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**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: Executive Office and Department of Facilities Management

SUBMITTAL DATE:
December 12, 2008

SUBJECT: Transfer of the Riverside Juvenile Court Building to the State of California

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the Transfer of Responsibility Agreement and related documents with the Judicial Council of California, Administrative Office of the Courts and authorize the Chairman to execute the agreement on behalf of the Board; and,
2. Direct the Auditor-Controller to process the budget adjustments for FY 08/09 as outlined in Schedule "A".

BACKGROUND (Commences on Page 2)

Gary M. Christmas
 Gary M. Christmas
 Chief Deputy County Executive Officer
 Executive Office

Robert Field
 Robert Field, Director
 Department of Facilities Management

FINANCIAL DATA	Current F.Y. Total Cost:	\$49,259	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$49,259	Budget Adjustment:	Yes
	Annual Net County Cost:	\$98,515	For Fiscal Year:	08/09

SOURCE OF FUNDS: Facilities Management – Maintenance and Energy Budgets, Court Facilities Budget	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: Jennifer L. Sargent
 Jennifer L. Sargent

County Executive Office Signature

Policy
 Policy

Consent
 Consent

Dept't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.:

District: 1

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.6

FORM APPROVED COUNTY COUNSEL
 BY: Marshall Victor
 DATE: 12/8/08

FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
 BY: Susana Garcia-Bocanegra
 DATE: 12/9/08

Departmental Concurrence

BACKGROUND:

The Transfer of Responsibility Agreement recognizes the County of Riverside as holding title to the Riverside Juvenile Court building, which is located at 9991 County Farm Road in Riverside until the financing obligation is satisfied in 2015; at such time, title will transfer to the state. Since the primary function of the building is to serve the Juvenile Courts, the County of Riverside and the Judicial Council of California, Administrative Office of the Courts (JC-AOC) have mutually agreed to transfer the building to the JC-AOC. Included within this transfer are modular buildings on site that house County Counsel and DPSS. The county owns the modular that is occupied by County Counsel and the county leases the modular occupied by DPSS. The lease for the DPSS modular will transfer to the JC-AOC and until such time the county locates or builds a facility to accommodate those departments, they will remain in the modular buildings on site.

The primary legislation governing the court transfer process, commonly referred to as SB1732, requires the county to provide a source of funding for the ongoing operations, maintenance, utilities and insurance costs of court facilities by paying the JC-AOC what has historically been expended; the payment is referred to as a County Facilities Payment (CFP). The county is obligated to pay the CFP on a quarterly basis. The annual CFP amount for the Riverside Juvenile court building is \$98,515, with payments beginning on January 30, 2009, subject to a proration of the annual payment reflecting the date of Board approval of the transfer agreement. The CFP must be paid to the JC-AOC in perpetuity, but is not indexed to increase with inflation over time.

FINANCIAL DATA:

Facilities Management's maintenance and energy divisions' net county cost will be reduced to reflect the operations and maintenance for the facility and will be transferred to the court facilities budget. DPSS' budget will be reduced to reflect the lease costs associated with the modular buildings on the site. DPSS will request its necessary budget adjustment in the 3rd Quarter Budget Report. Insurance costs will be funded through the county's Court Facilities budget with reimbursement from the JC-AOC.

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SCHEDULE A

Increase Appropriations		
10000-1103900000-536200	Cont. to Non-County Agency	38,699
Decrease Appropriations		
10000-7200300000-522310	Maint-Building and Improvements	15,261
10000-7200600000-529540	Utilities	<u>23,438</u>
		38,699