



MENDOCINO COUNTY BOARD OF SUPERVISORS

ONLINE AGENDA SUMMARY

BOARD AGENDA # 5 (p)

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
- Agenda Summaries must be submitted no later than *noon* Monday, 15 days prior to the meeting date (along with electronic submittals)
- Send 1 complete original single-sided set and 1 photocopy set – Items must be signed-off by appropriate departments and/or Co. Co.
Note: If individual supporting document(s) exceed 25 pages each, or are not easily duplicated, please provide 7 hard-copy sets)
- Transmittal of electronic Agenda Summaries, records, and supporting documentation must be emailed to: bosagenda@co.mendocino.ca.us
- Electronic Transmission Checklist: ☐ Agenda Summary ☐ Records ☐ Supp. Doc. ☐ If applicable, list other online information below
- Executed records will be returned to the department within one week. *Arrangements for expedited processing must be made in advance*

TO: Board of Supervisors DATE: 10/5/2011

FROM: Collections MEETING DATE: 10/25/11

DEPARTMENT RESOURCE/CONTACT: Julie Forrester PHONE: 7248 Present ☐ On Call ☒
PHONE: _____

Consent Agenda ☒ Regular Agenda ☐ Noticed Public Hearing ☐ Time Allocated for Item: _____

■ **AGENDA TITLE:** Approve extension, of the term of the agreement, in the Memorandum of Understanding, for Collection of Court Ordered Debt, between the County and State Franchise Tax Board and authorize signature by the County Executive Officer.

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** Resolution 97-001 was adopted entering into the original agreement between the County and State Franchise Tax Board to collect court-ordered debts to a County. The agreement has been extended every three years since implementation and was last extended on 1/12/09 for the term of December 1, 2008 through November 30, 2011.

■ **SUMMARY OF REQUEST:** Approve the Memorandum of Understanding (MOU) between the County and State Franchise Tax Board (FTB) Court Ordered Debt Program to extend the term of the agreement from December 1, 2011 through November 30, 2014, and authorize signature by County Executive Officer. Cost for the program is recovered by retention of fine revenue, as authorized by Penal Code section 1463.007. Costs for the program are set by Revenue Taxation Code section 19280 through 19283, specifically FTB may charge only actual collection costs, not to exceed 15% of the amount collected. FTB collects delinquent debt using a variety of collection tools including demand notices, payment plans, bank levies and wage garnishments.

■ **SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:**

■ **ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):** ☐

FISCAL IMPACT:			
Source of Funding	Current F/Y Cost	Annual Recurring Cost	Budgeted in Current F/Y
PC 1463.007 cost offset thru revenue retention	\$12,001 as of 9/21/11	\$73,029	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

■ **SUPERVISORIAL DISTRICT:** 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All ☐ ■ **VOTE REQUIREMENT:** Majority ☐ 4/5ths ☐

■ **RECOMMENDED ACTION/MOTION:** Approve extension of the term of agreement in the Memorandum of Understanding between County and State Franchise Tax Board and authorize signature by the County Executive Officer.

■ **ALTERNATIVES:**

■ **CEO REVIEW (NAME):** _____ **PHONE:** 463-4441

RECOMMENDATION: Agree ☐ Disagree ☐ No Opinion ☐ Alternate ☐ Staff Report Attached ☐

BOARD ACTION (DATE: _____): ☐ Approved ☐ Referred to _____ ☐ Other _____

RECORDS EXECUTED: ☐ Agreement: _____ ☐ Resolution: _____ ☐ Ordinance: _____ ☐ Other _____