

Attorney Frank Dice's contract for these services expired by its terms on June 30, 2019.

The County is currently publicly soliciting and evaluating criminal defense attorneys who are interested in serving as the Chief Alternate Defender. No Chief Alternate Defender has yet been selected for service beginning on July 1, 2019.

Accordingly, the Public Defender recommends extending the agreement with Frank Dice to ensure continuity in constitutionally mandated ADO functions. The proposed amendment would extend the term of Mr. Dice's agreement by four months, retroactive from July 1 through October 31, 2019, and it would increase the total amount of the Agreement by \$32,000 to compensate him for services rendered during this time.

During the four-month period, the process of soliciting proposals from attorneys interested in serving as the Chief Alternate Defender will continue. Should a selection be made before October 31, 2019, the proposed amendment provides for early termination of the extended Agreement, and pro rata compensation for services rendered to date.

The Dice Professional Service Agreement, and proposed Amendment No. 1 are attached to this Board report and are on file with the Clerk to the Board's Office.

OTHER AGENCY INVOLVEMENT:

County Counsel and the Auditor-Controller have reviewed and approved the Amendment as to legal form and fiscal provisions respectively.

FINANCING:

The compensation for the Agreement is funded through Fund 001-Public Defender PUB001-2270-Budget Unit 8168-Court Assigned Counsel, as follows:

**Law Office of Frank Dice - Case Management & Supervision
FY 2020 - Amend No. 1 (\$32,000.00)**

Funding for the Agreement is included in the **FY 2019-2020** Approved Budget Unit 8168-Court Assigned Counsel. Approval of the recommended actions will have no additional impact on the County General Fund.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

PUBLIC SAFETY AND ADMINISTRATION: The Alternate Defender Office provides constitutionally mandated legal services in cases where the Public Defender has a conflict of interest. The Board's approval of the proposed amendment ensures the orderly administration of indigent legal services.

Prepared by: Latasha Ellis, Management Analyst, ext.5082

Approved by: Susan Chapman, Public Defender, ext.5806

Attachments: Professional Services Agreement with Frank Dice
Proposed Amendment No. 1 to the Professional Service Agreement with Frank Dice