

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

DATE SUBMITTED: 09/06/2022	PREPARED BY: Whitney Conner
Meeting Date Requested: 09/06/2022	PRESENTED BY: Office of Public Defense
ITEM: (Select One) <input checked="" type="checkbox"/> Consent Agenda <input type="checkbox"/> Brought Before the Board Time needed:	
SUBJECT: Rescind Resolution 2022-165 for Juvenile Dependency Public Defense Contracts	
FISCAL IMPACT: Savings of \$65,610.72 (2023)	
<p>BACKGROUND: Each year Benton and Franklin Counties reevaluate the ratio that each County will pay by the years previous case filings. With the procedure for the yearly calculations already established it has been formulated Benton County will provide 67%, and Franklin County will provide 33% towards the total salaries.</p> <p>After the Board approved this ratio split OPD was notified as of January 1, 2023 that the State through the Office of Civil Legal Aid (OCLA) will be taking over all dependency representation.</p> <p>Due to this, our dependency contracts will be dissolved. Therefore the previously approved resolution of 2022-165 will need to be rescinded.</p>	
RECOMMENDATION: Rescind Resolution 2022-165 to Divide Costs for Juvenile Dependency Attorney Compensation	
COORDINATION: Larry Zeigler, FCOPD Manager	
ATTACHMENTS: (Documents you are submitting to the Board) Bi-County Resolution Exhibit A ASR	
HANDLING / ROUTING: (Once document is fully executed it will be imported into Document Manager. Please list <u>name(s)</u> of parties that will need a pdf)	

I certify the above information is accurate and complete.

Whitney Conner
Admin. Assistant, FCOPD

FRANKLIN COUNTY RESOLUTION _____

*BEFORE THE BOARD OF COMMISSIONERS
OF FRANKLIN COUNTY, WASHINGTON*

RESCINDING RESOLUTION 2022-165 ESTABLISHING THE PERCENTAGE RATES BY WHICH TO DIVIDE THE COSTS OF JUVENILE DEPENDENCY PUBLIC DEFENSE CONTRACTS AND TERMINATING DEPENDENCY CONTRACTS THEREIN

WHEREAS, Franklin County is obligated by law to provide indigent defense services in Franklin County Juvenile Court; and

WHEREAS, the Franklin County Office of Public Defense was notified that as of January 01, 2023 the State through the Office of Civil Legal Aid (OCLA) will be assuming all dependency representations; and

WHEREAS, the previously approved resolution 2022-165 should be rescinded due to this change.

WHEREAS, Franklin County wishes to terminate said contracts effective December 31, 2022 due to this:
Michelle Trombley contract: TROM12312023JC (resolution 2021-311)
Diana Anderson contract: ANDE12312023JC (resolution 2021-309)
Susan Henwood contract: HENW12312023JC (resolution 2021-312)
Kathleen Moreno contract: MORE12312023JC (resolution 2021-310)

NOW THEREFORE, BE IT RESOLVED THAT resolution 2022-165 be rescinded and the above mentioned contracts be terminated as of December 31, 2022.

DATED this day of , 20

**BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON**

Chair

Chair Pro Tem

Member

ATTEST:

Clerk of the Board

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

DATE SUBMITTED: 07/26/2022

PREPARED BY: Whitney Conner

Meeting Date Requested: 08/02/2022

PRESENTED BY: Office of Public Defense

ITEM: (Select One) ☒ Consent Agenda



Brought Before the Board

Time needed:

SUBJECT: Juvenile Dependency Public Defense Contracts

FISCAL IMPACT: None;

BACKGROUND: Each year Benton and Franklin Counties reevaluate the ratio that each County will pay by the years previous case filings.

The proposal is to continue to equitably divide the cost jointly with Benton County.

With the procedure for the yearly calculations already established it has been formulated Benton County will provide 67%, and Franklin County will provide 33% towards the total salaries.

RECOMMENDATION:

Approve Bi-County Resolution to Divide Costs for Juvenile Dependency Attorney Compensation

COORDINATION:

Denise Gerry, BCOPD

Larry Zeigler, FCOPD

ATTACHMENTS: (Documents you are submitting to the Board)

Bi-County Resolution

Exhibit A

ASR

HANDLING / ROUTING: (Once document is fully executed it will be imported into Document Manager. Please list name(s) of parties that will need a pdf)

Originals to Benton County for final execution.

I certify the above information is accurate and complete.

Whitney Conner

Admin. Assistant, FCOPD

— Exhibit A —

BI-COUNTY RESOLUTION

BENTON COUNTY RESOLUTION _____

FRANKLIN COUNTY RESOLUTION 2022-165

BEFORE THE BOARD OF COMMISSIONERS OF BENTON COUNTY, WASHINGTON & FRANKLIN COUNTY, WASHINGTON.

IN THE MATTER OF ESTABLISHING THE PERCENTAGE RATES BY WHICH TO DIVIDE THE COSTS OF JUVENILE DEPENDENCY PUBLIC DEFENSE CONTRACTS BETWEEN BENTON AND FRANKLIN COUNTIES FOR YEAR 2023.

WHEREAS, Benton County and Franklin County ("Counties") is obligated by law to provide indigent defense services ("Services") in Benton and Franklin County Juvenile Court to affected children in dependency cases ("Cases"); and

WHEREAS, the Counties use the same group of attorneys, under contract separately with each County to provide Services on Cases and, by and through Benton County Resolution 2018-730 and Franklin County Resolution 2018-298, have established a formula to establish the percentage rates by which to divide the costs of juvenile dependency public defense contracts for each calendar year; and

WHEREAS, based on the formula established in Benton County Resolution 2018-730 and Franklin County Resolution 2018-298, and as shown in Exhibit A, the correct percentage rates by which to divide the costs of juvenile dependency public defense contracts between Benton and Franklin Counties for the year 2023 is 67% allocated to Benton County and 33% allocated to Franklin County;
NOW, THEREFORE

BE IT RESOLVED that pursuant to Benton County Resolution 2018-730 and Franklin County Resolution 2018-298, the percentage rates by which to divide the costs of juvenile dependency public defense contracts between Benton and Franklin Counties for the year 2023 is 67% allocated to Benton County and 33% allocated to Franklin County.

Dated this _____ day of _____ 20 _____

Dated this 2 day of AUGUST 20 22

Chairman of the Board



Chairman of the Board

Chair Pro Tem



Chair Pro Tem

Member

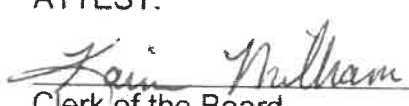


Member

ATTEST:

ATTEST:

Clerk of the Board



Clerk of the Board

cc: Originals - OPD, Brian Hultgren
Copy - Auditor, S Godinez

M Vander Sys

Exhibit A
Proportion of Juvenile Dependency and
Termination of Parental Rights Cases by County

Filings	Benton	Franklin
2017	88	66
2018	78	56
2019	112	40
2020	138	45
2021	107	47
TOTAL	523	254
Proportion	0.67	0.33

7/26/2022

7/26/2022