

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

DATE SUBMITTED: 12/15/2022	PREPARED BY: Whitney Conner
Meeting Date Requested: 12/27/2022	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: Amendment of Professional Services Agreement with Tim Dickerson for indigent representation in Franklin County Superior Court for Superior Court Felony Appointments.	
FISCAL IMPACT: None.	
BACKGROUND: Mr. Dickerson is an attorney A, B and C felony qualified to serve at the prior agreed upon compensation. We recently executed a three year contract at a rate of \$108,000, \$110,000 and \$112,000. That was done since we had received information from Benton County that their contract rate would be \$118,000 per annum. That immediately made our compensatory rate noncompetitive, a situation that we have dealt with more than once of the years. This office immediately increased the annual compensation rate to the annual rate of \$120,000 per year for the three remaining felony attorneys (we have lost three in the last 60 days). These are two year contracts for 2023 and 2024 and per money already budgeted we are trying to recruit one additional attorney at the rate of \$120,000 per annum.	
RECOMMENDATION: Approve the amendment with Tim Dickerson beginning January 1, 2023	
COORDINATION: None.	
ATTACHMENTS: (Documents you are submitting to the Board) ASR Resolution Professional Services Agreement	
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) None.	

I certify the above information is accurate and complete.

Larry Zeigler
OPD Manager

FRANKLIN COUNTY RESOLUTION _____

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

**IN THE MATTER AMENDING A PROFESSIONALS SERVICES AGREEMENT WITH
ATTORNEY TIM DICKERSON TO PROVIDE PUBLIC DEFENSE SERVICES IN
FRANKLIN COUNTY SUPERIOR COURT**

WHEREAS, Franklin County is obligated by law to provide indigent defense services in Franklin County Superior and District Courts, and

WHEREAS, Franklin County entered into a Professional Services Agreement with Tim Dickerson per Resolution 2022-334 on or about the date of December 13, 2022, and

THEREFORE BE IT RESOLVED, which said contracts with Tim Dickerson and Franklin County is hereby amended as follows to wit:

Resolution: 2022-334 PARAGRAPH 1 shall be amended from “*AGREEMENT TERM. This Agreement shall be deemed effective for all purposes as of January 1, 2023, and shall continue thereafter through and including December 31, 2025, unless earlier terminated pursuant to the applicable terms and provisions of this Agreement.....*” and shall be now further changed to a term date through December 31, 2024.

PARAGRAPH 12 shall be amended from “*COMPENSATION. (a).Attorney shall be compensated in the amount of \$771 per case. For the mutual convenience of the parties, Attorney shall be compensated in equal monthly payments of \$9,000*” and shall now be further changed to annual compensation in the amount of \$120,000 for 2023 and \$120,000 for 2024, paid in equal monthly installments in each respective year.

DATED this day of, 20

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

Chair

Chair Pro Tem

Member

ATTEST:

Clerk of the Board