



Community Safety and Justice

Nicole Gorle

Council Initiated:

Yes

No

ECAF: 2023-1040

Motion: 23-387

Type:

- Contract
- Board Appt.
- Code Amendment
- Budget Action
- Other

Requested Handling:

- Normal
- Expedite
- Urgent – no date

Fund Source:

- General Fund
- Other
- N/A

Executive Rec:

- Approve
- Do Not Approve
- N/A

Approved as to

Form:

- Yes
- No
- N/A

Subject: Conditioned 2023 OPD Conflict Attorney Fees

Scope: Release \$150,000 conditioned in the 2023 budget for expenditure by the Office of Public Defense for Conflict Felony Attorney Fees.

Duration: n/a

Fiscal Impact: Current Year Future-Year N/A

Authority Granted: n/a

Background: During the 2023 Budget process, \$300,000 was added to the total appropriation for Conflict Felony Attorney Fees by Council. Of that, \$150,000 was conditioned through Budget Condition #4. Under the condition, OPD was to submit a motion requesting a release of the funds once they have expended at least 70% of their total appropriation.

At this time, the **Office of Public Defense has not met the conditions.** The office has expended \$396,989.57 of their \$1,004,183 appropriation (or 39.5%). They have earmarked another \$562,365.01 (or 56%). Earmarked funds mean a PO has been submitted and OPD has been approved administratively to expend the funds, but *they haven't actually incurred and/or paid the cost yet.*

Requested Action: Should Council choose to move the motion forward, requested action is to move to GLS on October 4th for consideration.