

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

570



FROM: Executive Office and Department of Facilities Management

SUBMITTAL DATE:
November 18, 2008

SUBJECT: Transfer of Responsibility of the Indio Juvenile Court 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
Deputy County Executive Officer
Executive Office

Robert Field
Robert Field, Director
Department of Facilities Management

FINANCIAL DATA	Current F.Y. Total Cost:	<i>ex</i> \$6801.	In Current Year Budget:	No
	Current F.Y. Net County Cost:	<i>ex</i> \$6801.	Budget Adjustment:	Yes
	Annual Net County Cost:	\$13,602	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 Sargent*
Jennifer Sargent

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
 BY: *M. Victor* 12/18/08 DATE
 MARSHAL VICTOR
 FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
 BY: *Susana Garcia* 12/19/08
 SUSANA GARCIA-BOCANEGRA Departmental Concurrence

Dep't Recomm.: Consent Policy
 Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: 4

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.10

BACKGROUND:

The Transfer of Responsibility Agreement recognizes the County of Riverside as holding title to the Indio Juvenile Court building, which is located at 47-671 Oasis Street in Indio. Because the courthouse is not the majority occupant, the County of Riverside and the Judicial Council of California, Administrative Office of the Courts (JC-AOC) have mutually agreed that the county will retain title to the building, as allowable under Government Code §70323 (b) (1).

The primary legislation governing the court transfer process, commonly referred to as SB 1732, 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 Indio Juvenile Court space is \$13,602, with payments beginning on January 1, 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.

The Indio Juvenile Court building shares utility costs with the remaining campus tenants. The county will incur and pay the utility costs relating to the courthouse and will be subsequently reimbursed by the JC-AOC. The JC-AOC will operate and maintain the courthouse space.

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. Insurance costs will be funded through the county's Court Facilities budget with reimbursement from the JC-AOC.

SCHEDULE A

Increase Appropriations		
10000-1103900000-536200	Cont. to Non-County Agency	5,532
Decrease Appropriations		
10000-7200300000-522310	Maint-Building and Improvements	4,305
10000-7200600000-529540	Utilities	<u>1,227</u>
		5,532