



El Dorado County

James R. "Jack" Sweeney
Supervisor, District III

Sent Via E-mail

Date: December 20, 2010

To: Board of Supervisors, Terri Daly-Chief Administrative Officer
Lou Green-County Counsel, Joe Harn-Auditor Controller
Suzanne Allen de Sanchez, Clerk of the Board of Supervisor

RE: BOS District Budgets & Policy D-5

We have been trying to create fair and equal budgets for each Supervisors District. Our philosophy was to be examples for the various County Departments and our employees. This began on February 3, 2009 when we voted unanimously "to make immediate cut of their expenses".

We attempted to establish individual District budgets that were equal and policies to limit expenditures! The problems that conflicted these efforts stemmed from our many years of "past practices" and from comingling what was to be received as salaries and benefits for the Board Members and for their assistants with that of other unrepresented employees. These practices and "other" policies created a series of conflicts as to what might be considered as entitlements for the various Supervisors or their assistants.

The action of December 7, 2010, which was to revise Policy D-5, seems to contradict the actions taken: (1) March 24, 2009 setting the District budgets at \$201,000; (2) June 8, 2009 ratifying the \$201,000 and making adjustments to bring district 5 to \$219,000; and (3) September 13, 2010 (a) setting the district budgets at \$193,500 for 2010/11, (b) directing "to reduce the Supervisors' district budgets for Fiscal Year 2010/11 by any excess expenditures from the Fiscal Year 2009/10 Supervisors' district budget".

I have no animus towards any supervisor nor to any of the Assistants; however, I do not feel right telling other departments or employees how to reduce their budgets when we do not do the same. Also, I strongly believe that each district should be equally represented and that requires equal budgets for all districts.

The question raised here is what steps should be taken to remove the conflicts apparently created by the action of December 7, 2010? Since the three items cited were included in or were amendments to the 2010/11 budget would any change now require a 4/5 vote? Please calculate the amount for each district budget based on the intent of the December 7, 2010 action.

Any assistance in clarifying this matter will be appreciated.

On the following pages are specific citations of the actions taken and on the last page of this document is a chart of the various year's district budgets.

From Master Report 09-0152

1 Board of Supervisors **02/03/2009** Approved Pass

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, as follows:

- 1) Direct Clerk of the Board, CAO and Auditor to work on FY 09/10 Unity Budget for the Supervisorial Districts with a differential for District V; and
- 2) Board Members to make immediate cut of their expenses.

Action Text:

Mover: James R. Sweeney Yes 5 5

Supervisor Knight, Supervisor Sweeney, Supervisor Nutting, Supervisor Briggs and Supervisor Santiago

2 Board of Supervisors **03/24/2009** Approved Pass

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, to approve an operating cost of \$201,000 for each Supervisorial District for FY 09/10.

Action Text:

Mover: James R. Sweeney Yes 4 4-1

Supervisor Knight, Supervisor Sweeney, Supervisor Nutting and Supervisor Briggs
Noes 1 Supervisor Santiago

2 Board of Supervisors **03/24/2009** Approved Pass

A motion was made by Supervisor Knight, seconded by Supervisor Santiago, to approve the FY 08/09 Supervisorial District allocations. {see chart}

Action Text:

Mover: John R. Knight Yes 5 5

Supervisor Knight, Supervisor Sweeney, Supervisor Nutting, Supervisor Briggs and Supervisor Santiago

8 Board of Supervisors **06/08/2009** Adopted As Pass Amended

A motion was made by Supervisor Sweeney, seconded by Supervisor Santiago, as follows:

- 1) Uphold prior decision of the Board to set each District Budget at \$201,000; {for 09/10}
- 2) Adopt the District V Budget as follows:
 - i) Salaries and Benefits to be set at \$209,000
 - ii) Travel to be set at \$7,500; and
 - iii) Special Department Expenses to be set at \$2,500.

Action Text:

Notes: NO PUBLIC COMMENT

Mover: James R. Sweeney Yes 4 4-1

Supervisor Knight, Supervisor Sweeney, Supervisor Nutting and Supervisor Santiago
Noes 1 Supervisor Briggs

From Master Report 09-0657

3 Board of Supervisors **06/08/2009** Continued Pass

A motion was made by Supervisor Sweeney, seconded by Supervisor Knight, as follows:

- 1) Direct Clerk of the Board to work with the appropriate staff with ideas for policy changes to include the following:
 - i) Any reimbursements beyond salaries and benefits to be placed on the Board agenda monthly;

- ii) No use of County credit cards by Board of Supervisors;
- iii) Cell phones for Board of Supervisors only;
- iv) No per diem flat rates apply to the Board of Supervisors; and
- v) Board of Supervisors should be reimbursed for standard policy rates for meals only.

Action Text:

Notes: NO PUBLIC COMMENT

Mover: James R. Sweeney Yes 5 5

Supervisor Knight, Supervisor Sweeney, Supervisor Nutting, Supervisor Briggs and Supervisor Santiago

4 Board of Supervisors **10/20/2009** Adopted As Pass Amended

A motion was made by Supervisor Santiago, seconded by Supervisor Knight, as follows:

- 1) Delete Policy D-3;
- 2) Delete Section 3D of Policy D-1; and
- 3) Adopt Policy D-5 as amended.

Action Text:

Mover: Norma Santiago Yes 5 5

Supervisor Knight, Supervisor Sweeney, Supervisor Nutting, Supervisor Briggs and Supervisor Santiago

From Master Report 10-0110

6 Board of Supervisors **09/13/2010** Approved Pass

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to set the Supervisors' District budgets at 10% less than the proposed \$215,000 which would be 193,500.

Action Text:

Mover: James R. Sweeney Yes 5 5

Supervisor Knight, Supervisor Nutting, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

6 Board of Supervisors **09/13/2010** Amended Fail

A motion was by Supervisor Nutting, seconded by Supervisor Santiago, to amend the prior motion to eliminate the allocations in line item 4500 for Fiscal Year 2010-11. The motion failed by the following vote:

Action Text:

Mover: Ray Nutting Yes 1 1-4

Supervisor Nutting

Noes 4

Supervisor Knight, Supervisor Sweeney, Supervisor Briggs and Supervisor Santiago

6 Board of Supervisors **09/13/2010** Approved Pass

A motion was made by Supervisor Sweeney, seconded by Supervisor Briggs, to reduce the Supervisors' district budgets for Fiscal Year 2010/11 by any excess expenditures from the Fiscal Year 2009/10 Supervisors' district budget.

Action Text:

Mover: James R. Sweeney Yes 3 3-2

Supervisor Knight, Supervisor Sweeney and Supervisor Briggs

Noes 2

Supervisor Nutting and Supervisor Santiago

From Master Report 10-1237

2 Board of Supervisors **12/07/2010** Approved Pass

A motion was made by Supervisor Santiago, seconded by Supervisor Knight, as follows:
1) Approve revisions to Policy D-5; and
2) Authorize staff to process a budget transfer which will implement the revised provisions of Policy D-5 in Fiscal Year 2010-11.

Action Text:

Mover: Norma Santiago Yes 3 3-2
Supervisor Knight, Supervisor Nutting and Supervisor Santiago
Noes 2
Supervisor Sweeney and Supervisor Briggs

Text from Revised Policy D-5

District budgets may include appropriations for the following types of expenses:

1. Salaries and benefits for the Supervisor and Supervisor's Assistant. The amount budgeted shall be sufficient to fund:
 - a. The Supervisor's regular annual salary as set by ordinance, plus benefits to which the Supervisor is entitled and which the Supervisor elects, including health benefits, participation in the optional benefits plan, and retirement benefits;
 - b. The Assistant's regular annual salary as set by resolution of the Board of Supervisors, plus benefits to which the Assistant is entitled and which the Assistant elects, including health benefits, participation in the optional benefits plan, paid leave, and retirement

Budgets

Item	Dist 1	Dist 2	Dist 3	Dist 4	Dist 5
08/09 Budget	245,320	215,726	199,767	203,197	238,414
Mid Year Adjust	206,873	200,142	191,407	198,547	229,309
Actual	202,366	199,725	177,312	197,543	221,140
09/10 Budget	201,000	201,000	201,000	201,000	201,000
Mid Year Adjust	195,876	197,537	193,822	196,344	215,206
Actual	191,780	200,200	177,618	194,139	219,895
(Under)/Excess	(4,096)	2,663	(16,204)	(2,205)	4,689
10/11 Budget	193,500	193,500	193,500	193,500	193,500
Less Excess	-0-	-2,663	-0-	-0-	-4,689
Less 09/10 over	193,500	190,837	193,500	193,500	188,811
Intent after 12-7-10 Motion	\$ <u>193,878</u>	\$ <u>199,577</u>	\$ <u>178,893</u>	\$ <u>182,673</u>	\$ <u>210,900</u>