

ATTACHMENT A

Ordinance

ORDINANCE NO. \_\_\_\_

**AN ORDINANCE AMENDING ARTICLE 23 OF CHAPTER 3 OF PART 1 OF THE  
ORDINANCE CODE OF TULARE COUNTY REGARDING THE AUDITOR-  
CONTROLLER/TREASURER-TAX COLLECTOR,**

THE BOARD OF SUPERVISORS OF THE COUNTY OF TULARE ORDAINS AS  
FOLLOWS:

**Section 1.** ARTICLE 23 OF CHAPTER 3 OF PART 1 of the Ordinance Code of Tulare  
County is hereby amended as follows:

**ARTICLE 23. OTHER COUNTY OFFICES**

**1-03-2060 COUNTY AUDITOR: QUALIFICATIONS:**

The provisions of sections 26945, 26945.1 and 26946 of the Government Code, concerning qualifications for the office of County Auditor, are hereby adopted and made applicable to the office of County Auditor, by unanimous vote of the Board of Supervisors.

**1-03-2061 COUNTY TREASURER-TAX COLLECTOR: QUALIFICATIONS:  
CONTINUING EDUCATION: INVESTMENT AUTHORITY:**

- (a) Government Code sections 27000.7, 27000.8, and 27000.9 concern eligibility criteria for, and ongoing requirements on the office of the County Treasurer-Tax Collector. These sections, as may be amended, are hereby adopted and made applicable to the office of the County Treasurer-Tax Collector, by majority vote of the Board of Supervisors, with all members present.
- (b) (1) The Board of Supervisors hereby delegates to the Treasurer-Tax Collector the authority to invest and reinvest the funds of the County, and the funds of other depositors in the County Treasury, pursuant to Chapter 4 (commencing with Section 53600) of Part 1 of Division 2 of Title 5 of the Government Code. This delegation of authority shall expire on June 30, 1998, but the Board of Supervisors, subject to review, may annually renew the delegation of authority prior to its expiration by Resolution.

- (2) Annually the Treasurer-Tax Collector shall render to the Board of Supervisors for its review and approval at a public meeting a statement of investment policy which shall include all of the following:
  - (i.) A list of securities or other instruments in which the County Treasury may invest, according to law, including the maximum allowable percentage by type of security.
  - (ii) The maximum term of any security purchased by the County Treasury.
  - (iii) The criteria for selecting security brokers and dealers from, to, or through whom the County Treasury may purchase or sell securities or other instruments. The criteria shall prohibit the selection of any broker, brokerage, dealer, or securities firm that has, within any consecutive forty-eight (48) month period following January 1, 1996, made a political contribution in any amount exceeding the limitations contained in Rule G-37 of the Municipal Securities Rulemaking Board, to the County Treasurer-Tax Collector, any member of the Board of Supervisors, or any candidate for those offices.
  - (iv) Limits to the receipt of honoraria, gifts, and gratuities from advisors, brokers, dealers, bankers, or other persons with whom the County Treasury conducts business by any member of the County Treasury Oversight Committee. These limits may be in addition to the limits set by a committee member's own agency, by state law, or by the Fair Political Practices Commission.
  - (v) A requirement that the County Treasurer-Tax Collector provide the County Treasury Oversight Committee with an investment report in the form and manner required by resolution of the Board of Supervisors.
  - (vi) The manner of calculating and apportioning the costs, authorized by auditing, reporting, or otherwise handling or managing funds.
  - (vii) The terms and conditions under which local agencies and other entities that are not required to deposit their funds in the County Treasury may deposit funds for investment purposes.
- (3) Any changes in the statement of investment policy shall also be reviewed and approved by the Board of Supervisors at a public meeting.

**1-03-2063 QUALIFICATION AND OTHER REQUIREMENTS OF COMBINED POSITION OF AUDITOR, CONTROLLER, TREASURER, AND TAX COLLECTOR:**

The provisions of both sections 26945, 26945.1 and 26946 of the Government Code, concerning qualifications for the office of County Auditor and Controller, and sections 27000.7, 27000.8, and 27000.9, concerning qualifications and requirements for the office of County Treasurer-Tax Collector, are hereby adopted and made applicable to the office of County Auditor-Controller/Treasurer-Tax Collector, by unanimous vote of the Board of Supervisors. Accordingly, to be eligible for election or appointment to the office of Auditor-Controller/Treasurer-Tax Collector, a person must possess the qualifications established by state law for either County Auditor or County Treasurer/Tax Collector. Evidence of such qualifications shall be presented to the Registrar of Voters with a candidate's nomination papers.

**Section 2.** The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof, and prior to the expiration of fifteen (15) days from the passage hereof shall be published once in the Visalia Times-Delta, a newspaper printed and published in the County of Tulare, State of California, together with the names of the members of the Board of Supervisors voting for and against the same.

///

///

///

THE FOREGOING ORDINANCE was passed and adopted by the Board of Supervisors of the County of Tulare, State of California, on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, at a regular meeting of said Board duly and regularly convened on said day by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

COUNTY OF TULARE

By: \_\_\_\_\_  
Chairman, Board of Supervisors

ATTEST: MICHAEL C. SPATA  
County Administrative Officer/  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy Clerk