

DEPARTMENT: Board of Supervisors BY: Eric Erickson PHONE: 966-4744  
Chair

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes\_\_\_ No\_x\_)  
Adopt the attached Resolution Electing to Become Subject to the  
Provisions of the Trial Court Program for the Fiscal Year July 1, 1993  
through June 30, 1994

BACKGROUND AND HISTORY OF BOARD ACTIONS:

An opting resolution is required for each fiscal year for the Trial Court Funding Program. The Board opted into the Trial Court Funding Program for 1991/92 (Resolution No. 90-490) and 1992/93 (Resolution No. 92-89). In order to opt to participate in fiscal year 1993/94 in the 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 and certify that the majority of the Board and judges of the courts request State funding.

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: ( ) 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: \$ \_\_\_\_\_

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

CLERK'S USE ONLY:  
 Res. No.: 93-96 Ord. No. \_\_\_\_\_  
 Vote - Ayes: 5 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

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: [Signature]

**MARIPOSA COUNTY RESOLUTION NO. 93- 96**

**RESOLUTION**

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

**FOR THE FISCAL YEAR JULY 1, 1993 THROUGH JUNE 30, 1994**

**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 option 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, the presiding Judge of the Superior Court, and the presiding Judge of the Justice Court of Mariposa County hereby elect, pursuant to Government Code Section 77301 to opt into the Trial Court Funding Program for the 1993-4 fiscal year beginning July 1, 1993, and agree to be bound by the provisions of this program in consideration for State funding of trial courts; and certify that a majority of each of the Board of Supervisors, the Judge of the Superior Court and the Judge of the Justice Court in the County request State funding;

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

This Resolution shall take effect upon its adoption.

**PASSED AND ADOPTED** by the Mariposa County Board of Supervisors, a political subdivision of the State of California, this 16<sup>th</sup> day of February, 1993 by the following vote:

AYES: BAGGETT, BALMAIN, ERICKSON, PARKER, TABER

NOES: NONE



ABSENT: NONE

ABSTAINED: NONE




ERIC J. ERICKSON, Chair  
Mariposa County Board of Supervisors

ATTEST:

  
MARGIE WILLIAMS, Clerk of the Board  
RICHARD L. McMECHAN, Presiding Judge  
Mariposa County Superior Court

ATTEST:

  
LYNNE ROBINSON, County Clerk  
CARLOS LA ROCHE, Presiding Judge  
Mariposa County Justice Court

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

  
JEFFREY G. GREEN, County Counsel