

MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

3-20-90
DATE: ~~March 13, 1990~~ Cont'd.
AGENDA ITEM NO. AA-14

DEPT.: COUNTY COUNSEL

BY: JEFFREY G. GREEN

PHONE: 966-3625

RECOMMENDED ACTION AND JUSTIFICATION:

Adopt resolution authorizing Treasurer/Tax Collector to write-off existing uncollectable debts relative to Justice Court attorney fee judgments. Counsel concurs with recommendation by Justice Court Judge and Treasurer/Tax Collector to eliminate any further expenditures relative to these essentially uncollectable debts.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Penal Code Section 98.8 requires the judge to show that the party being provided legal services has the present ability to pay for those services. In the past the actual finding of present ability to pay was not made and said party was ordered to make payment to the County.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Continue to make an effort to collect these fees. The County would incur additional expenses in an attempt to collect these debts.

=====

COST: (X) Not Applicable
A. Budgeted current FY \$ _____
B. Total anticipated costs \$ _____
C. Required add'l funding \$ _____
D. Source: _____

SPECIAL INSTRUCTIONS:

List the attachments and number the pages consecutively:
Treasurer's letter to Counsel
of February 21, 1990

SOURCE: () 4/5ths Vote Required
A. Internal transfers \$ _____
B. Unanticipated revenues \$ _____
C. Reserve for contingency \$ _____
D. Description: _____
Balance in Reserve for Contingencies,
if approved: \$ _____

CLERK'S USE ONLY:

Resolution No. 90-137
Ordinance No. _____
Vote: Ayes: 4 Noes: _____
Absent: Kadawick Abstained: _____
ms Approved () Denied
() Minute Order Attached

**ADMINISTRATIVE OFFICER'S
RECOMMENDATION:**

This item on agenda as:
 Recommended
 Not Recommended
 For Policy Determination
 Submitted with Comment
 Returned for Further Action

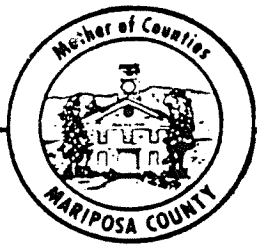
The foregoing instrument is a correct copy of the original on file in this office.

DATE: _____

ATTEST: MARGIE WILLIAMS
Clerk of the Board of Supervisors
County of Mariposa, State of Calif.
By: _____
Deputy

Comment: _____

A.O. Initials: 



County of Mariposa

Office of Treasurer-Tax Collector

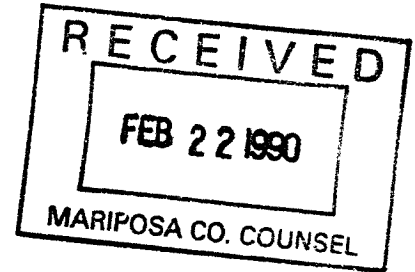
Telephone:

Tax Collector (209) 966-2621

Treasurer (209) 966-2830

Don Z. Phillips
Treasurer-Tax Collector
Hall of Records
P.O. Box 36
Mariposa, CA 95338

February 21, 1990



TO: Jeffrey G. Green, County Counsel
FROM: Don Z. Phillips, Treasurer/Tax Collector *YMS*
RE: Justice Court Judgements

This office is requesting another write-off of uncollectable Justice Court Judgements. The judgements in question are all dated 1987 or 1988 and every attempt has been made to collect without any response.

I have enclosed a listing of judgements and copy of Res. 89-408 for your review.

If any questions please contact Marian Spacke at the Treasurers Office.