

County of Sonoma

Agenda Item Summary Report

Clerk of the Board Use Only

Meeting Date

___/___/___

Agenda Item No: _____

Department: Human Services Department

4/5 Vote Required

Contact:
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Phone:
(707) 565-5869

Board Date:
July 14, 2009

Deadline for Board Action:
July 14, 2009

AGENDA SHORT TITLE:

Public Administrator/Guardian/Conservator Unanticipated Revenue.

REQUESTED BOARD ACTION:

Resolution authorizing budgetary adjustments to the FY 2008-09 final budget in the amount of \$48,000 in order to allocate 2008-09 funds for increased legal services and recognize Prior Year revenue (4/5 vote required).

CURRENT FISCAL YEAR FINANCIAL IMPACT

EXPENDITURES

ADD'L FUNDS REQUIRING BOARD APPROVAL

Estimated Cost	\$	48,000.00	Contingencies	\$	000.00
			(Fund Name:)		
Amount Budgeted	\$	000.00	Unanticipated Revenue	\$	48,000.00
			(Source: PY Revenue)		
Other Available Approp.	\$	000.00	Other Transfer(s)		000.00
(Explain Below)			(Source)	\$	
Additional Requested:	\$	48,000.00	Total Source of Funds:	\$	48,000.00

Explanation (if required): Additional revenues over budget were received for prior year. There is no cost to the County General fund.

Prior Board Action(s):

Approval of the Fiscal Year 2008-09 Human Services Budget.

Alternatives – Results of Non-Approval:

Legal services obligations will not be paid.

Background:

The Public Guardian investigates and makes recommendations to the Court concerning the establishment of conservatorships for certain frail elderly, medically-disabled and chronically mentally ill persons who are unable to manage their own affairs. Once a conservatorship is established by the Court, the Public Guardian manages the assets of conservatees to ensure that their interests are represented and their needs for food, clothing, shelter and medical/psychiatric care are met. The Public Administrator manages the estates of persons who die intestate.

Per Probate Code sections 2940 and 7642, the Public Administrator/Guardian credit each estate with the rate of interest that the estate would receive if individually on deposit. Interest in excess of the amount credited to the estates reverts to the county. The rate of interest on the aggregated funds of all the client accounts is higher than the rate of interest that would be earned on each smaller account. The Public Administrator/Guardian track the amount of interest that could be reasonably earned on each account, and transfers that amount of interest to each account from the large pool of interest from all of the compiled funds. At the end of the year, the remaining interest after all client accounts have received their share, reverts to the county.

Revenues attributable to interest from previous years are available in the amount of \$48,000 for fiscal year 2008-09. These prior year revenues were generated by interest earned above the individual client accounts for the Public Administrator/Guardian as described previously. These funds are available to use to offset the increased cost of legal services in the current fiscal year. By using the available Prior Year revenues to offset the increased cost of legal services, there is no additional cost to the County General fund.

REQUESTED ACTION:

Approve the resolution authorizing budgetary adjustments to the FY 2008-09 Human Services Department Budget in the amount of \$48,000.

Attachments:

Resolution adjusting FY 2008-09 budget.

On File With Clerk:

CLERK OF THE BOARD USE ONLY

Board Action (If other than "Requested")

Vote: