



County of El Dorado

330 Fair Lane, Building A
Placerville, California
530 621-5390
FAX 622-3645
www.edcgov.us/bos/

Legislation Details (With Text)

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Type: Agenda Item **Status:** Approved

File created: 3/28/2011 **In control:** Board of Supervisors

On agenda: 4/12/2011 **Final action:** 4/12/2011

Title: Chief Administrative Office recommending Chair be authorized to sign Agreement #422-S1111 with Stephen A. Tapson for indigent defense/conflict panel services from date of execution through June 30, 2011 in an amount estimated at \$11,500 for the remainder of FY 2010-11.

FUNDING: General Fund.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
4/12/2011	1	Board of Supervisors	Approved	Pass

Chief Administrative Office recommending Chair be authorized to sign Agreement #422-S1111 with Stephen A. Tapson for indigent defense/conflict panel services from date of execution through June 30, 2011 in an amount estimated at \$11,500 for the remainder of FY 2010-11.

FUNDING: General Fund.

BUDGET SUMMARY:		
Total Estimated Savings		\$ 11,500
Funding		
Budgeted	\$ 11,500	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$	
Change To Net County Cost		\$-0-

Fiscal Impact/Change to Net County Cost: There is no change to net county cost in Department 20.

Reason for Recommendation: On August 24, 2009, agenda item #4 (file number 09-1126) directed the Chief Administrative Office to prepare amendments to the agreements with each Conflict Panel Attorney to reduce compensation by 10%. At that time, one conflict panel attorney resigned from the panel leaving one vacancy on the west slope. The Judges agreed to work with one less panel attorney. At a later date, one additional attorney left the panel leaving two vacant positions. Subsequently, the Judges have determined that, due to current case load, there is a need to fill the

two vacant positions.

In order to manage the cost of indigent defense services, the agreement being presented for consideration has been adjusted to a Tier 2 agreement. The compensation has been reduced based on a scope of services that will include services such as misdemeanors, less demanding felony cases, juvenile offenses, and collateral civil proceedings to name a few. Compensation is also prorated in the first and second month of service and tops at \$4,000 monthly.

The term of the agreement expires on June 30, 2011. All indigent defense attorney agreements, which includes 7 on the west slope and 3 in So. Lake Tahoe, expire on June 30, 2011. Amendments to all agreements will be discussed with the Judges and brought before the Board prior to June 30, 2011. It is anticipated that this agreement will continue once the discussions have concluded.

Action to be taken following Board approval:

1. Chairman will sign two copies of the agreement.
2. Chief Administrative Office will return one fully executed copy of the agreement to Mr. Tapson

Contact: Kelly Webb, Ext 6565

Concurrences: County Counsel and Risk Management