



# JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET  
ADVISORY COMMITTEE

## TRIAL COURT BUDGET ADVISORY COMMITTEE

### MATERIALS FOR FEBRUARY 19, 2019

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[www.courts.ca.gov/tcbac.htm](http://www.courts.ca.gov/tcbac.htm)  
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## TRIAL COURT BUDGET ADVISORY COMMITTEE

### NOTICE AND AGENDA OF OPEN IN-PERSON MEETING

Open to the Public (Cal. Rules of Court, rule 10.75(c)(1) and (e))

THIS MEETING IS BEING RECORDED

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**Date:** February 19, 2019  
**Time:** 10:00 a.m. - 2:00 p.m.  
**Location:** 2860 Gateway Oaks Drive, Suite 400, Sacramento, CA 95833  
(Veranda Room)  
**Public Call-in Number:** 1-877-820-7831; Passcode 1884843 (Listen Only)

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Meeting materials will be posted on the advisory body web page on the California Courts website at least three business days before the meeting.

Members of the public seeking to make an audio recording of the meeting must submit a written request at least two business days before the meeting. Requests can be e-mailed to [insert e-mail address].

Agenda items are numbered for identification purposes only and will not necessarily be considered in the indicated order.

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#### I. OPEN MEETING (CAL. RULES OF COURT, RULE 10.75(C)(1))

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##### **Call to Order and Roll Call**

##### **Approval of Minutes**

Approve minutes of the January 17, 2019 Trial Court Budget Advisory Committee meetings and the January 24 and February 1, 2019 action by email between meetings.

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#### II. PUBLIC COMMENT (CAL. RULES OF COURT, RULE 10.75(K)(1)-(2))

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##### **In-Person Public Comment**

Members of the public requesting to speak during the public comment portion of the meeting must place the speaker's name, the name of the organization that the speaker represents if any, and the agenda item that the public comment will address, on the public comment sign-up sheet. The sign-up sheet will be available at the meeting location at least one hour prior to the meeting start time. The Chair will establish speaking limits at the beginning of the public comment session. While the advisory body welcomes and

encourages public comment, time may not permit all persons requesting to speak to be heard at this meeting.

**Written Comment**

In accordance with California Rules of Court, rule 10.75(k)(1), written comments pertaining to any agenda item of a regularly noticed open meeting can be submitted up to one complete business day before the meeting. For this specific meeting, comments should be e-mailed to [tcbac@jud.ca.gov](mailto:tcbac@jud.ca.gov) or mailed or delivered to Judicial Council of California, 455 Golden Gate Avenue, San Francisco, CA 94102, attention: Ms. Brandy Sanborn. Only written comments received by 10:00 a.m. on February 15, 2019 will be provided to advisory body members prior to the start of the meeting.

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**III. DISCUSSION AND POSSIBLE ACTION ITEMS (ITEM 1)**

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**Item 1**

**Trial Court Budget Change Proposals for 2020-21 (Action Required)**

Discuss trial court funding priorities for 2020-21 budget change proposals.

Presenter(s)/Facilitator(s): Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee  
Ms. Rebecca Fleming, Vice Chair, Trial Court Budget Advisory Committee

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**IV. INFORMATION ONLY ITEMS (NO ACTION REQUIRED)**

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**Info 1**

**Sacramento Superior Court Request**

Discuss letter submission from the Sacramento Superior Court dated January 31, 2019.

Presenter(s)/Facilitator(s): Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee  
Ms. Rebecca Fleming, Vice Chair, Trial Court Budget Advisory Committee

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**V. ADJOURNMENT**

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**Adjourn**



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## TRIAL COURT BUDGET ADVISORY COMMITTEE

### MINUTES OF OPEN MEETING

January 17, 2019  
12:00 p.m. - 1:00 p.m.  
Telephonic Meeting

**Advisory Body Members Present:** Judges: Hon. Jonathan B. Conklin (Chair), Hon. Jeffrey B. Barton, Hon. Andrew S. Blum, Hon. Mark A. Cope, Hon. Jill C. Fannin, Hon. Kimberly A. Gaab, Hon. Teri L. Jackson, Hon. Charles Margines, Hon. Brian McCabe, Hon. Gary Nadler, and Hon. B. Scott Thomsen.

Executive Officers: Ms. Rebecca Fleming (Vice Chair), Ms. Kim Bartleson, Ms. Sherri Carter, Mr. Chad Finke, Mr. Kevin Harrigan, Mr. Michael D. Planet, Mr. Michael M. Roddy, Ms. Linda Romero-Soles, Mr. Brian Taylor, Ms. Kim Turner, and Mr. David Yamasaki.

Judicial Council Staff Advisory Members: Mr. John Wordlaw and Mr. Zlatko Theodorovic

**Advisory Body Members Absent:** Hon. Daniel J. Buckley and Ms. Tania Ugrin-Capobianco

**Others Present:** Ms. Lucy Fogarty, Ms. Brandy Sanborn, and Ms. Leah Rose-Godwin.

#### OPEN MEETING

##### Call to Order and Roll Call

The chair called the meeting to order at 12:06 p.m. and took roll call.

##### Approval of Minutes

The advisory body reviewed and approved the minutes of the December 13, 2018 Trial Court Budget Advisory Committee meeting.

#### DISCUSSION AND ACTION ITEMS (ITEM 1)

##### Item 1 - Trial Court Budget Change Proposals for 2020-21 (Action Required)

Development and adoption of trial court funding priorities for 2020-21 budget change proposals.

Presenter(s)/Facilitator(s): Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee

**Action:** The Trial Court Budget Advisory Committee to vote via action by email to identify the top priorities for 2020-21 budget change proposals based on the feedback from every trial court.

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**INFORMATION ONLY ITEMS (NO ACTION REQUIRED)**

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**Info 1 – Governor’s Budget Proposal for 2019-20**

Update on the Governor’s budget proposal for 2019-20.

Presenter(s)/Facilitator(s): Mr. Zlatko Theodorovic, Director, Judicial Council Budget Services

**Info 2 - Trial Court Budget Advisory Committee Annual Agenda**

Update on the agenda approved by the Executive and Planning Committee for 2019.

Presenter(s)/Facilitator(s): Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee

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**A D J O U R N M E N T**

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There being no further business, the meeting was adjourned at 1:01 p.m.

Approved by the advisory body on enter date.



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## TRIAL COURT BUDGET ADVISORY COMMITTEE

### MINUTES OF OPEN MEETING

January 24, 2019

11:00 a.m.

Action by E-mail Between Meetings

**Advisory Body Members Present:** Judges: Hon. Jonathan B. Conklin (Chair), Hon. Jeffrey B. Barton, Hon. Andrew S. Blum, Hon. Daniel J. Buckley, Hon. Mark A. Cope, Hon. Jill C. Fannin, Hon. Kimberly A. Gaab, Hon. Charles Margines, Hon. Brian McCabe, Hon. Gary Nadler, and Hon. B. Scott Thomsen.

Executive Officers: Ms. Rebecca Fleming (Vice Chair), Ms. Kim Bartleson, Ms. Sherri Carter, Mr. Chad Finke, Mr. Kevin Harrigan, Mr. Michael D. Planet, Mr. Michael M. Roddy, Ms. Linda Romero-Soles, Mr. Brian Taylor, Ms. Kim Turner, Ms. Tania Ugrin-Capobianco, and Mr. David Yamasaki.

**Advisory Body Members Absent:** Hon. Teri L. Jackson

**Others Present:** Ms. Brandy Sanborn

#### OPEN MEETING

##### Vote

Voting was opened at 11:23 a.m.

#### DISCUSSION AND ACTION ITEMS (ITEM 1)

##### Item 1

**Review the concepts provided from the January 17, 2019 teleconference meeting and list the top three concepts in priority order from numbers 1 through 26.**

**Action:** The Trial Court Budget Advisory Committee's votes were weighted and ranked which resulted in the following outcome:

Ranking	#	BCP Concept Title	Total
1	7	General Operational Costs	45
2	8	Negotiated Salary Increases	33
3	2	Civil Assessments Backfill	25
4	3	Civil Assessments MOE	12
5	1	1% Reserve Cap	11

<b>Ranking</b>	<b>#</b>	<b>BCP Concept Title</b>	<b>Total</b>
6	15	Courthouse Construction	5
7	13	WAFM Funding @ 90%	3
8	12	WAFM Funding @ 100%	2
9	11	Unfunded Mandates	1
---	4	Court Reporters in Family Law	0
---	5	Court Security Funding (Contracted)	0
---	6	Forensic Investigations	0
---	9	New Judgeships	0
---	10	Self-Help Funding	0
---	14	WAFM Funding 2.9% Increase	0
---	16	Case Management Systems (Ongoing Maintenance)	0
---	17	Cloud Storage Solutions	0
---	18	Cyber Security Staff	0
---	19	Electronic Calendars/Signage	0
---	20	Electronic Recording Equipment	0
---	21	Evidence Presentation Equipment	0
---	22	IT Hardware	0
---	23	Judicial Council Fillable Forms	0
---	24	Jury System Replacement	0
---	25	Technology to Capture the Verbatim Record	0
---	26	VRI System	0

The committee is meeting on February 19, 2019 to further discuss the trial court funding priorities for 2020-21 budget change proposals.

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**A D J O U R N M E N T**

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Voting closed at 5:00 p.m.

Approved by the advisory body on enter date.



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## TRIAL COURT BUDGET ADVISORY COMMITTEE

### MINUTES OF OPEN MEETING

February 1, 2019

11:00 a.m.

Action by E-mail Between Meetings

**Advisory Body Members Present:** Judges: Hon. Jonathan B. Conklin (Chair), Hon. Jeffrey B. Barton, Hon. Andrew S. Blum, Hon. Daniel J. Buckley, Hon. Mark A. Cope, Hon. Jill C. Fannin, Hon. Kimberly A. Gaab, Hon. Teri L. Jackson, Hon. Charles Margines, Hon. Brian McCabe, Hon. Gary Nadler, and Hon. B. Scott Thomsen.

Executive Officers: Ms. Rebecca Fleming (Vice Chair), Ms. Kim Bartleson, Ms. Sherri Carter, Mr. Chad Finke, Mr. Kevin Harrigan, Mr. Michael D. Planet, Mr. Michael M. Roddy, Ms. Linda Romero-Soles, Mr. Brian Taylor, Ms. Kim Turner, Ms. Tania Ugrin-Capobianco, and Mr. David Yamasaki.

**Advisory Body Members Absent:** None

**Others Present:** Ms. Brandy Sanborn

#### OPEN MEETING

##### Vote

Voting was opened at 11:10 a.m.

#### DISCUSSION AND ACTION ITEMS (ITEM 1)

##### Item 1

##### **Review recommendations for redistributions of funding for court appointed juvenile dependency counsel for 2018-19.**

**Action:** The Trial Court Budget Advisory Committee unanimously approved the following three recommendations:

1. Allocate \$783,316, the 2017-18 Juvenile Dependency Counsel Collections Program (JDCCP) funds remitted in excess of dependency counsel program administrative costs, to the trial courts calculated according to the methodology adopted by the Judicial Council at its August 23, 2013 business meeting.
2. Allocate \$659,744, the 2018-19 Court Appointed Counsel expected unspent funding, to the trial courts calculated according to the methodology adopted by the Judicial Council at its January 22, 2015 business meeting.



3. Direct Judicial Council staff to further survey courts regarding their ability to utilize funds during the remainder of the fiscal year, reallocate unspent funds to those courts demonstrating an ability to expend funds by the end of fiscal year, and report on the final allocation to the Judicial Council at its July 18–19, 2019 business meeting.

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**A D J O U R N M E N T**

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Voting closed at 5:00 p.m.

Approved by the advisory body on enter date.

<b>Ranking</b>	<b>#</b>	<b>BCP Concept Title</b>	<b>Total</b>
<b>1</b>	7	General Operational Costs	<b>45</b>
<b>2</b>	8	Negotiated Salary Increases	<b>33</b>
<b>3</b>	2	Civil Assessments Backfill	<b>25</b>
<b>4</b>	3	Civil Assessments MOE	<b>12</b>
<b>5</b>	1	1% Reserve Cap	<b>11</b>
<b>6</b>	15	Courthouse Construction	<b>5</b>
<b>7</b>	13	WAFM Funding @ 90%	<b>3</b>
<b>8</b>	12	WAFM Funding @ 100%	<b>2</b>
<b>9</b>	11	Unfunded Mandates	<b>1</b>
---	4	Court Reporters in Family Law	<b>0</b>
---	5	Court Security Funding (Contracted)	<b>0</b>
---	6	Forensic Investigations	<b>0</b>
---	9	New Judgeships	<b>0</b>
---	10	Self-Help Funding	<b>0</b>
---	14	WAFM Funding 2.9% Increase	<b>0</b>
---	16	Case Management Systems (Ongoing Maintenance)	<b>0</b>
---	17	Cloud Storage Solutions	<b>0</b>
---	18	Cyber Security Staff	<b>0</b>
---	19	Electronic Calendars/Signage	<b>0</b>
---	20	Electronic Recording Equipment	<b>0</b>
---	21	Evidence Presentation Equipment	<b>0</b>
---	22	IT Hardware	<b>0</b>
---	23	Judicial Council Fillable Forms	<b>0</b>
---	24	Jury System Replacement	<b>0</b>
---	25	Technology to Capture the Verbatim Record	<b>0</b>
---	26	VRI System	<b>0</b>



SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SACRAMENTO

LLOYD G. CONNELLY  
COURT EXECUTIVE OFFICER

720 NINTH STREET  
SACRAMENTO, CALIFORNIA 95814  
(916) 874 - 6328

January 31, 2019

**To:** Mr. John Wordlaw, Chief Administrative Officer, Judicial Council  
Mr. Zlatko Theodorovic, Director and Chief Financial Officer, Judicial Council

**From:** Hon. Lloyd Connelly, Court Executive Officer, Sacramento Superior Court  
Mr. Jim Lombard, Chief Deputy Court Executive Officer, Sacramento Superior Court

**Subject:** 1% Price Adjustment

Sacramento Superior Court is experiencing increased costs for employee compensation and other costs that are currently unfunded. In order to meet cost increases Sacramento is requesting that Judicial Council seek a 1% branch wide price adjustment by requesting a 2019-2020 Spring Finance Letter totaling \$18.98 million. Sacramento would receive approximately \$781,000.

As you know, state departments are funded for employee compensation increases. Because the Judicial Branch is not funded for employee compensation increases, it creates unique problems for the Courts. It is difficult to negotiate multi-year contracts when it is uncertain whether Court's will receive additional funds to pay general salary increases and reserve limits of only one percent of a court operations budget.

Sacramento Court staff compared average salaries for the Court compared to the Executive Branch from 2012-13 to 2018-19. Over that time period, while executive branch average salaries have increased by about 35 percent, Sacramento Superior Court's average salaries have only increased by about 10 percent. See attached chart "Court vs. State Executive Branch Average Salary Only."

As part of the recently concluded collective bargaining agreement in Sacramento, the Court negotiated contingency language for an ongoing 1 percent general salary increase if the Court receives \$650,000 in ongoing funding for employee compensation or discretionary funds. The January Budget does not include any discretionary funding that would allow the trigger to implement the on-going general salary increase.

In addition to increased salary costs, the Court is experiencing cost increases for maintenance agreements for CMS systems. The Court is also experiencing cost increases for licensing agreements and hardware costs.

A 1% base increase of \$781,000 would allow Sacramento to fund a 1% increase for employees and also fund some of the increased costs for information technology maintenance, licensing and hardware.

As you may know, after a new Governor takes office, the Legislature affords the Governor some latitude to submit new proposals during the Spring Budget process. We are hopeful that the Judicial Council will submit a proposal to begin conversations with the new administration regarding some structural budget issues unresolved since realignment of the trial courts from the county to the state in the late 1990's.

We look forward to working with you to address this longstanding issue. If we can be of any assistance please do not hesitate contacting us.

