



**Public Defender
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

ALLEN ISHIDA
District One

PETE VANDER POEL
District Two

PHILLIP A. COX
District Three

J. STEVEN WORTHLEY
District Four

MIKE ENNIS
District Five

AGENDA DATE: June 8, 2010 **REVISED**

Public Hearing Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	N/A	<input type="checkbox"/>
Resolution, Ordinance or Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s) Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>						

CONTACT PERSON: Michael Sheltzer PHONE: (559) 636-4500

SUBJECT: Freeze of Allocated Positions and Funding for Public Defender Office Investigations Unit.

REQUEST(S):

That the Board of Supervisors:

1. Approve the reduction of 5 Public Defender Investigators/Investigators-Bilingual positions (2 vacant, 3 filled), effective July 9, 2010.
2. Direct the Public Defender and Human Resources and Development Department to initiate the layoff process, including issuance of notices of layoff.
3. Authorize the freeze of vacant but allocated positions in the Investigations Unit.

SUMMARY:

For Fiscal Year 2010-2011, the recommended budget of the CAO will reduce the Public Defender's budget by 4% on top of 7.5% reductions incurred in fiscal year 2009-2010. In order to meet these further decreases while maintaining current levels of service to all Public Defender clients and the Tulare County Superior Court, the Public Defender proposes to reduce the Investigations Unit by 55% which includes vacating and freezing a total of five investigator positions and eliminating one extra-help Investigative Aide. These proposed savings will allow the Department to meet the CAO's proposed budget reductions and to fund

SUBJECT: Freeze of Allocated Positions and Funding for Public Defender Office Investigations Unit.

DATE: June 8, 2010

Professional and Specialized/Special Investigative Services as needed.

The vacant/frozen positions include one Investigator II, two Investigator I's, one Investigator II-Bilingual, and one Investigator I-Bilingual. The Department will also eliminate one extra-help Investigative Aide.

FISCAL IMPACT/FINANCING:

These actions will help the Department meet the requisite budget reduction of \$337,775 for fiscal year 2010-2011.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

This action supports the Organizational Performance Initiative in the County's Strategic Business Plan. The initiative provides for the stability of County operations through periods of economic fluctuations and changing priorities and service demands.

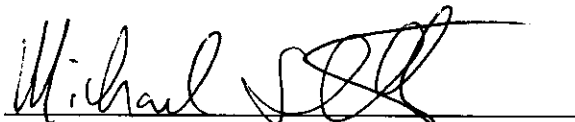
ALTERNATIVES:

The Board could choose to maintain the current level of Investigative resources and maintain current levels of funding for the Public Defender department or direct the Department to reduce expenditures in other areas.

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:

1. The County's Administrative Office has reviewed this proposal and concurs with the Department's request.
2. The Human Resources Department has reviewed this proposal and concurs with the Department's request.

ADMINISTRATIVE SIGN-OFF:



Michael Sheltzer
Tulare County Public Defender

Cc: Auditor/Controller
County Counsel
County Administrative Office (3)

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

IN THE MATTER OF Freeze of Allocated) **RESOLUTION NO.** _____
Positions and Funding for Public Defender) **AGREEMENT NO.** _____
Office Investigations Unit.)

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: JEAN M. ROUSSEAU
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Approved the reduction of 5 Public Defender Investigators/Investigators-Bilingual positions (2 vacant, 3 filled), effective July 9, 2010.
2. Directed the Public Defender and Human Resources and Development Department to initiate the layoff process, including issuance of notices of layoff.
3. Authorized the freeze of vacant but allocated positions in the Investigations Unit.