



## Monterey County Board of Supervisors

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

### Board Order

Upon motion of Supervisor Alejo, seconded by Supervisor Salinas and carried by those members present, the Board of Supervisors hereby:

Adopted Resolution 17-150 to:

- a. Authorize the release of \$715,135 from the Non-Recoverable Costs fund balance assignment (BSA 3131 Sub Fund EDDW) to cover a legal settlement with the State Employment Development Department (4/5th Vote Required); and
- b. Authorize the Auditor-Controller to increasing appropriations the County Administrative Office, 001-1050-CAO017-8038 Adopted 2016-17 Budget by \$715,135 funded by a release from the Non-Recoverable Costs fund balance assignment (BSA 3131) of \$715,135 (4/5th Vote Required); and
- c. Authorize the Auditor-Controller to increasing appropriations the County's Workforce Development 007-1070-8427-DEO026 by \$715,135 funded by a transfer from the County Administrative Office, 001-1050-CAO017 of \$715,135 as an operating transfer in to cover legal settlement with the State Employment Development Department, financed (4/5th Vote Required);

PASSED AND ADOPTED this 23<sup>rd</sup> day of May 2017, by the following vote, to wit:

AYES: Supervisors Alejo, Phillips, Salinas Parker and Adams

NOES: None

ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 80 for the meeting May 23, 2017.

Dated: May 24, 2017  
File ID: RES 17-061

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By Denise Hancock  
Deputy

- b. Authorize the Auditor-Controller to increasing appropriations the County Administrative Office, 001-1050-CAO017-8038 Adopted 2016-17 Budget by \$715,135 funded by a release from the Non-Recoverable Costs fund balance assignment (BSA 3131) of \$715,135 (4/5th Vote Required); and
- c. Authorize the Auditor-Controller to increasing appropriations the County's Workforce Development 007-1070-8427-DEO026 by \$715,135 funded by a transfer from the County Administrative Office, 001-1050-CAO017 of \$715,135 as an operating transfer in to cover legal settlement with the State Employment Development Department, financed (4/5th Vote Required).

**PASSED AND ADOPTED** upon motion of Supervisor Alejo, seconded by Supervisor Salinas and carried this 23<sup>rd</sup> day of May 2017, by the following vote, to wit:

AYES: Supervisors Alejo, Phillips, Salinas, Parker and Adams

NOES: None

ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 80 for the meeting on May 23, 2017.

Dated: May 24, 2017  
File Number: RES 17-061

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By *Danise Hancock*  
Deputy

**ADOPTION OF BOARD ACTION  
BY THE MONTEREY COUNTY BOARD OF SUPERVISORS**

**Resolution No. 17-150**

- a. Authorize the release of \$715,135 from the Non-Recoverable Costs fund balance assignment (BSA 3131 Sub Fund EDDW) to cover a legal settlement with the State Employment Development Department (4/5th Vote Required); and )
- b. Authorize the Auditor-Controller to increasing appropriations the County Administrative Office, 001-1050-CAO017-8038 Adopted 2016-17 Budget by \$715,135 funded by a release from the Non-Recoverable Costs fund balance assignment (BSA 3131) of \$715,135 (4/5th Vote Required); and )
- c. Authorize the Auditor-Controller to increasing appropriations the County's Workforce Development 007-1070-8427-DEO026 by \$715,135 funded by a transfer from the County Administrative Office, 001-1050-CAO017 of \$715,135 as an operating transfer in to cover legal settlement with the State Employment Development Department, financed (4/5th Vote Required)..... )

**RECITALS**

WHEREAS, as a result of audit, in March 2014, the state Employment Development Department disallowed certain expenditures made by the Monterey County Workforce Development Board; and

WHEREAS, the state Employment Development Department and the Monterey County Workforce Development Board thereafter reached a negotiated settlement significantly reducing the amount of the disallowances; and

WHEREAS, in order to conserve County resources, on December 22, 2016, the Board of Supervisors agreed to payment of the reduced, negotiated amount of the disallowances;

WHEREAS, on March 14, 2017, the Board of Supervisors adopted a resolution authorizing the Auditor-Controller to amend the County of Monterey s Fiscal Year 2016-17 Adopted Budget in various ways, including authorization of the transfer of \$715,135 from the Strategic Reserve, BSA 3111, into the new fund balance assignment, *Non-Recoverable Costs*, to pay the settlement with the state Employment Development Department;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors hereby resolved to approve the following:

- a. Authorize the release of \$715,135 from the Non-Recoverable Costs fund balance assignment (BSA 3131 Sub Fund EDDW) to cover a legal settlement with the State Employment Development Department (4/5th Vote Required); and