



County of El Dorado

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Legislation Details (With Text)

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On agenda: 11/18/2008 **Final action:** 11/18/2008

Title: Community Development Services, Administration and Finance Division, recommending the Board authorize the Chair to sign the First Amendment to Joint Occupancy Agreement between the Judicial Council of California and the County of El Dorado to update nomenclature and to amend the Exclusive-Use Areas to allow for an exchange of floor space within Building C.

FUNDING: NA

Sponsors:

Indexes:

Code sections:

Attachments: 1. 3A - Blue Route Sheet 10-11-17, 2. 3B - Amend I-Joint Occupancy Agmt 10-11-17, 3. 3C - Exhibit B-1 New Courts Space 10-11-17, 4. 3D - Exhibit B-2 New County Space 10-11-17, 5. 3E - Exhibit J New Courts & County Space Calc 10-11-17, 6. 3F - 09-B1 Joint Occupancy Agmt 10-11-17, 7. 3G - 09-B1 Transfer Agmt & Exhibits 10-11-17, 8. Joint Declaration.pdf, 9. ab_1491_bill_20080423_chaptered.pdf, 10. Government Code Section 70321(b)(1) Joint Declaration.pdf, 11. AOC Rev SB 1732 as amended (October 2007).pdf, 12. Court Facilities Summary 07 11 08.pdf, 13. El Dorado Building C JOA 4 County Clean Version.pdf, 14. El Dorado Building C Transfer Agreement 4 County Clean Version.pdf, 15. El Dorado Cameron Park Appendix (Modular Court Facilities) to Transfer Agreement.pdf, 16. El Dorado Cameron Park TA 2 - County Clean Version.pdf, 17. El Dorado County - El Dorado Center JOA 1 County Clean Version.pdf, 18. El Dorado County - El Dorado Center TA1 County Clean Version.pdf, 19. El Dorado Johnson Building MOU 1.pdf, 20. El Dorado Johnson Building TA 1.pdf, 21. El Dorado Main Street TA 1 County Clean Version.pdf, 22. att'd 11-17-08 - FINAL CameronPark Grant Deed (same as Exh C to TA).pdf, 23. att'd 11-17-08 - FINAL CameronPark Memo of TA (same as Exh J to TA).pdf, 24. att'd 11-17-08 - FINAL El Dorado Cameron Park Exhibits.pdf, 25. att'd 11-17-08 - FINAL El Dorado Cameron Park TA.pdf, 26. Att'd 11-17-08 - FINAL Building C Memo of JOA (same as Exh G to TA).pdf, 27. Att'd 11-17-08 - Transfer Agreement Building C.pdf, 28. Att'd 11-17-08 - Joint Occupancy Agrmt, 29. Att'd 11-17-08 - Exhibits A-I.pdf, 30. att'd 11-17-08 - FINAL El Dorado Johnson Building TA (3).pdf, 31. att'd 11-17-08 - FINAL El Dorado Johnson Building Exhibits.pdf, 32. att'd 11-17-08 - FINAL El Dorado Johnson Building Draft MOU.pdf, 33. Att'd 11-17-08 - FINAL El Dorado Main Street Grant Deed (same as Exh C to TA) (2).pdf, 34. Att'd 11-17-08 - Final El Dorado Main St. Exhibits (2).pdf, 35. Att'd 11-17-08 - FINAL El Dorado Main Street Grant Deed (same as Exh C to TA) (2).pdf, 36. Att'd 11-17-08 - Final El Dorado Mian St. Memo of TA (same as Exh. k to TA).pdf, 37. att'd 11-17-08 - FINAL El Dorado Center Exhibits_1 (2).pdf, 38. att'd 11-17-08 - FINAL El Dorado Center JOA_1 (2).pdf, 39. att'd 11-17-08 - FINAL El Dorado Center TA_1 (2).pdf, 40. Resolution att'd 11-18-08.pdf, 41. SUMMARY submitted by K. Webb att'd 11-20-08, 42. Letter from Co. Counsel att'd 11-24-08.pdf

Date	Ver.	Action By	Action	Result
11/18/2008	2	Board Of Supervisors	Approved	Pass
9/23/2008	1	Board Of Supervisors	Approved	Pass

Chief Administrative Office recommending Chairman be authorized to sign Transfer of Responsibility agreements for five Court facilities; Main Street Courthouse, Cameron Park Courthouse, Building C Shared Court facility, Johnson Courthouse and El Dorado Center Shared Court facility. (Refer 9/23/08, Item 26)

FUNDING: General Fund.

BUDGET SUMMARY:		
Total Estimated Cost		\$ 346,465
Funding		
Budgeted	\$ \$310,000 +	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$	
Change To Net County Cost		\$ -0-

Fiscal Impact/Change to Net County Cost:

The estimated cost of the County Facility payment (CFP) will be approximately \$346,465 per year. The 2008-09 Proposed Budget includes \$310,000 for the CFP to facilitate payments once the transfers are complete. In addition, there will be savings from budgeted utility costs that the County will no longer be responsible for in three of the Courts which will help offset the first year's annual payment.

The Chief Administrative Office and the Auditor Controller's office have worked together to prepare the CFP forms. The Auditor Controller has signed the forms and they have been submitted to the Administrative Office of the Courts (AOC) for final review. Once the AOC approves the CFP forms they will be forwarded to the State Department of Finance for final approval. We anticipate that final approval will come within a couple of months following the transfers.

Background and Reason for Recommendation:

Senate Bill 1732 - Trial Court Facilities Legislation and subsequent Assembly Bill 1491 require all County's to transfer their Court facilities to the State. AB 1491 was signed on April 23, 2008 and since that time the majority of California County's have been working to complete the required transfers. The first deadline to complete the transfers is September 30, 2008. On September 23, 2008, the Board of Supervisors and the Administrative Office of the Courts entered into a Joint Declaration extending the time period to complete the transfers until December 31, 2008.

Transfer Agreements for the Board's review and approval include the following for the five Court facilities:

Cameron Park -

 Transfer of Responsibility including Transfer of Title upon completion of the ADR Modular Project (Appendix)

Main Street Courthouse -

 Transfer of Responsibility including Transfer of Title

Building C -

 Transfer of Responsibility and Joint Occupancy Agreement

El Dorado Center - South Lake Tahoe -

Transfer of Responsibility and Joint Occupancy Agreement
Johnson Building - South Lake Tahoe -
Transfer of Responsibility and MOU

Action to be taken following Board approval:

1. Board Chairman to sign 2 copies of each transfer agreement
2. Clerk to return all signed copies of each agreement to the Chief Administrative Office
3. Chief Administrative Office will forward signed transfer agreements to the Administrative Office of the Courts for final execution

Contact: Kelly Webb, Chief Administrative Office

Concurrences: County Counsel