AGENDA ITEM

AGENDA DATE: June 13, 2006
ITEM NO.:

SUBMITTED BY: Kathleen Bales-Lange
County Counsel

DATE: May 31, 2006

SUBJECT: Amendment to Sections 1-03-1215 and 1-03-1185 of Part 1, Chapter 3, Article 5 of the Ordinance Code of Tulare County, pertaining to the Number of Members on the Assessment Appeals Board

REQUESTS: That the Board:
1) Introduce Ordinance Amending Sections 1-03-1215 and 1-03-1285 of Part 1, Chapter 3, Article 5 of the Ordinance Code.
2) Waive the first reading of the ordinance (requires 4/5 vote)
3) One week later, waive the second reading (requires 4/5 vote) and adopt the attached ordinance.
4) Direct the clerk to publish the ordinance in a newspaper of general circulation following adoption.

SUMMARY: Pursuant to Revenue and Taxation Code Section 1622.1 an Assessment Appeals Board may consist of three or five members. Currently a five-member board is appointed, and sits on a rotating basis as a three-member panel designated by the Clerk of the Assessment Appeals Board.

Due to the increasing number of Findings of Fact requests, which requires that the same three-member panel who heard the evidence at the hearing be present when Findings of Fact are heard, the Clerk is experiencing scheduling conflicts. The Assessment Appeals Board would like to amend
the Ordinance and sit as a five-member panel at each meeting to avoid these conflicts and allow the new members to participate.

At the Training Session held February 22, 2006, the idea of a five-member board panel was discussed, and the Assessment Appeals Board members and the Assessor’s Office are in agreement to amending the Ordinance.

Amend the Ordinance Code to reflect the addition of Rules of Procedure adopted by the Assessment Appeals Board and Board of Supervisors. Amend number of members of the Assessment Appeals Board.

FINANCING: Each member sitting on the Assessment Appeals Board receives $150.00 per meeting and mileage reimbursement at the current County rate of $0.445 per mile.

ALTERNATIVES: N/A

INVOLVEMENT OF OTHER DEPARTMENTS OR AGENCIES:
Tulare County Assessment Appeals Board
Tulare County Assessor’s Office
Tulare County Counsel

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SIGNATURE REQUIREMENTS:

KATHLEEN BALES-LANGE

By

Crystal E. Sullivan
Deputy County Counsel

For further information, please contact: Crystal E. Sullivan, 733-6656, Ext. 214

cc:
Auditor/Controller
County Administrative Office
Tulare County Counsel

LJW/05/24/2006/2006688
BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA

In the Matter of an Ordinance Amending Sections 1-03-1215 and 1-03-1185 of Part 1, Chapter 3, Article 5 of the Ordinance Code of Tulare County, Pertaining to the Number of Members on the Assessment Appeals Board

RESOLUTION
NO.

UPON MOTION OF SUPERVISOR , SECONDED

BY
SUPERVISOR , THE FOLLOWING WAS

ADOPTED BY THE BOARD OF SUPERVISORS, AT THE OFFICIAL MEETING

HELD ON JUNE 13, BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: C. BRIAN HADDIX, COUNTY ADMINISTRATIVE OFFICER/CLERK BOARD OF SUPERVISORS

By: _____________________________

Deputy Clerk

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The Board of Supervisors hereby:

1. Waived the second reading and adopted the attached ordinance. Directed the clerk to publish the ordinance in a newspaper of general circulation following adoption.

LJW/2006688