



MARIPOSA COUNTY

County Counsel • (209) 966-3222



RESOLUTION - ACTION REQUESTED 2018-178

MEETING: April 24, 2018
TO: The Board of Supervisors
FROM: Steve Dahlem, County Counsel - Interim Human Resources Director
RE: Resolution Approving Agreement for Small Claims Legal Advisor

RECOMMENDATION AND JUSTIFICATION:

Approve the Extension of a Small Claims Legal Advisor Agreement for Fiscal Year 2018/2019; and Authorize the Board of Supervisors Chair to Sign the Agreement.

Approval of this Agreement will enable members of the local Bar Association to provide individual advisory assistance services required by Code of Civil Procedure § 116.940 to small claims court litigants and potential litigants.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

In February 1982, the Board adopted Resolution No. 82-18 to provide small claims court litigants and potential litigants with individual advisory assistance. A renewal Resolution has been adopted each fiscal year thereafter to comply with State law.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not approve Agreement. The County would not be in compliance with State law.

FINANCIAL IMPACT:

None. Paid from a small claims filing fee account bi-annually.

ATTACHMENTS:

Small Claims Legal Advisor Agt (PDF)

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Smallcombe, Jones, Long, Cann, Menetrey

EXTENSION OF AGREEMENT FOR SMALL CLAIMS LEGAL ADVISORS

WHEREAS, pursuant to Resolution No. 82-18, the Board of Supervisors of Mariposa County entered into an Agreement with members of the Mariposa County Bar Association, at their option, to provide the individual advisory assistance services required by Code of Civil Procedure § 116.940 to small claims court litigants and potential litigants, and

WHEREAS, each fiscal year, the Agreement is renewed to identify individuals willing to serve in the capacity of Small Claims Legal Advisors;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of Mariposa County, a political subdivision of the State of California, that the attached "NOTICE OF ACCEPTANCE" shall extend the current Agreement through the 2018/2019 fiscal year.

BE IT FURTHER RESOLVED that the Auditor shall pay those individuals participating in this program on a semi-annual basis, **upon the submission of an invoice by each participant to the Superior Court**, with the first payment during the regular billing period in January 2019 for services rendered from July through December 2018, and the final payment during the regular billing period in July 2019 for services rendered from January through June 2019.



ROSEMARIE SMALLCOMBE, Chair
Mariposa County Board of Supervisors

ATTEST :

APPROVED AS TO FORM :



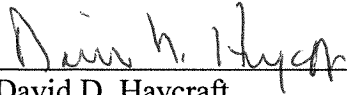
RENE LAROCHE
Clerk of the Board



STEVEN W. DAHLEM
County Counsel

NOTICE OF ACCEPTANCE

I, the undersigned, agree to serving on the Small Claims Legal Advisor Program of Mariposa County for fiscal year July 1, 2018 through June 30, 2019.



David D. Haycraft
806 W. 19th Street
Merced, CA 95349
(209) 626-9349

Date: 3/29/18