



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

GREG COX
First District

DIANNE JACOB
Second District

PAM SLATER-PRICE
Third District

RON ROBERTS
Fourth District

BILL HORN
Fifth District

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DATE: April 8, 2008

TO: Board of Supervisors

SUBJECT: REQUEST TO NEGOTIATE AND EXECUTE A CONTRACT TO PROVIDE JUVENILE DEPENDENCY REPRESENTATION (District: All)

SUMMARY:

Overview

The Judicial Council of California is responsible for the operation of all Superior Courts in the State of California under the direction of the Chief Justice. Through the California Administrative Office of the Courts (AOC), the Judicial Council initiated a program to provide juvenile dependency representation for children and solicited proposals for prospective providers. On November 30, 2004 (6), your Board approved and authorized the Public Defender, Alternate Public Defender, and the Auditor and Controller's Office of Revenue and Recovery to submit proposals to provide dependency representation in San Diego County.

The Judicial Council of California, through the AOC, found San Diego County as the "preferred bidder" for dependency representation services. On June 21, 2005 (3), your Board approved a three-year agreement with the AOC, which became effective on July 1, 2005 and runs through June 30, 2008. This is a request to authorize the Public Defender and Alternate Public Defender to negotiate a contract extension for the San Diego County Dependency Program and approve and authorize the Clerk of the Board of Supervisors to execute the Revenue Agreement with the AOC for the Dependency Program.

Recommendation(s)

CHIEF ADMINISTRATIVE OFFICER

1. Approve and authorize the Public Defender to enter into negotiations with the California Administrative Office of the Courts for a contract extension to provide juvenile dependency representation for children in the Superior Court of San Diego County.
2. Approve and authorize the Alternate Public Defender to enter into negotiations with the California Administrative Office of the Courts for a contract extension to provide juvenile dependency representation for parents, guardians, and children when the Public Defender has a conflict in the Superior Court of San Diego County.

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Diego County.

- 3. Approve and authorize the Auditor and Controller’s Office of Revenue and Recovery to work with the Public Defender and Alternate Public Defender to manage accounts receivable, which will include collection and enforcement services.
- 4. Approve and authorize the Clerk of the Board of Supervisors to execute a Revenue Agreement with the California Administrative Office of the Courts for juvenile dependency representation.

Fiscal Impact

There is no fiscal impact associated with this request. Funds for this request will be included in the Fiscal Year 2008-10 CAO Proposed Operational Plan. The funding source is the California Administrative Office of the Courts and delinquent revenues collected by the Auditor and Controller’s Office of Revenue and Recovery. The Fiscal Year 2007-08 contract amount is \$11,696,307.

Business Impact Statement

N/A

Advisory Board Statement

N/A

BACKGROUND:

The Public Defender and the Alternate Public Defender have provided legal services for children and adults in juvenile dependency proceedings, known as Dependency Services, since the early 1990s. On June 21, 2005 (3) your Board approved a three-year agreement with the AOC in the amount of \$33,080,391 for the period July 1, 2005 to June 30, 2008. The agreement authorized the Public Defender to provide dependency representation for children and authorized the Alternate Public Defender to provide dependency representation for parents and guardians in dependency matters. Additionally, your Board authorized the Auditor and Controller’s Office of Revenue and Recovery to work with the Public Defender and Alternate Public Defender to manage accounts receivable, which also include collection and enforcement services.

The County’s Dependency Program is built upon a long history of successful working relationships between the Public Defender, Alternate Public Defender, Child Welfare Services, the Juvenile Court, and other County and community organizations. Together with these partners, the Public Defender and Alternate Public Defender have participated in many innovative programs that ensure that the children and families served by the juvenile dependency courts have the best opportunities available. This includes the San Pasqual Academy and the Substance Abuse Recovery Management System (SARMS). As an integral partner in the child welfare system, the San Diego County Dependency Program, through the Public Defender and Alternate Public Defender has been a key contributor to the ability of the County to keep children safe from harm while under the care of child welfare services.

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Linkage to the County of San Diego Strategic Plan

This proposal supports the Kids Initiative of the County's Strategic Plan by providing quality legal representation for children and families in dependency proceedings that will enable and encourage children to succeed.

Respectfully submitted,



WALTER F. EKARD
Chief Administrative Officer

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AGENDA ITEM INFORMATION SHEET

CONCURRENCE(S)

THOMAS J PASTUSZKA
CLERK OF THE BOARD
OF SUPERVISORS

- COUNTY COUNSEL REVIEW** Yes
Written Disclosure per County Charter Section 1000.1 Required Yes No
- GROUP/AGENCY FINANCE DIRECTOR** Yes N/A
- CHIEF FINANCIAL OFFICER** Yes N/A
Requires Four Votes Yes No
- GROUP/AGENCY INFORMATION TECHNOLOGY DIRECTOR** Yes N/A
- COUNTY TECHNOLOGY OFFICE** Yes N/A
- DEPARTMENT OF HUMAN RESOURCES** Yes N/A

Other Concurrence(s): N/A

ORIGINATING DEPARTMENT: Public Safety Group

CONTACT PERSON(S):

<u>Steve Lujan</u>	<u>N/A</u>
Name	Name
<u>(619) 531-4521</u>	<u>N/A</u>
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E-mail	E-mail

AUTHORIZED REPRESENTATIVE:

Ray Fernandez
Ray Fernandez,
Deputy Chief Administrative Officer

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PREVIOUS RELEVANT BOARD ACTIONS:

June 21, 2005 (3) Request From the Public Defender and the Alternate Public Defender to Provide Dependency Representation in San Diego County of San Diego
November 30, 2004 (6) Request From the Public Defender and the Alternate Public Defender to Provide Dependency Representation in San Diego County of San Diego

BOARD POLICIES APPLICABLE:

N/A

BOARD POLICY STATEMENTS:

N/A

CONTRACT AND/OR REQUISITION NUMBER(S):

N/A