



**COUNTY ADMINISTRATION
OFFICE
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: October 23, 2018

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
County Counsel Sign-Off	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input type="checkbox"/>	N/A	<input type="checkbox"/>
CONTACT PERSON: Sophia Almanza PHONE: 636-5005				

SUBJECT: Approve a Renewal Agreement with Allen Law Firm, Inc. and the Law Office of Marcus Torigian for Conflict Defender Services

REQUEST(S):

That the Board of Supervisors:

1. Approve a renewal Agreement with Allen Law Firm, as Contractor, and Marcus Torigian, as Contingency Contractor, from January 1, 2019, to December 31, 2019, in the amount of \$2,791,337:
 - a) \$199,278.03/per month for Conflict Public Defender Services;
 - b) \$400,000 for Ancillary Services;

2. Authorize the Chairman to sign four (4) copies of the Renewal Agreement.

SUMMARY:

On July 24, 2018, the Board of Supervisors provided direction to the County Administrative Officer to continue contracting with the Allen Law Firm to provide Conflict Defender Services. The Conflict Defender serves to provide legal representation to indigent defendants in criminal cases. The existing agreement is set to expire on December 31, 2018. The new contract period will start January 1, 2019 through December 31, 2019. The total amount of the one-year renewal is \$2,791,336.36 which includes \$199,278.03/per month for attorney services and \$400,000 annually for ancillary services.

SUBJECT: Approve a Renewal Agreement with Allen Law Firm, Inc. and the Law Office of Marcus Torigian for Conflict Defender Services

DATE: October 23, 2018

As background, on March 29, 2016, the Board of Supervisors approved an agreement with the Allen Law Firm, Inc. to provide conflict public defender services from April 1, 2016 through December 31, 2018. The total of compensation of this agreement was \$8,335,597.42.

On November 1, 2016, the Board approved Amendment No.1 in the amount of \$700,000 for services provided to Special Circumstances Cases or Capital Cases involving the Death Penalty. Of that amount \$500,000 was provided for the Red Sol Case and \$200,000 was provided to the Conflict Defender to be used for other cases involving Special Circumstances. This amendment increased the overall amount of the Agreement to \$9,035,597.42.

On April 4, 2017, the Board approved Amendment No. 2 for an increase of \$300,000 for attorneys' fees resulting from the Red Sol Case. Additionally, increase Ancillary Costs of \$200,000 was shifted from the period of July 1, 2018 through December 31, 2018 to be used in Fiscal Year 2016/17. This amendment increased the overall amount of the original Agreement to \$9,335,597.42.

On October 31, 2017, the Board approved Amendment No. 3 to increase an additional \$1,100,000. This increase was applied directly to legal services relating to Special Circumstances Cases. This amendment increased the overall amount of the original Agreement to \$10,435,597.42, an increase of \$1,100,000.00 primarily because of the Red Sol Case.

On July 24, 2018, the Board received a presentation regarding the performance of the Allen Law Firm for the provision of Conflict Defender Services. The Board then provided direction to extend the contract with Allen Law Firm, Inc. for one year, January 1, 2019 through December 31, 2019.

FISCAL IMPACT/FINANCING:

There will be no additional Net County Cost. The amount of the renewal contract is included the FY 2018/19 Adopted Miscellaneous Criminal Justice Budget (001-810).

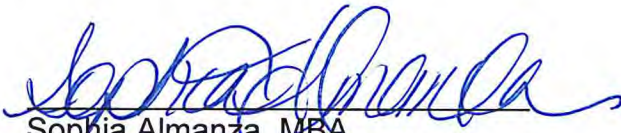
LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

Tulare County's Strategic Plan includes the initiative of Organizational Performance; and as such the improvement to legal services and fiscal administration associated with this agreement are in keeping with effective organization performance.

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DATE: October 23, 2018

ADMINISTRATIVE SIGN-OFF:



Sophia Almanza, MBA
Deputy CAO – Budget and Finance

Michael C. Spata
County Administrative Officer

cc: County Administrative Office
County Counsel

Attachment(s) Attachment 1 – Renewal Agreement

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVAL OF A)
RENEWAL AGREEMENT WITH ALLEN) Resolution No. _____
LAW FIRM, INC AND THE LAW OFFICE OF) Agreement No. _____
MARCUS TORIGIAN FOR CONFLICT)
DEFENDER SERVICES)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: MICHAEL C. SPATA
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

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