



## Legislation Details (With Text)

**File #:** 19-0063      **Version:** 1

**Type:** Resolution      **Status:** Adopted

**File created:** 1/22/2019      **In control:** Safety, Housing, Education & Homelessness Committee

**On agenda:** 2/11/2019      **Final action:** 2/11/2019

**Title:** A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Bailey & Deatsch, P.C. for contract public defender services for indigent defendants who have a conflict with the Municipal Public Defender. Amends a contract with Bailey & Deatsch, P.C. by adding \$207,345.60 for a new total of \$673,185.60 and one year for a new end date of 12-31-19 for contract public defender services for indigent defendants who have a conflict with the Office of the Municipal Public Defender (DOMPD-201525248-03). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 1-30-19.

**Sponsors:**

**Indexes:** Emily Lapel

**Code sections:**

**Attachments:** 1. RR19 0063 OMPD OMPD\_Bailey Deatsch P.C..pdf, 2. 19-0063 Filed Resolution\_Bailey & Deatsch, P.C.\_201525248-03.pdf, 3. 19-0063 Filed Agreement\_Bailey & Deatsch, P.C.\_201525248-04\_NMC02052019.pdf, 4. 19-0063 Filed Resolution\_Bailey & Deatsch, P.C.\_201525248-03.pdf, 5. 19-0063 - signed.pdf

Date	Ver.	Action By	Action	Result
2/12/2019	1	Council President	signed	
2/11/2019	1	City Council	adopted	Pass
1/30/2019	1	Safety, Housing, Education & Homelessness Committee	approved by consent	

### Contract Request Template (Contracts; IGAs; Leases)

**Date Submitted:** 1-22-19

**Requesting Agency:** Office of Municipal Public Defender  
**Division:**

**Subject Matter Expert Name:**

Name:	Alice Norman
Email:	Alice.Norman@denvergov.org

**Item Title & Description:**

*(Do not delete the following instructions)*

*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney's Office should enter the title above the description (the title should be in **bold** font).*

Both the title and description must be entered between the red "title" and "body" below. Do **not** at any time delete the red "title" or "body" markers from this template.

**A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Bailey & Deatsch, P.C. for contract public defender services for indigent defendants who have a conflict with the Municipal Public Defender.**

Amends a contract with Bailey & Deatsch, P.C. by adding \$207,345.60 for a new total of \$673,185.60 and one year for a new end date of 12-31-19 for contract public defender services for indigent defendants who have a conflict with the Office of the Municipal Public Defender (DOMPD-201525248-03). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 1-30-19.

**Affected Council District(s) or citywide?** citywide

**Contract Control Number:** DOMPD-201525248-03

**Vendor/Contractor Name (including any "DBA"):** Bailey & Deatsch, P.C.

**Type and Scope of services to be performed:**

For cause, including but not limited to circumstances in which there may be a conflict of interest, the court may on its own motion or upon the application of the municipal public defender or the indigent person, appoint an attorney other than the municipal public defender to represent the indigent person at any stage of the proceedings. Any attorney so appointed shall be paid reasonable compensation and reimbursement for expenses necessarily incurred out of tile appropriation for the office of the municipal public defender.

The most cost-effective way to comply with this ordinance is to maintain a contract with outside counsel to

supply these services. The contract covers representation 7 days a week for arraignments and 5 days a week

for trial courts and specialty courts.

**Location (if applicable):**

**WBE/MBE/DBE goals that were applied, if applicable (construction, design, Airport concession contracts):**

**Are WBE/MBE/DBE goals met (if applicable)?**

**Is the contract new/a renewal/extension or amendment?**

**Was this contractor selected by competitive process or sole source?**

**For New contracts**

**Term of initial contract:**

**Options for Renewal:**

**How many renewals (i.e. up to 2 renewals)?**

**Term of any renewals (i.e. 1 year each):**

**Cost of initial contract term:**

**Cost of any renewals:**

**Total contract value council is approving if all renewals exercised:**

**For Amendments/Renewals Extensions:**

**Is this a change to cost/pricing; length of term; terms unrelated to time or price (List all that apply)?**

***If length changing***

**What was the length of the term of the original contract?**

Three years

**What is the length of the extension/renewal?**

One year

**What is the revised total term of the contract?**

Four years

***If cost changing***

**What was the original value of the entire contract prior to this proposed change?**

\$465,840.00

**What is the value of the proposed change?**

\$207,345.60

**What is the new/revised total value including change?**

\$673,185.60

***If terms changing***

**Describe the change and the reason for it (i.e. compliance with state law, different way of doing business etc.)**