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



FROM: Executive Office

SUBMITTAL DATE:
May 11, 2009

SUBJECT: Court Facilities Budget Adjustment

RECOMMENDED MOTION: That the Board of Supervisors approve and direct the Auditor Controller to transfer appropriations from Contingency to Court Facilities as follows:

Court Facilities Payment


Increase Appropriations:

10000-1103900000-536200 Contribution to other non-County Agencies \$1,105,000

Decrease Appropriations:

10000-1109000000-581000 Appropriations for contingency \$1,105,000

BACKGROUND: Provisions of Senate Bill 1732, the Lockyer-Isenberg Trial Court Funding Act of 2002 (amendments to Government Code Sections 76000 through 76001) require the county provide a source of funding for the ongoing operations, maintenance, utilities and insurance costs of court facilities for those facilities transferred to the state. Counties are also allowed to add a surcharge to specified fees to generate a portion of the revenue to support court costs. These costs are budgeted consistent with the historical expenses.


Elizabeth J. Olson, Sr. Management Analyst

FINANCIAL DATA	Current F.Y. Total Cost:	\$1,105,000	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$1,105,000	Budget Adjustment:	Yes
	Annual Net County Cost:	\$3,282,609	For Fiscal Year:	2008/2009

SOURCE OF FUNDS: Appropriations for contingency	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: 
Gary M. Christmas

County Executive Office Signature

- Consent
- Policy
- Consent
- Policy

Dept's Recomm.:
Per Exec. Ofc.:


Prev. Agn. Ref.: 3.20 3/17/09

District: All

Agenda Number:

3.9

Departmental Concurrence

FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, AUDITOR-CONTROLLER
BY:  5/11/09
SAMUEL WONG

MAY 13 6:51:50
COUNTY OF RIVERSIDE

Continued

The Court Facilities Payment is made on a quarterly basis to the Judicial Council of California, Administrative Office of the Courts. These costs are paid in perpetuity but are not indexed to increase over time. Each dollar amount was determined prior to the court transfers and is included in the contract documents.

Additionally, in those buildings where the county remains a tenant of the transferred facility, the county is contractually responsible for building costs (such as maintenance and utilities) that benefit the property. These costs are prorated based upon the amount of each facility that the county occupies (e.g. Larson Justice Center 19.19% is the county-occupied percentage).

This fiscal year some of the repairs/deferred maintenance projects at the Larson Justice Center have included:

- An upgrade of the fire alarm system
- Repair of the smoke control system
- Heating, ventilation and air conditioning repairs
- Completion of underground diesel fuel storage tanks

Costs for repairs and essential building improvements change annually. The Administrative Office of the Courts makes all facility modification requests in writing. Each request is reviewed and approved by Facilities Management and then payments are approved by the Executive Office.

The original Court Facilities budget for FY 08/09 was \$2,177,609. In December the County transferred the last of the court facilities to the state and committed to making quarterly payments on those facilities. These quarterly commitments and the requested facility improvements have exceeded the initial budget by the requested budget adjustment of \$1,105,000. Upon approval the total cost for FY 08/09 would be \$3,282,609.

The FY 09/10 budget includes \$2.79 million for Court Facilities. Should essential facility improvements at the courts exceed this amount the Executive Office will request consideration of additional funding in a quarterly report.