

for the continued use of the historic Santa Barbara County courthouse pursuant to California Government Code Section 70329.

This executed Historic MOU preserves the significant legal legacy of the County, Court, and State by providing for the Court's continued use of the Historic Courthouse by acknowledging and agreeing that the Judicial Council and Court shall have the right to exclusively occupy and use the Court Facility and the right to non-exclusively occupy and use those areas of the Historic Courthouse used in common by the Court, the County, the public, and other tenants.

Pursuant to Government Code section 70329 and subsection d of section 3 of the Historic MOU described above, and approved by the Board on December 11, 2018, the Judicial Council may, following notice to and consultation with the County, make alterations or improvements to their exclusive space in the Historic Courthouse. The Court and Judicial Council are seeking to construct and implement security upgrades to the Civil Clerk's public transaction counter. The approval of the Security MOU will memorialize that project and the parties' respective responsibilities. The County's General Services Capital Projects division will be responsible for performing the security upgrades project. The Judicial Council will reimburse the County for all costs and expenses incurred on the project.

CEQA:

The proposed administrative actions do not constitute a project within the meaning of the California Environmental Quality Act (CEQA) pursuant to 14 CCR 15301. CEQA guidelines, Section 15301 consists of the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. All of the activities contemplated in the Security MOU are part of the current activities and no expansion of an existing use and therefore, the categorical exemption stated above is applicable for the proposed action and satisfies the requirements of CEQA.

Fiscal and Facilities Impacts:

Budgeted: N/A

Fiscal Analysis:

Narrative: There is no fiscal impact with respect to the Historic MOU since no Court Facility Payment (CFP) is required to be made by the County to the State unless the Court vacates the Historic Courthouse, which is not expected in the near future.

No fiscal impact is anticipated with the Security MOU since the Judicial Council will reimburse the County for all costs and expenses incurred that are associated with the Security Upgrades Project.

Staffing Impacts:

None

Attachments

1. Memorandum of Understanding – Clerk's Counter Security Upgrades Project

Special Instructions: After Board action, please distribute as follows:

1. Original executed Security MOU – Clerk of the Board files
2. Duplicate Originals (2) to Julie Siegel, General Services Department.

Authored by:

Skip Grey, Assistant Director, General Services Department