



AGENDA SUBMITTAL TO SOLANO COUNTY SUPERVISORS

SUBJECT Approve an Appropriation Transfer Request to appropriate contingencies of \$600,000 from the District Attorney's Special Revenue Fund (Budget Unit 9116) as Operating Transfers Out (Budget Unit 4102), and to reclassify budgeted revenue in the District Attorney's Consumer Fraud budget (Budget Unit 6502) from Forfeitures and Penalties to Operating Transfers In (4/5 vote required)		BOARD MEETING DATE November 23, 2010	AGENDA NUMBER 10
Dept: Contact: Extension:	District Attorney Kathy Coffey 6800	Supervisorial District Number ALL	
Published Notice Required?		Yes _____	No <u> X </u>
Public Hearing Required?		Yes _____	No <u> X </u>

DEPARTMENTAL RECOMMENDATION:

The District Attorney recommends that the Board of Supervisors approve an Appropriation Transfer Request (ATR) to appropriate contingencies of \$600,000 from the District Attorney's (DA's) Special Revenue Fund (Budget Unit 9116) as Operating Transfers Out (Budget Unit 4102), and to reclassify budgeted revenue in the DA's Consumer Fraud budget (Budget Unit 6502) from Forfeitures and Penalties to Operating Transfers In (4/5 vote required).

SUMMARY/DISCUSSION:

Approval of the recommended action constitutes a technical correction in the appropriation of revenues to offset appropriated expenses in the DA's Consumer and Environmental Crimes Unit. Civil cases handled by this Unit may not be resolved as soon as anticipated. As a result, expected revenues from Forfeitures and Penalties currently included in the DA's operational Consumer Fraud budget may not be received by the end of the current Fiscal Year (FY). Approval of the recommended ATR will: (1) appropriate \$600,000 from the DA's contingencies, thereby ensuring timely funding in the current FY, and (2) correspondingly reclassifying budgeted revenue in the DA's operational Consumer Fraud budget from Forfeitures and Penalties to Operating Transfers In. There is no cost to the County's General Fund.

ALTERNATIVES:

The Board of Supervisors could elect not to approve the recommended action. The County Administrator and the District Attorney do not recommend this alternative, since doing so could result in a shortfall of revenue from Forfeitures and Penalties in the current FY, should anticipated

settlements not be received in a timely manner. The District Attorney recommends authorizing the transfer from the DA's Contingencies now rather than after the end of the FY, as has occurred in the past.

OTHER AGENCY INVOLVEMENT:

The County Administrator's Office has reviewed this submittal, and the Auditor-Controller's Office has been consulted.

FINANCING:

Funds deposited into the DA's Special Revenue Fund are generated from settlements of civil actions from persons who have committed violations of consumer fraud or environmental crimes. Monies in the Special Revenue Fund can only be used by the District Attorney to pay for the investigation and prosecution of consumer and/or environmental crimes. The proposed transfer is consistent with this mandate.

CAO RECOMMENDATION:

APPROVED BY BOARD OF SUPERVISORS
RECOMMENDED BY

DEPARTMENT HEAD SIGNATURE:



David W. Paulson
District Attorney