



COUNTY OF SAN MATEO
Inter-Departmental Correspondence
County Manager



Date: October 6, 2015
Board Meeting Date: November 17, 2015
Special Notice / Hearing: None
Vote Required: Majority

To: Honorable Board of Supervisors

From: John L. Maltbie, County Manager

Subject: Memorandum of Understanding between the County and the Superior Court

RECOMMENDATION:

Adopt a resolution authorizing the President of the Board to execute a Memorandum of Understanding between the Superior Court of San Mateo County and the County of San Mateo.

BACKGROUND:

In 1998, pursuant to the Lockyer-Isenberg Trial Court Funding Act of 1997, the State assumed responsibility for funding of "Trial Court Operations", as defined in Government Code section 77003 and California Rules of Court, Rule 10.810. Since that date, the Court has requested the County to continue to provide certain Trial Court Operation services. The County and the Court have entered into Memorandums of Understanding ("MOU's") in regards to these services.

DISCUSSION:

The most recent MOU between the Court and the County for services, which was entered into on January 25, 2011, expired on June 30, 2015. As such, it is necessary to renew the MOU. The Court would like the County to continue providing certain services including: security; computer and other data information system support; custodial maintenance; motor vehicle services; human resources services; payroll and other related services; collections; trust fund related services; non-litigation legal services; appointed counsel in juvenile court dependency proceedings; mail processing; and certain evaluations of competency. The Court will reimburse the County for the cost of providing these services consistent with California Rules of Court, Rule 10.810. Changes to the MOU include updates to custodial maintenance services for shared facilities, removing printing services, funding one court commissioner for the Realignment population, updating the active and retired Judges regarding supplemental health care and other benefits, and extending the term through June 30, 2020.

The County Manager's Office requests that the County Manager or his designee be authorized to execute amendments which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal obligations.

County Counsel has reviewed and approved the resolution and agreement as to form.

This agreement contributes to the Shared Vision 2025 Collaborative Community by continuing our partnerships with the Court and approaching issues with fiscal accountability.

FISCAL IMPACT:

The implementation of the Lockyer-Isenberg Trial Court Funding act essentially capped the County's fiscal obligations to the Court at FY 1997-98 levels. This MOU is consistent with the tenets of the Act and subsequent clean-up legislation. For County provided services that are defined as "court operations" under California Rules of Court, Rule 10.810, the Court will compensate the County monthly, or at intervals to be agreed upon in separate service level agreements, at rates that do not exceed those charged to other County departments or special districts for the same or similar services. The County's court-related revenues and expenditures pursuant to and/or derived from the Trial Court Funding Act, County Facility Transfer Documents and this MOU are included in the FY 2015-16 Adopted Budget.