

DEPARTMENT: Administration BY: Mike Coffield PHONE: 966-3222  
County Administrative Officer

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes\_\_\_ No x)  
Adopt the attached Resolution Electing to Continue Participation in the  
Trial Court Program for the Fiscal Year July 1, 1995 through June 30,  
1996

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Trial Court Funding Program requires an annual opt-in resolution each fiscal year. The Board has opted into the Trial Court Funding Program for fiscal years 1991/92, 92/93 and 93/94 and 94/95 (Resolutions Nos. 90-490, 92-89, 93-94 and 94-41). While there are many changes possible between now and adoption of the state budget, the just released Governors Budget states a goal to increase state funding of courts from approximately 34% to 70% in 1995/96. In order to qualify for fiscal year 1995/96 funding established under the Brown-Presley Trial Court Funding Act, the County must agree by resolution to be bound by the provisions of the program. Pursuant to Government Code Sections 77300 and 77301 as amended by AB 1084, Chapter 389 of 1994, the opting resolution must be postmarked no later than March 1, 1995.

Government Code Section 77301 as amended no longer requires judicial signoff which was required in past resolutions, however, the Superior Court Judge and Municipal Court Judge recommend continuing in the Trial Court Funding Program.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

- 1. Approve the resolution and the Trial Court Funding program will continue.
- 2. Do not approve the resolution. The County will not qualify for the appropriated State funding for trial courts.

COSTS: (x) Not Applicable  
A. Budgeted current FY \$ \_\_\_\_\_  
B. Total anticipated costs \$ \_\_\_\_\_  
C. Required additional funding \$ \_\_\_\_\_  
D. Internal transfers \$ \_\_\_\_\_

SOURCE: ( ) 4/5ths Vote Required  
A. Unanticipated revenues \$ \_\_\_\_\_  
B. Reserve for contingencies \$ \_\_\_\_\_  
C. Source description: \_\_\_\_\_  
Balance in Reserve for Contingencies, if approved: \$ \_\_\_\_\_

CLERK'S USE ONLY: Res. No.: 95-24 Ord. No. \_\_\_\_\_  
Vote - Ayes: \_\_\_\_\_ Noes: \_\_\_\_\_  
Absent: \_\_\_\_\_ Abstained: \_\_\_\_\_  
Approved ( ) Denied  
( ) Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.  
Date: \_\_\_\_\_  
ATTEST: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California  
By: \_\_\_\_\_  
Deputy

SPECIAL INSTRUCTIONS:  
List the attachments and number the pages consecutively:  
Resolution \_\_\_\_\_  
Letter from State Controllers Office \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ADMINISTRATIVE OFFICER'S RECOMMENDATION:  
This item on agenda as:  
 Recommended  
 Not Recommended  
 For Policy Determination  
 Submitted with Comment  
 Returned for Further Action

Comment: \_\_\_\_\_  
A.O. Initials: M

MARIPOSA COUNTY RESOLUTION NO. 95- 34

**RESOLUTION ELECTING TO BECOME SUBJECT TO THE PROVISIONS OF  
THE TRIAL COURT PROGRAM**

**FOR THE FISCAL YEAR JULY 1, 1995 THROUGH JUNE 30, 1996**

**WHEREAS**, the passage of SB 612, Chapter 945 Statutes of 1988 which repealed and added Chapter 13 commencing with Section 77000 to Title 8 of the Government Code, known as the Brown-Presley Trial Court Funding Act, and with the passage of AB 1197, Chapter 1944 Statutes of 1988, allows an option county to receive from the State quarterly block grants based on sums specified pursuant to Government Code Section 77200; and

**WHEREAS**, the Brown-Presley Trial Court Funding Act establishes a program of State funding of trial courts as specified in Government Code Section 77300 provided that sufficient monies have been appropriated in the State Budget Act for the fiscal year to adequately fund the program; and

**WHEREAS**, the decision by the County of Mariposa to opt into the program pursuant to Government Code Section 77300 shall result in the opting county agreeing to perform all duties and provide services required by the Brown-Presley Trial Court Funding Act and all other provisions of law;

**NOW, THEREFORE, BE IT RESOLVED** that the Chairman of the Board of Supervisors of Mariposa County hereby elects, pursuant to Government Code Section 77301 to opt into the Trial Court Funding Program for the 1995-96 fiscal year beginning July 1, 1995, and agrees to be bound by the provisions of this program in consideration for State funding of trial courts; and certifies that a majority of the Board of Supervisors requests State funding;

**BE IT FURTHER RESOLVED**, that the Clerk of the Board is directed to notify the State Controller forthwith of this election.

This Resolution shall take effect upon its adoption.

**PASSED AND ADOPTED** by the Board of Supervisors of Mariposa County, a political subdivision of the State of California, this **24th day of January, 1995** by the following vote:

AYES: REILLY, BALMAIN, STEWART, PARKER, TABER

NOES: NONE

ABSENT: NONE

ABSTAINED: NONE



GARRY R. PARKER, Chairman  
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

# Mariposa County Board of Supervisors

District 1.....PATTI A. REILLY  
District 2.....DOUG BALMAIN  
District 3.....ROBERT C. STEWART  
District 4.....GARRY R. PARKER  
District 5.....GERTRUDE R. TABER



MIKE COFFIELD  
County Administrative Officer

MARGIE WILLIAMS  
Clerk of the Board

P.O. Box 784  
MARIPOSA, CALIFORNIA 95338  
(209) 966-3222  
1-800-736-1252

FAX (209) 966-5147

February 6, 1995

State Controller's Office  
Division of Local Government  
Fiscal Affairs  
Post Office Box 942850  
Sacramento, California 94250-5876

Attention: Nancy Valle

Enclosed please find a certified copy of Mariposa County Resolution Number 95-34, opting Mariposa County's continued participation in the Trial Court Funding Program for the Fiscal Year of 1995/96.

Should you have any questions or need additional information, please feel free to contact me at (209) 966-3222.

Very truly yours,

MARGIE WILLIAMS  
Clerk of the Board

MW/jb

Enclosure: Cert. Res. 95-34

cc: Honorable Richard L. McMechan, Superior Court Judge  
Honorable Carlos C. LaRoche, Municipal Court Judge  
Ken Hawkins, Auditor  
Jeffrey G. Green, County Counsel  
Mike Coffield, County Administrative Officer  
David Smart, Div. of Accounting, State Controller's Office

