

4. ALTERNATIVE DISPUTE RESOLUTION – DOMESTIC CONCILIATION SERVICES -- 18TH JUDICIAL DISTRICT COURT
FUNDING -- AMERICAN RESCUE PLAN ACT (ARPA)

(Request sent to 26 vendors)

RFP #21-0080 Contract

Cindy L. Cleous dba Cindy L. Cleous LLC	Collaborative Success, Inc.		
\$600.00 (Retainer)	Domestic Conciliation		
\$150.00/hr. per person (witnesses, data review, etc.)	Retainer	\$1,600.00	\$800.00
Testimony Fee Below	Conciliation Fee per Hour	\$200.00	\$100.00
\$600.00 (Additional Retainer)			
\$300.00/hr. for preparation for and time spent in Court			
Holly S. Kelly	Diane Sherwood, JD MSW dba The Center for Peace and Forgiveness		
\$250.00/hr.		Joint Rate	Individual Rate
	Joint Session - Fee per Hour	\$280.00	\$140.00
	Meeting with clients individually per Hour		\$200.00
	Phone Calls or Emails per Hour	\$280.00	
James W. Wilson	N. Trip Shawver		
Sliding Scale Fee Below Each Person Pays Based On Their Income Level (per person income)	\$250.00/hr.		
\$50,000.00 or less - \$75.00/hr.	Reported a Sliding Scale Fee (range not identified)		
\$51,000.00 - \$70,000.00 - \$100.00/hr.			
\$71,000.00 - \$90,000.00 - \$125.00/hr.			
Jonathan Olsen	Stacy L. Ortega dba McDonald Tinker PA		
\$160.00/hr.		Joint Rate	Individual Rate
	ADR Services per Hour	\$250.00	\$125.00
	Legal Assistant Support per Hour	\$150.00	\$75.00
	Discounted Services per Hour (based on income)	\$100.00	\$50.00
Shannon A. Kelly dba Kelly Law Offices	Tina Huntington dba Huntington Law Firm		
\$250.00/hr.	\$165.00/hr.		
	Sliding Scale of Combined Income Fee Below		
	Under \$40,000.00 - \$110.00/hr.		
	\$40,000.00 - \$50,000.00 - \$120.00/hr.		
	\$50,000.00 - \$60,000.00 - \$130.00/hr.		
	\$60,000.00 - \$80,000.00 - \$150.00/hr.		
	\$80,000.00 and over - \$165.00/hr.		
No Bid			
Suzanne Dwyer, Attorney	Jeanne Erikson, PhD		
Paula Langworthy, Attorney	Larry Linn, Attorney		

On the recommendation of Joe Thomas, on behalf of the 18th Judicial District Court, Russell Leeds moved to **accept the proposals from Cindy L. Cleous dba Cindy L. Cleous, LLC; Collaborative Success, Inc.; Holly S. Kelly; Diane Sherwood dba The Center for Peace and Forgiveness; James W. Wilson; N. Trip Shawver; Jonathan Olsen; Stacy L. Ortega dba McDonald Tinker PA; Shannon A. Kelly dba Kelly Law Offices; and Tina Huntington dba Huntington Law Firm for a contract period extending until all assigned ARPA funding has been utilized.** Tim Myers seconded the motion. The motion passed unanimously.

A committee comprised of 18th Judicial District Court personnel included Courtney Douty - Court Program Analyst, Lorrie Seltzer - Dispute Resolutions Coordinator, Judge Jeff Dewey, Judge Kellie Hogan, Judge Linda Kirby, and Judge Quentin Pittman; and Joe Thomas - Purchasing reviewed and scored all proposal responses and unanimously agreed to award all respondents.

In the years prior to the pandemic, the Family Law Department saw an explosion of divorce cases. A full-time judge was moved from the Civil Department to the Family Law Department leaving five (5) judges to cover all Civil cases and making five (5) judges assigned to Family Law.

Alternative Dispute Resolution (ADR) is a tool necessary to assist in disposing of Family Law cases. When parties are unable to agree on issues such as division of assets, custody, visitation, etc. the judge can order them to ADR for a neutral third party to assist in conciliation and if not successful, make the recommendation to the court. Conciliation is expensive and many parties cannot afford to participate in this process.

The Supreme Court of Kansas put into effect January 1, 2020 rules governing Rules Relating to Dispute Resolution. Domestic Conciliation means a non-confidential process in which a neutral person assists the parties in reconciliation efforts by improving communication, reconciling differences, and helping the parties develop solutions to a dispute, complaint, or conflict.

Maximum allocated cost per case is \$4,000.00.

Funding provided by the American Rescue Plan Act (ARPA) is being used to address court backlogs.

Notes:

This is a proposal and not a bid. Proposals are scored based on criteria set forth in our RFP. There were four (4) components to evaluate:

Components	Points
A. Accuracy and Completion of Proposal Submission	20
B. Experience (Low 20, Average 25, High 30)	30
C. References and Professionalism	35
D. Cost*	15
Total Points	100

Questions and Answers

Russell Leeds: It seems self explanatory but the court will pay for these services when you refer a family to these services. They are not paying out of pocket. The court pays up to a maximum of \$4,000.00 per case.

Judge Kellie Hogan: Right, under this proposal.

Russell Leeds: The proposal quotes or the amounts they are charging is fairly close but it varies and it really it doesn't matter because they have a \$4,000.00 cap.

Judge Kellie Hogan: Correct.

Russell Leeds: I was curious as to the volume of cases you are running through Family Court with this type of service. If you have some idea at the top of your head.

Judge Kellie Hogan: I have no idea. I just know there is a lot.

Russell Leeds: It said it exploded so.....

Judge Kellie Hogan: Love doesn't last apparently. We have plenty of cases. We have no doubt we'll be able to utilize these funds appropriately.