

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

- Resolution No. 17-061**)
Resolution of the Monterey County Board of Supervisors 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);)

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
- 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 _____, seconded by Supervisor _____, and carried this 16th day of May 2017 by the following vote, to wit:

AYES:
NOES:
ABSENT:

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 ___ for the meeting on _____.

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

By _____,
Deputy