



COUNTY OF SAN MATEO
Inter-Departmental Correspondence
County Managers Office/Clerk of the Board



Date: June 20, 2012
Board Meeting Date: June 26, 2012
Special Notice / Hearing: None
Vote Required: Majority

To: Honorable Board of Supervisors
From: John L. Maltbie, County Manager
Subject: Continuation of the Agreement with the San Mateo County Bar Association

RECOMMENDATION:

Adopt a Resolution authorizing the Controller to continue payments on the agreement with the San Mateo County Bar Association for Private Defender Program services from July 1, 2012 through September 30, 2012.

BACKGROUND:

The County Manager's Office has an agreement with the San Mateo County Bar Association (Association) for Private Defender Program (PDP) services that will expire on or before June 30, 2012. It is anticipated that negotiations for a new agreement or for an extension will be submitted by the end of September 2012.

DISCUSSION:

Part of the March Budget hearings included a performance report back on the Private Defender contract by the County Manager by September. That report back is will be based on an independent evaluation that will include interviews with Judges, the District Attorney and his deputies, public and private attorneys, and criminal defendants. To ensure continued provision of services during the preparation of the report, it is necessary to authorize the Controller to continue to make payments to the Association at the existing rate through September 30, 2012. This Resolution allows the Association to continue to provide legal counsel to all financially eligible persons in San Mateo County and will allow the County Manager's Office the time needed to complete the report and any appropriate negotiations. All terms and conditions of the agreement shall remain in effect during the term of the continuing resolution.

County Counsel has reviewed and approved the Resolution as to form.

Approval of this Resolution contributes to the Shared Vision 2025 outcome of a Healthy Community by ensuring that all residents of San Mateo County, regardless of their

socio-economic standing, continue to receive competent legal representation in the court of law as provided for by the United States Constitution until final negotiations can be completed.

FISCAL IMPACT:

The cost for continuing the contract through September 30, 2012 will be \$4,127,632 and has been included in the FY 2012-13 Recommended Budget.