

1 MARIPOSA COUNTY RESOLUTION No. 81-256

2 A RESOLUTION ESTABLISHING THE
3 COUNTY CRIMINAL JUSTICE FACILITY
4 TEMPORARY CONSTRUCTION FUND

5 WHEREAS, the Board of Supervisors is required by law to pro-
6 vide suitable criminal justice and court facilities; and

7 WHEREAS, the ability of the Board to acquire, rehabilitate,
8 construct, finance and lease such facilities, including all facil-
9 ities necessary or incidental to the operation thereof, and to pro-
10 vide for the payment or repayment of obligations entered into for
11 such purposes, is severely strained by reason of limitations upon
12 County revenues; and

13 WHEREAS, to assist in the establishment of adequate criminal
14 justice facilities, Chapter 1171 of the Statutes of 1981 provides
15 for the creation of a Criminal Justice Facility Temporary Construc-
16 tion Fund (the "Fund") and the imposition of certain surcharges
17 upon filings for parking, non-parking, and all other criminal cases
18 to be deposited into such Fund; and

19 WHEREAS, the Act becomes operative upon the adoption of a
20 resolution by the Board stating that the provisions of the Act are
21 necessary to the establishment of adequate criminal justice facil-
22 ities in the County, pursuant to Section 68073.4 of the Government
23 Code;

24 NOW, THEREFORE, the Board of Supervisors of the County of
25 Mariposa does hereby resolve, declare and determine as follows:

26 1. The foregoing recitals are adopted as a part of this
27 Resolution.

28 2. Implementation of the provisions of Chapter 1171 of the
Statutes of 1981 is necessary to the establishment of adequate

Resolution
No cont.

1 criminal justice facilities in the County.

2 3. Pursuant to the Act, there is hereby established in the
3 County's treasury a separate trust fund known as the Mariposa
4 County Criminal Justice Facility Temporary Construction Fund.

5 4. There shall be deposited in the Fund one dollar (\$1) for
6 each parking case filed with the courts, one dollar and fifty
7 cents (\$1.50) for each parking ticket collected by an issuing jur-
8 isdiction, and one dollar (\$1) for each ten dollars (\$10) or frac-
9 tion thereof for every non-parking fine collected by the courts,
10 from fines and bail forfeitures collected.

11 5. The moneys in the Fund shall be payable only for the pur-
12 poses and in the manner specified in Section 68073.4 of the Govern-
13 ment Code, as added by Chapter 1171 of the Statutes of 1981.


14 6. The Clerk of the Board of Supervisors
15 is instructed to transmit a copy of this Resolution to the judges
16 of the courts of this County and to any entity within this County
17 that processes its own parking tickets with the request that the
18 bail schedule amounts be increased as appropriate to reflect the
19 surcharge provided for by Section 1206.8 of the Penal Code, effec-
20 tive January 1, 1982.

21 PASSED AND ADOPTED this 22nd day of December, 1981, by the
22 Board of Supervisors of Mariposa County by the following vote:

23 AYES: Taber, Barrick, Moffitt, Erickson
24 NOES: None
25 ABSENT: Dalton
26 ABSTAINED: None

27 
28 WILLIAM H. MOFFITT, Chairman
Board of Supervisors

ATTEST:

29 
ELLEN BRONSON, County Clerk and
Ex Officio Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


RICHARD K. DENHALTER,
County Counsel