

**AMENDMENT TO THE
2018 CONTRACT FOR PUBLIC DEFENDER SERVICES**

THIS AMENDMENT TO THE 2018 CONTRACT FOR PUBLIC DEFENDER SERVICES, is entered into this 07 day of May, 2020 by and between the City of Olathe, Kansas, herein called the "City" and TIMOTHY J. AREHART, DONALD J. SMITH AND LENIN GUERRA, hereinafter called the "Public Defender."

The Public Defender and the City (collectively "the Parties"), agree to the following:

1. Pursuant to Section 21 of the Contract for Public Defender Services dated May 29, 2018 ("2018 Contract"), the Parties agree to this written amendment to the terms of the 2018 Contract.
2. Section 17(c) of the 2018 Contract, which lists the contact information for notices, is modified to read as follows:

"(c) Any notices of termination to be given by either party to the other must be in writing and personally delivered or emailed to the following:

City of Olathe:	Victoria Smith	vsmith@olatheks.org
	Kristi Orbin	korbin@olatheks.org

Public Defender: Timothy J. Arehart, Donald J. Smith, Lenin Guerra"	office@manningandsmith.net
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3. Section 18 of the 2018 Contract is modified to read as follows (amended language noted in underline):

"18. Fees: Beginning May 1, 2018, through April 30, 2020, upon submission of invoices, the City will pay the Public Defender, for all legal services provided pursuant to this Contract, the base amount of \$83,199.84 per year payable at the rate of \$6,933.32 per month. Beginning May 1, 2020, through the remainder of the Contract term, the City will pay the Public Defender as follows:

A. During any time period when dockets are cancelled, the City will pay the Public Defender for legal services provided pursuant to this Contract at a rate of \$150 per hour upon submission and approval by the City of itemized invoices. The City will provide notice as soon as is practicable of cancelled dockets. The Parties acknowledge that prior notice of cancelled dockets may

not be practicable in the event of emergencies, such as a pandemic, natural disaster, or other public emergency.

B. During any time period when dockets are not cancelled, the City will pay the Public Defender for legal services provided pursuant to this Contract at a rate of \$6,933.32 per month, which will be prorated based on the number of days in the month in which dockets are not cancelled."

4. All other provisions of the 2018 Contract remain in full force and effect.

IN WITNESS WHEREOF, the Parties have caused the Amendment to be signed by their duly authorized representatives as of the date first above written.

CITY OF OLATHE, KANSAS
A Municipal Corporation

By:

M. Copeland

Michael E. Copeland (Mayor)
("City")

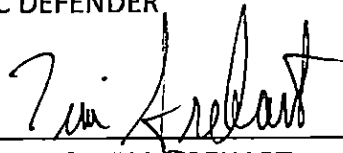
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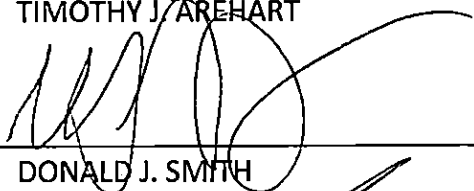
Brenda D. Long

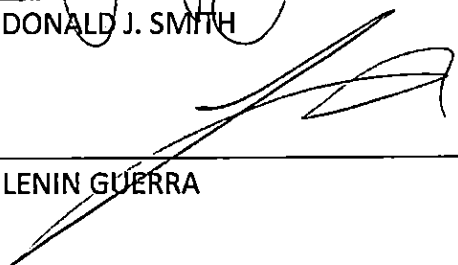
Brenda D. Long, City Clerk
(SEAL)



PUBLIC DEFENDER

By: 
TIMOTHY J. AREHART

By: 
DONALD J. SMITH

By: 
LENIN GUERRA