DEPARTMENT: Agricultural Commissioner/Sealer  BY: Cathi Boze
PHONE: 966-2075

RECOMMENDED ACTION AND JUSTIFICATION:

Approve Budget Action Accepting Funds from Weights & Measures Investigation Settlement (People V. Basalite) as Unanticipated Revenue and Transferring the Funds to Fixed Assets ($1200) for the Purchase of Field Investigation Equipment

A multi-county complaint and quantity control investigation of Basalite Concrete Products, LLC, for short weight resulted in a settlement which included recovery of investigative costs involved in the case and cy pres funding to compensate for the alleged harm done to California consumers. The purchase of equipment with this funding will facilitate the detection and prevention of weights and measures violations and enhance the effectiveness of our program through the purchase of a high precision bench scale for field investigations.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

None

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Settlement terms stipulate that the additional funds of $1200 be used for the purchase equipment for field investigation

Financial Impact? ( ) Yes (x) No  Current FY Cost: $ 1200  Annual Recurring Cost: $ 0  
Budgeted In Current FY? ( ) Yes (x) No ( ) Partially Funded
Amount in Budget: $0
Additional Funding Needed: $1200
Source: Internal Transfer
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.: 04-431  Ord. No. _____  
Vote – Ayes: 5  Noes: _____  
Absent: _____  
( ) Approved ( ) Minute Order Attached ( ) No Action Necessary

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

COUNTY ADMINISTRATIVE OFFICER:  
Requested Action Recommended  
No Opinion  
Comments: ____________________________
_______________________________________
_______________________________________
_______________________________________

CAO: ____________________

Revised Dec. 2002
### BUDGET ACTION FORM

<table>
<thead>
<tr>
<th>FUND</th>
<th>DEPT/DIV</th>
<th>ACCOUNT</th>
<th>DESCRIPTION</th>
<th>PROJECT</th>
<th>INCREASE</th>
<th>DECREASE</th>
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</thead>
<tbody>
<tr>
<td>001</td>
<td>0235-305</td>
<td>5302</td>
<td>Ag Commission - State (Revenue)</td>
<td>(1,370)</td>
<td></td>
<td></td>
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<tr>
<td>001</td>
<td>0235-561</td>
<td>0644</td>
<td>Fixed Assets - Other Equipment</td>
<td></td>
<td>$1,370</td>
<td></td>
</tr>
<tr>
<td>001</td>
<td>0104</td>
<td>414-1090</td>
<td>GENERAL CONTINGENCY</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**TOTAL**

<table>
<thead>
<tr>
<th>TRANSFER BETWEEN FUNDS</th>
</tr>
</thead>
</table>

**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 appropriating Reserve for Contingencies;
- [ ] Transfer by Board of Supervisors (3/5ths Vote Required): Moving existing appropriations from one budget another, or between categories within a budget unit;

**JUSTIFICATION:** Unanticipated revenue received from a Weights & Measures investigation included funding for the purchase of field investigation equipment - a high precision bench scale is proposed.

**DEPT HEAD SIGNATURE**

**DATE**

**APPROVED BY RES NO.**

**CLERK**

**DATE**

**Department:** AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES

**AUDITOR'S USE ONLY**

**BA #**

Budget Revision Form Revised 11/95
MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

TO: CATHI BOZE, Agricultural Commissioner/Sealer

FROM: MARGIE WILLIAMS, Clerk of the Board

SUBJECT: BUDGET ACTION ACCEPTING FUNDS FROM WEIGHTS & MEASURES INVESTIGATION SETTLEMENT (PEOPLE V. BASALITE)

Resolution No. 04-431

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on September 28, 2004

ACTION AND VOTE:

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

BOARD ACTION: It was noted that a change was presented for page 10 of item 4. Supervisor Bibby pulled items 1 and 4. Supervisor Balmain pulled item 5.

Supervisor Balmain initiated discussion relative to item 5 concerning unanticipated revenue for the Agricultural Commissioner/Sealer budget. Cathi Boze, Agricultural Commissioner, advised that $170.54 was also received in unanticipated revenue, and she provided input on the purchase of the scale. (M)Balmain, (S)Pickard, item 5 was approved, with the correction to increase the unanticipated revenue by $170.54/Ayes: Unanimous.

CA-5 Approve Budget Action Accepting Funds from Weights & Measures Investigation Settlement (People v. Basalite) as Unanticipated Revenue and Approve the Purchase of Field Investigation Equipment ($1,200) (4/5ths Vote Required) (Agricultural Commissioner/Sealer); Res. 04-431, with an increase of $170.54 in the unanticipated revenue

cc: Mary Hodson, Deputy County Administrative Officer
Ken Hawkins, Auditor
File