

**MARIPOSA COUNTY
BOARD OF SUPERVISORS**

**AGENDA
ACTION FORM**

DATE: 5/23/06
AGENDA ITEM NO. CA-13

DEPARTMENT: County Counsel

BY: Thomas P. Guarino

PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

Resolution approving Amendment to Legal Services Agreement and authorizing Chairman to sign long-term Legal Services Agreement with current providers of the indigent legal services in Mariposa County.

Counsel has verified the increase in case load with the Superior Court and based upon that increased case load recommends the requested increase as set forth in the Agreement Amendment attached hereto. This proposal also contains provisions for annual COLAS which will not only cover the cost of living increases but also the reasonable increases in case load which are anticipated. This Agreement has been reviewed by County Administration and is within the recommended limits.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The current Agreement in this matter expires on June 30, 2006. The current Agreement does contain provisions for 1-three year extension. The extension in the proposed Amendment is for 5 years and includes an additional conflict level of services to be provided. With the increase in case loads and conflicts such additional representation is necessary. County Counsel has discussed this with the Judges of the Superior Court and they have indicated their concern that such additional conflict representation is necessary. The proposed Agreement also contains an increase in the funds available for investigative services from \$5000 to \$9,000. The Superior court has indicated it will provide an additional \$10,000 of funding to assist with provisions of these services.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Financial Impact? () Yes (x) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? () Yes () No () Partially Funded		
Amount in Budget: \$ _____		List Attachments, number pages consecutively _____
Additional Funding Needed: \$ _____		Letter from Presiding Judge _____
Source:		Amendment _____
Internal Transfer _____		Current Agreement _____
Unanticipated Revenue _____ 4/5's vote		_____
Transfer Between Funds _____ 4/5's vote		_____
Contingency _____ 4/5's vote		_____
() General () Other		_____

CLERK'S USE ONLY:

Res. No.: 06-119 Ord. No. _____
Vote - Ayes: 5 Noes: _____
Absent: _____
Approved
() 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

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
Comments:

CAO: 