



COUNCIL AGENDA ITEM COVER SHEET

Meeting Type: Council - Regular

Meeting Date: September 1, 2022

Agenda Item Type: Consent Agenda

Staff Contact: April Spradlin

STAFF REPORT

AGENDA ITEM:

Appoint Taylor & Strickland Law Firm as the Indigent Defense Attorney's for Tyrone Municipal Court for From September 1, 2022 – December 31, 2022

BACKGROUND:

Taylor & Strickland is a law firm servicing Coweta and it's surrounding areas. It was started by former Carroll County Assistant District Attorney David Taylor. Attorney Jim Strickland joined the firm in 2014. Both attorney's have had a strong focus on criminal law during their entire careers. In addition to David's time with the District Attorney's Office, the firm handled felony conflict cases for the Coweta Judicial Circuit for over five years, consisting of over five hundred cases. In addition to private criminal defense cases, David Taylor is currently the Judge in Franklin and Ephesus Municipal Courts and Jim Strickland is the Public Defender for Newnan Municipal Court. The Taylor & Strickland Law Firm looks forward to continuing to assist people with the criminal defense needs.

FUNDING:

20-52-1207

STAFF RECOMMENDATION:

The town requires review of this contract and signature of such by the Mayor or designated agent. This contract renewal has no changes in service and no cost increase from the previous agreed to Indigent Defense Attorney Contract for FY 2021-2022.

ATTACHMENTS:

Contract Agreement

PREVIOUS DISCUSSIONS:

Adopted the Public Defender Agreement for Taylor and Strickland for FY 2021-2022.

Agreement-Public Defender

Town of Tyrone, Georgia

INTRODUCTION

This Agreement, made and entered into this 1st day of September, 2022, by and between the Town of Tyrone, Georgia, a municipal corporation (hereinafter called the Town") and Taylor & Strickland Law Firm, (hereinafter called the "Public Defender" or "Taylor & Strickland Law Firm") (collectively, the "Parties"), both of whom agree as follows:

WITNESSETH:

WHEREAS, the Town desires to appoint Taylor & Strickland Law Firm to serve, and the Town desires to engage the services of Taylor & Strickland Law Firm, as Public Defender of the Town of Tyrone; and

WHEREAS, Taylor & Strickland Law Firm agreed to accept appointment as Public Defender of the Town, subject to the terms, conditions and provisions of this Agreement;

NOW, THEREFORE, in consideration of the promises and of the mutual covenants and agreements herein set forth, and for other good and valuable consideration, receipt of which is hereby acknowledged, the Parties hereto agree as follows:

Section 1. Duties.

The City hereby agrees to engage and appoint Taylor & Strickland Law Firm as Public Defender of the Town. Taylor & Strickland Law Firm accepts such appointment and agrees to perform the functions and duties required of the position, and to perform such other legally

Section 5. Compensation.

The Town agrees to pay the Public Defender a fee of \$365.00 per assigned case for the performance of the Public Defender's Duties. The public Defender acknowledges that he is an independent contractor and shall be responsible for payment of any and all taxes on the compensation paid to him hereunder, and agrees to indemnify and hold harmless the Town therefore. As an independent contractor, the Public Defender is not entitled to any fringe benefits that are generally available to Employees of the Town.

Section 6. General Provisions.

A. The text of this written Agreement and any amendments approved by the Town Council and executed by the Mayor and the Public Defender constitute the entire understanding between the parties with respect to the appointment of Taylor & Strickland Law Firm as the Public Defender of the Town of Tyrone.

B. This Agreement shall become effective upon execution.


C. This Agreement shall be governed by laws of the State of Georgia.

Section 7: Severability.

If any provision of this Agreement is found to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable.

A handwritten signature in cursive script, reading "April Spradlin", written over a horizontal line.

Clerk of Court

A handwritten signature in cursive script, reading "Eric Dial", written over a horizontal line.

Public Defender

Witness

Eric Dial, Mayor

Town of Tyrone, Georgia