

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA**

RESOLUTION NO. 94-2022

On the motion of McPherson
Duly seconded by Friend
The following resolution is adopted:

**RESOLUTION AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF THE
COUNTY ALLOCATION AWARD UNDER THE
PUBLIC DEFENSE PILOT PROGRAM**

WHEREAS the State of California, Board of State and Community Corrections (BSCC) issued an Allocation Notice, dated February 10, 2022 under the Public Defense Pilot Program for \$49,500,000, authorized by the Budget Act of 2021 (Senate Bill 129) for indigent defense providers that provide indigent defense in criminal matters for the purposes of workload associated with provisions in paragraph (1) of subdivision (d) of Sections 1170, 1170.95, 1473.7, and 3051 of the Penal Code;

WHEREAS the Allocation Notice relates to the availability of Public Defense Pilot Program funds, naming the County of Santa Cruz as a recipient of a \$354,415 grant award for a period of March 1, 2022 to March 1, 2025;

WHEREAS the Santa Cruz County Office of the Public Defender (PDO) desires to participate in the Public Defense Pilot Program as administered through the BSCC;

NOW, THEREFORE, the Board of Supervisors of County of Santa Cruz resolves and orders that the Public Defender is hereby authorized to sign the Grant Agreement with the BSCC, including any amendments thereof;

BE IT FURTHER RESOLVED AND ORDERED that Heather Rogers, County of Santa Cruz Public Defender, or her designee, is hereby authorized and directed to act as Recipient on behalf of County in connection with the Public Defense Pilot Program award, and to enter into, execute, and deliver any and all documents required or deemed necessary or appropriate to be awarded the Public Defense Pilot Program funds; and

BE IT FURTHER RESOLVED AND ORDERED that grant funds received by the Recipient shall not be used to supplant expenditures controlled by this body; and

BE IT FURTHER RESOLVED AND ORDERED that Recipient shall be subject to the terms and conditions specified in the Public Defense Pilot Program Allocation Award Documents, and that Recipient will use the Public Defense Pilot Program Allocation award funds in accordance with program guidelines, other applicable rules and laws, the Public Defense Pilot Program Documents, and any and all terms and conditions of the Grant Agreement as set forth by the BSCC.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this 22nd day of March 2022, by the following vote:

AYES: Supervisors: Friend, Coonerty, Caput, McPherson, and Koenig
NOES: None
ABSENT: None
ABSTAIN: None

Manu Koenig
Chair of the Board of Supervisors

ATTEST: _____
Stephanie Cabrera
Clerk of the Board

Approved as to Form:

DocuSigned by:
 3/1/2022

Office of the County Counsel Date

ATTACHMENT(S):

- Attachment A – Public Defense Pilot Program Grant Agreement

DISTRIBUTION:

- Public Defender
- County Administrative Officer
- State of California, Board of State and Community Corrections

Certificate Of Completion

Envelope Id: 9BE90E3D481D4C0B88751D8E587749B1

Status: Completed

Subject: Resolution & Grant Agreement for PDO Pilot Program Grant - Please DocuSign

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Document Pages: 34

Signatures: 2

Envelope Originator:

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Adam Spickler

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701 Ocean Street

Enveloped Stamping: Enabled

Santa Cruz, CA 95060

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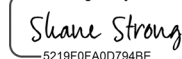
Signer Events

Shane Strong

Shane.Strong@santacruzcounty.us

Security Level: Email, Account Authentication
(None)**Signature**

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Electronic Record and Signature Disclosure:

Accepted: 3/1/2022 11:40:49 AM

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In Person Signer Events**Signature****Timestamp****Editor Delivery Events****Status****Timestamp****Agent Delivery Events****Status****Timestamp****Intermediary Delivery Events****Status****Timestamp****Certified Delivery Events****Status****Timestamp****Carbon Copy Events****Status****Timestamp****Witness Events****Signature****Timestamp****Notary Events****Signature****Timestamp****Envelope Summary Events****Status****Timestamps**

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Payment Events**Status****Timestamps****Electronic Record and Signature Disclosure**

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At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact County of Santa Cruz:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: nada.algharib@santacruzcounty.us

To advise County of Santa Cruz of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at nada.algharib@santacruzcounty.us and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from County of Santa Cruz

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to nada.algharib@santacruzcounty.us and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with County of Santa Cruz

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to nada.algharib@santacruzcounty.us and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

By selecting the check-box next to 'I agree to use electronic records and signatures', you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify County of Santa Cruz as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by County of Santa Cruz during the course of your relationship with County of Santa Cruz.