

DEPARTMENT: District Attorney

BY: Robert Brown
PHONE: 966-3626

RECOMMENDED ACTION AND JUSTIFICATION:

Approve payment for hours accumulated beyond the limit of 240 hours, in this case, vacation pay of 62 hours, the amount of hours accumulated above and beyond the normal limit of 240 hours. *Approve budget action transferring funds within the District Attorney-Sund-Pelosso budget to pay for the vacation hours (\$2,050).*

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Kim Fletcher worked the Sund-Pelosso murder case and, as a result, accumulated 62 hours of vacation time. It wasn't until the trial was completely over, that she had any opportunity to take some time off; however, additional considerations arose. A new District Attorney was elected requiring her to be on board to assist in this transition. After reviewing her current schedule, Kim would prefer to be paid the additional 62 hours rather than try to take this time off. If approved by the Board, this additional pay would be paid from the Sund-Pelosso budget.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Financial Impact? (X) Yes () No	Current FY Cost 0	Annual Recurring Cost: Estimate at
Budgeted In Current FY? (X) Yes () No () Partially Funded.		
Amount in Budget: \$0-		List Attachments, number pages consecutively
Additional Funding Needed: \$2,050		<i>Budget Action</i>
Source:		
Internal Transfer <u>X</u>		
Unanticipated Revenue _____ 4/5's vote		
Transfer Between Funds _____ 4/5's vote		
Contingency _____ 4/5's vote		
() General () Other		

CLERK'S USE ONLY:

Res. No. *03-360* Ord. No. _____
Vote - Ayes: *4* Noes: *Bobby*
Absent: _____
My Approved
() Minute Order Attached () No Action Necessary

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
Comments:

CAO: *Rob*

The foregoing instrument is a correct copy of the original on file in this office.
Date: _____
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: _____
Deputy

BUDGET ACTION FORM

FUND	DEP/DIV	ACCOUNT	DESCRIPTION	PROJECT	INCREASE	DECREASE
001	0208	462--0195	Deputy DA		1,850	
001	0208	462-0301	Benefits		200	
001	0208	462-0435	Special Dept Expense			2,050
					2,050	2,050

TRANSFER BETWEEN FUNDS				DEBIT	CREDIT
TOTALS				0	0

ACTION REQUESTED: (Check all that apply)

- Budget appropriation by Board of Supervisors (4/5ths Vote Required): Amending the total amount available in the county budget, or in any one fund of the budget , or transferring appropriation from Contingencies
- Transfer by Board of Supervisors (3/5ths Vote Required): Moving existing appropriations from one budget to another, or between categories within a budget unit.

JUSTIFICATION: To transfer appropriations between categories in order to pay the additional vacation pay accumulated during the Sund-Pelosso murder trial for Kim Fletcher.

	project #'s.
DEPT HEAD SIGNATURE	DATE 9-23-03
APPROVED BY RES NO. 03-360 CLERK <i>hww</i>	DATE 10-14-03
DEPARTMENT: Auditor	AUDITOR'S USE ONLY BA #

Budget Revision Form Revised 12/18

DA - Sund-Pelosso

1



COUNTY OF MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

BOB PICKARD, CHAIR
GARRY R. PARKER, VICE-CHAIR
LEE STETSON
DOUG BALMAIN
JANET BIBBY

DISTRICT V
DISTRICT IV
DISTRICT I
DISTRICT II
DISTRICT III



MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: BOB BROWN, District Attorney

FROM: MARGIE WILLIAMS, Clerk of the Board *MW*

SUBJECT: PAYMENT OF ACCUMULATED VACATION TIME OF A STAFF ATTORNEY
Resolution No. 03-360

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on October 14, 2003

ACTION AND VOTE:

CA-14 Authorize the District Attorney to Pay the Accumulated Vacation Time of 62 hours, to a Deputy District Attorney Incurred During the Sund-Pelosso Investigation and Subsequent Trial and Approve Budget Action Transferring Funds within the Sund-Pelosso Budget from Special Department Expense to Deputy DA and Benefits (\$2,050) (District Attorney); Res. 03-360

Consent Agenda item 14 – Supervisor Bibby initiated discussion and advised of the Board's previous action to authorize an accumulation of vacation time for the employee to 360 hours. She expressed concern as to whether the vacation time was accumulated during the homicide trial. She also stated that she feels the employee needs to be able to take vacation time. Rich Inman advised of his discussion with the District Attorney on this matter.

- Bob Brown, District Attorney, provided input relative to the request, and he advised that his office, particularly this employee, continued to work on the homicide project until June, 2003 by preparing the files to turn over to the Attorney General. He advised that he would be willing to evaluate whether all of the requested payment should come from the Sund-Pelosso account, or whether a portion should come from his budget. He also took this opportunity to publicly thank Kim Fletcher/Deputy District Attorney, for her work on the homicide case.

Following discussion, (M)Parker, (S)Stetson, item 14 was approved/Ayes: Stetson, Balmain, Parker, Pickard; Noes: Bibby.

cc: Mary Hodson, Administrative Analyst
Ken Hawkins, Auditor
Sandi Laird, Personnel/Risk Management Technician
File

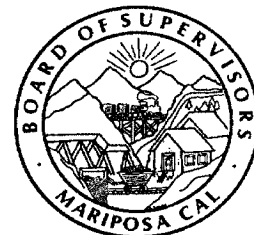


COUNTY of MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

BOB PICKARD, CHAIR
GARRY R. PARKER, VICE-CHAIR
LEE STETSON
DOUG BALMAIN
JANET BIBBY

DISTRICT V
DISTRICT IV
DISTRICT I
DISTRICT II
DISTRICT III



MARIPOSA COUNTY BOARD OF SUPERVISORS

AMENDED MINUTE ORDER

TO: BOB BROWN, District Attorney

FROM: MARGIE WILLIAMS, Clerk of the Board *MW*

SUBJECT: APPROVAL OF BUDGET ACTION TRANSFERRING FUNDS TO
PAY FOR ACCUMULATED VACATION HOURS
Resolution No. 03-360

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on October 14, 2003

ACTION AND VOTE:

CA-14 Authorize the District Attorney to Pay the Accumulated Vacation Time of 62 hours, to a Deputy District Attorney Incurred During the Sund-Pelosso Investigation and Subsequent Trial and Approve Budget Action Transferring Funds within the Sund-Pelosso Budget from Special Department Expense to Deputy DA and Benefits (\$2,050) (District Attorney)

Approval of the Consent Agenda (See End of the Minutes)

BOARD ACTION: Supervisor Bibby pulled items 1, 2, 11 and 14. Action was taken on item 9 earlier. (M)Stetson, (S)Bibby, the balance of the items were approved/Ayes: Unanimous.

- **Consent Agenda item 14** – Supervisor Bibby initiated discussion and advised of the Board's previous action to authorize an accumulation of vacation time for the employee to 360 hours. She expressed concern as to whether the vacation time was accumulated during the homicide trial; and she requested that the matter be reviewed to determine whether it is appropriate that the payment come from the Sund-Pelosso Fund. She also stated that she feels the employee needs to be able to take vacation time. Rich Inman advised of his discussion with the District Attorney on this matter.

- Bob Brown, District Attorney, provided input relative to the request, and he advised that his office, particularly this employee, continued to work on the homicide project until June, 2003 by preparing the files to turn over to the Attorney General. He advised that he would be willing to evaluate whether all of the requested payment should come from the Sund-Pelosso account, or whether a portion should come from his budget. He also took this opportunity to publicly thank Kim Fletcher/Deputy District Attorney, for her work on the homicide case.

Following discussion, (M)Parker, (S)Stetson, item 14 was approved/Ayes: Stetson, Balmain, Parker, Pickard; Noes: Bibby.

cc: Ken Hawkins, Auditor
Sandi Laird, Personnel/Risk Management Technician
Mary Hodson, Administrative Analyst
File