



## Legislation Details (With Text)

**File #:** 16-0518 **Version:** 1

**Type:** Agenda Item **Status:** Approved

**File created:** 5/5/2016 **In control:** Board of Supervisors

**On agenda:** 6/14/2016 **Final action:** 6/14/2016

**Title:** Treasurer-Tax Collector recommending the Board order the return of an erroneous deposit to Wittman Enterprises, LLC, in the amount of \$6,212.94; and recommending Auditor-Controller be authorized ordered to issue a check for same.

**FUNDING:** N/A

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. A - Letter\_WITTMAN ENT\_06-14-16

Date	Ver.	Action By	Action	Result
6/14/2016	1	Board of Supervisors	Approved	Pass

Treasurer-Tax Collector recommending the Board order the return of an erroneous deposit to Wittman Enterprises, LLC, in the amount of \$6,212.94; and recommending Auditor-Controller be authorized ordered to issue a check for same.

### FUNDING: N/A

### DEPARTMENT RECOMMENDATION

Treasurer-Tax Collector recommends the approval of this item pursuant to Government Code Section 26906, which provides that "Any money other than taxes erroneously paid into the county treasury may be returned to the person paying it in upon a warrant drawn by the auditor on the order of the board of supervisors based upon such voucher as shows proper evidence of the facts." Wittman has provided a description of the events leading up to the erroneous deposit. It has been confirmed that the deposit was in fact erroneous. Under the circumstances, it is appropriate that the Board order that the funds be returned to Wittman.

### DISCUSSION / BACKGROUND

Wittman Enterprises LLC is retained by the County's Health and Human Services Agency (HHSA) to process the payments to the County from recipients of ambulance services including the depositing of those payments into a bank account for the benefit of the County. Wittman provides similar services to other clients. On April 4, 2016, Wittman inadvertently deposited checks totaling \$6,212.94 into the County's bank account, which was discovered through the Treasury's bank reconciling procedures. The checks were for the benefit of a different client of Wittman and should have been deposited into that client's account. The Treasurer's Office has secured the proper documentation from Wittman Enterprises with the assistance of HHSA fiscal staff (Attachment A, letter from Wittman Enterprises dated April 21, 2016).

### ALTERNATIVES

N/A

**OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel concurs with the recommended action. The Auditor-Controller's Office has been notified of the pending refund following the Board's final approval and order.

**CAO RECOMMENDATION**

The Chief Administrative Office concurs with the recommendation.

**FINANCIAL IMPACT**

N/A

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

None

**STRATEGIC PLAN COMPONENT**

Good Governance

**CONTACT**

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Mary Cloutier, Assistant Treasurer-Tax Collector