

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20020330

1. REQUESTED MOTION:

ACTION REQUESTED:

Unincorporated MSTU funds

Approve transfer of \$50,000 from reserves to Hearing Examiner FY'01-02 budget to cover unanticipated court reporting expenses due to the large number of multi-day hearings, requiring transcripts.

WHY ACTION IS NECESSARY:

Based on prior budget history, \$44,000 was budgeted for court reporting expenses. By the end of March 2002, only six months into this fiscal year, these funds plus an additional \$6,000 (from other budget line items), for a total of \$50,000, have either been spent or committed for reporting services and/or official transcripts for zoning hearings. Department is required, by LDC Section 34-144, to provide for stenographic recording of these hearings.

WHAT ACTION ACCOMPLISHES:

Allows Hearing Examiner's Office to continue hearing zoning cases for the remaining six months of fiscal year.

**2. DEPARTMENTAL CATEGORY: 13
COMMISSION DISTRICT #: All**

A13A

3. MEETING DATE:

04-09-2002

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER _____
- B. DEPARTMENT Diana M. Parker
- C. DIVISION Hearing Examiner
BY: Diana M. Parker

7. BACKGROUND:

Department based FY'01-02 budget on prior year budget histories and the fact that, in over 13 years, budgeted amount for court reporting expenses has never been exceeded. Due to an extraordinary number of complex and contested cases, resulting in multi-day hearings (one 6-day hearing; one 5-day hearing; one 3-day hearing; and two ongoing hearings, one having completed 8 days of hearing with 2 more days scheduled, and the other just completing its 9th day of hearing), by the end of March (only six months into fiscal year), department has exceeded budgeted amount of \$44,000 plus has transferred in another \$6,000 from other line items. Department has now spent or committed to spend a total of \$50,000 for these services.

Department is required, by LDC Section 34-144, to provide for stenographic recording of these hearings.

Department requests the transfer of an additional \$50,000 from reserves to cover anticipated expenditures through end of fiscal year.

Contracts is currently preparing formal bid package since these services will exceed \$50,000. Contracts is also preparing a blue sheet to the Board to request permission to waive this requirement until bid is in place. Once new bid is awarded, court reporting expenses for remainder of fiscal year (and new fiscal year) will be paid under that bid/contract.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services <i>3/28</i>				G County Manager
					OA	OM	Risk	GC	
<i>DMP</i>	<i>3/26/02</i>	<i>N/A</i>	<i>N/A</i>	<i>aj</i>	<i>3/27/02</i>	<i>3/28/02</i>	<i>3/28</i>	<i>3/28</i>	<i>[Signature]</i>

10. COMMISSION ACTION:

- _____ APPROVED
- _____ DENIED
- _____ DEFERRED
- _____ OTHER

Rec. by CoAtty
Date: *3/26/02*
Time: *1:30 pm*
Forwarded To:
Adm. 3/26/02

RECEIVED BY
COUNTY ADMIN.
3/26 4:30
COUNTY ADMIN.
FORWARDED TO:

