



County of Santa Cruz

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April 12, 1999

Agenda: May 4, 1999

Board of Supervisors
County of Santa Cruz
701 Ocean Street, Room 500
Santa Cruz, California 95060

Re: Name Change for Courts as a Result of Consolidation

Dear Members of the Board:

Pursuant to Proposition 220 and vote of the judges of the Municipal and Superior Courts, effective July 1, 1998, the courts in Santa Cruz County officially became unified under the name "Superior Court of California, County of Santa Cruz". At this time, it is necessary to revise certain provisions of the County Code to accurately reflect the name change of the consolidated trial courts. Enclosed hereto is a proposed ordinance which amends sections 1.12.070, 2.20.010 - 2.20.040, 2.21.020, 8.04.020 and 3.12.040 of the County Code to properly reflect the title of the courts.


IT IS THEREFORE RECOMMENDED that your Board approve the attached proposed ordinance in concept and place it on your agenda of May 25, 1999 for final action.

Very truly yours,

DWIGHT L. HERR, COUNTY COUNSEL

By 
ELLEN ALDRIDGE
Assistant County Counsel

RECOMMENDED:


SUSAN A. MAURIELLO
County Administrative Officer

cc: Superior Courts

ORDINANCE NO.

ORDINANCE AMENDING VARIOUS CHAPTERS
TO THE SANTA CRUZ COUNTY CODE RELATING TO THE ~~MUNICIPAL~~
~~SUPERIOR~~ COURTS

The Board of Supervisors of the County of Santa Cruz ordains as follows:

SECTION I

Chapter 1.12, Section 1.12.070(H) of the Santa Cruz County Code is hereby amended to read as follows:

1.12.070 Code Violations - Civil Penalties - Hearing Officers

H. The provisions of section 53069.4 of the Government Code shall be applicable with regard to proceedings to obtain judicial review of the decisions of the hearing officer. The decision of the hearing officer shall be subject to judicial review pursuant to the provisions of section 53069.4 of the Government Code only if an appeal is filed with the Santa Cruz ~~Municipal Superior~~ Court Clerk, together with the twenty-five-dollar appeal fee, within 20 days after service of the decision of the hearing officer by first class mail, postage prepaid, including a copy of the affidavit or certificate of mailing. Any person filing an appeal shall serve a copy of the notice of appeal in person or by first class mail on the hearing officer with a copy to the county planning director. Within fifteen days from request from the court, the hearing officer shall forward to the court the file of the hearing together with the notice of violation of this code, the notice of code violation hearing before a hearing officer, and the decision of the hearing officer. If an appeal is not timely filed in accordance with this subsection, all persons are barred from commencing or prosecuting any such action or proceeding or asserting any defense of invalidity or unreasonableness of such decision, proceedings, determinations or actions taken.

SECTION II

The title of Chapter 2.20 is hereby amended to read as follows:

~~COUNTY COURTS~~ ~~SUPERIOR COURT~~

Sections:

~~2.20.010 — Municipal Court district established~~

- ~~3.20.020~~ ~~Superior and municipal court Official reporters pro tempore Compensation.~~
 2.20.0310 Grand jurors - Compensation.
 2.20.0420 Trial jurors - Compensation.

SECTION III

Section 2.20.010 of the Santa Cruz County Code is hereby amended by deleting it in its entirety.

~~2.20.010 Municipal Court district established.~~

~~Pursuant to the provisions of the Judicial Districts Act (Statutes of 1949, Ch. 1511, Deering's General Laws Act 3906) there is hereby established a single judicial district within the county, which is to be comprised of the entire area of the county, and is to be known as "the Santa Cruz County Municipal Court District." (Prior code § 5.55.010: Ord. 428, 4/17/51)~~

SECTION IV

Section 2.20.020 of the Santa Cruz County Code is hereby amended by deleting it in its entirety.

~~3.20.020 Superior and municipal court Official reporters pro tempore Compensation.~~

~~Pursuant to the authority of Government Code Section 70136, subdivision (c), compensation of each full-time official reporter of the superior court and municipal court of the county shall be as follows: (1) from October 19, 1991, through April 10, 1992 twenty dollars and forty three cents per hour; (2) from April 11, 1992 through October 9, 1992, twenty dollars and seventy four cents per hour; from October 10, 1992 through April 23, 1993, twenty one dollars and five cents per hour; and from April 24, 1993 through October 18, 1993, twenty one dollars and forty seven cents per hour. The compensation of each official reporter pro tempore who is certified shall be one hundred sixty five dollars per full day, and eighty five dollars per half day. The compensation for each noncertified official reporter pro tempore shall be one hundred forty dollars per full day, and seventy dollars per half day. In addition thereto, each official reporter pro tempore shall receive from the county the necessary traveling and other expenses when necessarily called from other counties. (Ord. 4154 § 1, 1991: Ord. 3665 § 1, 1985: prior code § 5.57.010: Ord. 3014, 12/2/80; Ord. 3136, 7/28/81)~~

SECTION V

Section 2.20.030 of the Santa Cruz County Code is hereby amended to read as follows:

2.20.0310 Grand Jurors - Compensation.

SECTION VI

Section 2.20.040 of the Santa Cruz County Code is hereby amended to read as follows:

2.20.0420 Trial jurors - Compensation.

SECTION VII

Chapter 2.21, Section 2.21.020 of the Santa Cruz County Code is hereby amended to read as follows:

2.21.020 Presentence investigation payment schedule.

The chief probation officer of the county shall develop a payment schedule for the reimbursement of costs of presentence investigations based on income and submit it to the presiding judge of the ~~municipal and~~ superior courts for approval. (Ord. 4088 § 1 (part), 1990)

SECTION VIII

Chapter 3.12, Section 3.12.040 of the Santa Cruz County Code is hereby amended to read as follows:

3.12.040 Exemptions from civil service.

All county employees shall be included in the civil service systems hereby adopted except that the following officers and employees are declared exempt from the provisions h e r e o f

L. The following particular classifications or officers:

27. Executive officer/clerk - ~~municipal and~~ Superior Court,

SECTION IX

Chapter 8.04, Section 8.04.020(E) of the Santa Cruz County Code is hereby amended to read as follows

- (E) "County office" means any of the following: auditor, assessor, county clerk-recorder and treasurer-tax collector, district attorney and public administrator, sheriff and coroner, or member of the board of supervisors. "County office" does not mean judge of the ~~municipal court~~ or superior court, nor does it mean a member of a governing board of any local school district or special district nor a member of the county board of education.

This ordinance shall take effect on the 3 1st day after the date of final passage.

PASSED AND ADOPTED this ____ day of _____, 1999, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS
 NOES: SUPERVISORS
 ABSENT: SUPERVISORS
 ABSTAIN: SUPERVISORS

 Chairperson of the
 Board of Supervisors

Attest: _____
 Clerk of the Board

APPROVED AS TO FORM:

DISTRIBUTION: County Counsel
 Superior Court