

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO
AND RECORD OF ACTION**

May 18, 2021

FROM

LEONARD X. HERNANDEZ, Chief Executive Officer, County Administrative Office

SUBJECT

Amendment to Contract with Inland Defenders, Inc.

RECOMMENDATION(S)

Approve **Amendment No. 2** to **Contract No. 19-390** with Inland Defenders, Inc. to clarify billing provisions for Superior Court emergency order case proceedings related to the COVID-19 pandemic, as it relates to court-appointed adult indigent defense representation services. (Presenter: Matthew Erickson, County Chief Financial Officer, 387-5423)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

Improve County Government Operations.

Operate in a Fiscally-Responsible and Business-Like Manner.

Pursue County Goals and Objectives by Working with Other Agencies.

FINANCIAL IMPACT

Approval of this item will not impact Discretionary General Funding (Net County Cost). The proposed amendment provides clarifying language relating to billing for COVID-19 emergency case proceedings. The existing contract amount is anticipated to be sufficient to fund these costs.

BACKGROUND INFORMATION

During the COVID-19 pandemic, the Superior Court has issued emergency General Orders continuing or suspending non-emergency court proceedings. Under Contract No. 19-390, Inland Defenders, Inc. has continued to provide court-appointed adult indigent defense representation services for court emergency proceedings and invoiced for services as allowed under the contract's "Miscellaneous Felony Matter" and "Miscellaneous Misdemeanor Matter" billing codes. Staff has been tracking the COVID-19 related expenses internally. Due to the volume of COVID-19 emergency proceedings, Amendment No. 2 is recommended to establish new specific COVID-19 emergency proceedings billing codes, at the same rates as the miscellaneous matter billing rates, to provide efficient expense tracking and documentation during the duration of the Superior Court's COVID-19 emergency orders.

PROCUREMENT

On June 11, 2019 (Item No. 26), following the completion of a competitive procurement process, the Board of Supervisors (Board) approved Contract No. 19-390 for the provision of adult indigent defense representation services to Inland Defenders, Inc., effective through June 30, 2024. On June 2, 2020 (Item No. 16), the Board approved Amendment No. 1 to the Contract to clarify provisions for Special Fee billing and approval.

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REVIEW BY OTHERS

This item has been reviewed by County Counsel (Julie Surber, Principal Assistant County Counsel, 387-5455) on April 21, 2021; Purchasing Department (Michelle Churchill, Lead Buyer, 387-8258) on April 22, 2021; Finance (Allegra Pajot, Administrative Analyst, 387-5005) on April 28, 2021; and Finance and Administration (Kelly Welty, Deputy Executive Officer, 387-5423) on April 28, 2021.

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May 18, 2021**

Record of Action of the Board of Supervisors
County of San Bernardino

APPROVED (CONSENT CALENDAR)

Moved: Joe Baca, Jr. Seconded: Janice Rutherford
Ayes: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

Lynna Monell, CLERK OF THE BOARD

BY 
DATED: May 18, 2021



cc: CAO- Congdon w/agree
Contractor- C/O CAO w/agree
File- w/agree
LA 05/20/2021