its previous recommendation; and she requested authorization to negotiate for a
one-year contract, with two additional one-year renewal options by the County. It was
clarified that the negotiated contract would be for level 1, 2 and 3 conflict cases.
(M)Pickard, (S)Balmain, Res. 98-308 adopted approving recommendations. Jim Moffett,
Chief Probation Officer, provided input relative to the Committee's recommendation and
advised that it was unanimous. Judge LaRoche, Superior Court, provided input relative to
this matter. Ayes: Reilly, Balmain, Stewart, Pickard; Abstained: Parker.

cc: Jeffrey G. Green, County Counsel
File