



# County of San Mateo

## Inter-Departmental Correspondence

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**Department:** COUNTY MANAGER

**File #:** 16-138

Board Meeting Date: 5/16/2017

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**Special Notice / Hearing:** None  
**Vote Required:** Majority

**To:** Honorable Board of Supervisors

**From:** John L. Maltbie, County Manager

**Subject:** Amendment to Memorandum of Understanding between the Superior Court and the County

### **RECOMMENDATION:**

Adopt a resolution authorizing the President of the Board to execute an Amendment to the Memorandum of Understanding ("MOU") between the Superior Court of San Mateo County ("Court") and the County of San Mateo ("County"), extending the terms of reimbursement for one Court Commissioner from AB 109 Realignment funds for two years, through June 30, 2019, and increasing the not-to-exceed amount by \$420,000 to a new total of \$1,050,000.

### **BACKGROUND:**

In 1998, pursuant to the Lockyer-Isenberg Trial Court Funding Act of 1997, the State assumed responsibility for funding "Trial Court Operations", as defined in Government Code section 77003 and California Rules of Court, Rule 10.810. Since that time, the Court and the County have entered into MOUs to define the services provided by each agency and the related terms and conditions.

### **DISCUSSION:**

On June 17, 2014, the Board of Supervisors, as fiscal agent for local AB 109 funds, approved allocation of an amount not-to-exceed \$630,000 over a three year period to reimburse the Court for the salary and benefits of one Court Commissioner position for fiscal years 2014-15 through 2016-17. The purpose of the allocation was to enhance the ability of the Court to handle its Realignment cases, which has had a significant impact on the Court's overall caseload, while at the same time absorbing significant cuts in trial court funding. The current MOU between the Court and the County, which was entered into on December 1, 2015, memorialized that agreement. This amendment seeks to extend the terms of the agreement to fund the Court Commissioner for two additional years, through June 30, 2019, and increase the amount by \$420,000 for a new not-to-exceed amount of \$1,050,000. All other terms and conditions of the current MOU remain unchanged and in full force and effect.

**PERFORMANCE MEASURES:**

	<b><u>FY13-14</u></b>	<b><u>FY14-15</u></b>	<b><u>FY15-16</u></b>
<b>Felony Filings</b>	3,582	2,581	2,913
<b>Total AB109 Hearings</b>	1,123	981	1,052

**FISCAL IMPACT:**

Funding for the cost of the Court Commissioner will come from the County's AB 109 Public Safety Realignment annual allocations and will be included in the FY 2017-19 Recommended Budget.