



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Treasurer-Tax Collector
Department No.: 065
For Agenda Of: 9/7/10
Placement: Set Hearing for 9/14/10
& 9/21/10
Estimated Time: 10 minutes
Continued Item: No
If Yes, date from:
Vote Required: For adoption of the
ordinance, majority vote
at meeting where all
board members are
present

TO: Board of Supervisors

FROM: Department Bernice James, Treasurer-Tax Collector – Public Administrator
Director(s)
Contact Info: Bernice James, Treasurer-Tax Collector – Public Administrator,
x2490

SUBJECT: **Ordinance delegating investment authority to the county treasurer, adopting
eligibility criteria for the office of treasurer-tax collector, and adopting continuing
education requirements for the office of treasurer-tax collector**

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence:

As to form: N/A

Recommended Actions:

That the Board of Supervisors:

- a) Set a hearing for September 14, 2010 to introduce an Ordinance adding Sections 2-24.8, 2-24.9, and 2-24.10 to the County Code delegating authority to the county treasurer-tax collector to invest and reinvest funds of the county and other depositors, adopting eligibility criteria for the office of treasurer-tax collector, and adopting continuing education requirements for the office of treasurer-tax collector (the Ordinance).
- b) Set a hearing for September 21, 2010 for adoption (second reading) of the Ordinance.
- c) At the September 21, 2010 hearing, find that the Ordinance is not subject to the California Environmental Quality Act (CEQA), pursuant to Section 15060(c)(2) of the CEQA Guidelines, because it will not result in a direct or reasonably foreseeable indirect physical change in the environment.

Summary Text:

This Ordinance adopts the provisions of Government Code Sections 27000.1, 27000.7 and 27000.8. It will (A) delegate authority to the county treasurer-tax collector to make investments; (B) enact eligibility criteria for the office of the county treasurer-tax collector; and (C) adopt continuing education requirements for the four-year term of the county treasurer-tax collector.

Background:

Although Sections 27000.1, 27000.7, and 27000.8 were added to the Government Code in 1995, they were not adopted in Santa Barbara County.

(A) The Government Code Section 27000.1 delegation is accomplished by ordinance. Delegation of investment authority is effective only for a one-year period and is subject to annual renewal (Government Code Section 53607). The treasurer-tax collector will continue to bring the request for delegation of investment authority to the Board, along with the statement of Investment Policy, each year.

(B) Pursuant to Government Code Section 27000.6, the provisions of Sections 27000.7 and 27000.8 shall become effective only in those counties in which, prior to the first date of the period for filing declarations of candidacy for the office of county treasurer-tax collector, the board of supervisors by majority vote at a meeting with all members present, enacts an ordinance adopting the provisions of those sections. The ordinance may be repealed at any time.

Government Code Section 27000.7 provides eligibility criteria for election or appointment to the office of county treasurer-tax collector. Similar qualifications were previously adopted by your Board for the office of auditor-controller. At least one of the following criteria must be met:

(1) The person has served in a senior financial management position in a county, city, or other public agency dealing with similar financial responsibilities for a continuous period of not less than three years, including, but not limited to, treasurer, tax collector, auditor, auditor-controller, or the chief deputy or an assistant in those offices.

(2) The person possesses a valid baccalaureate, masters, or doctoral degree from an accredited college or university in any of the following major fields of study: business administration, public administration, economics, finance, accounting, or a related field, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

(3) The person possesses a valid certificate issued by the California Board of Accountancy pursuant to Chapter 1 (commencing with Section 5000) of Division 3 of the Business and Professions Code, showing that person to be, and a permit authorizing that person to practice as, a certified public accountant.

(4) The person possesses a valid charter issued by the Institute of Chartered Financial Analysts showing the person to be designated a Chartered Financial Analyst, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

(5) The person possesses a valid certificate issued by the Treasury Management Association showing the person to be designated a Certified Cash Manager, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

(C) Government Code Section 27000.8 provides for continuing education requirements for the office of treasurer-tax collector. The requirements would be effective after the next election filling the position of treasurer-tax collector.

Any county treasurer-tax collector must complete a valid continuing course of study and shall during the four-year term of office on or before June 30 of the fourth year, render to the State Controller a certification indicating that the person has successfully completed a continuing education program consisting of, at a minimum, 48 hours, or an equivalent amount of continuing education units within the discipline of treasury management, public finance, public administration, governmental accounting, or directly related subjects, offered by a recognized state or national association, institute, or accredited college or university, or the California Debt and Investment Advisory Commission, that provides the requisite educational programs.

Fiscal and Facilities Impacts: None, aside from minimal cost of publishing the Ordinance. Continuing professional education of the treasurer-tax collector is provided in the departmental budget.

Budgeted: Yes

Special Instructions:

The Clerk of the Board should publish the Ordinance in accordance with Government Code Section 25124. The Ordinance becomes effective within 30 days after passage and adoption.

Attachments:

Ordinance

Authored by:

Bernice James, Treasurer-Tax Collector-Public Administrator

cc: