

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

354



**SUBMITTAL DATE:**  
June 29, 2010

**FROM:** COUNTY AUDITOR-CONTROLLER

**SUBJECT:** Alternative Method for Distribution of Property Tax – Teeter Plan

**RECOMMENDED MOTION:** That the Board of Supervisor's adopt Resolution No. 2010-189 Accepting the Resolution of the City of Menifee Desiring to Participate in the Alternative Method of Distribution.

**BACKGROUND:** On October 12, 1993 the Board of Supervisor's adopted Resolution No. 93-402 implementing the Alternative Method for distribution of tax levies and collection as allowed by Section 4701 et seq. of the Revenue and Taxation Code. Section 4715 allows for municipalities to request participation in the Alternative Method. The County must act by resolution on or before July 15<sup>th</sup> of the fiscal year. Resolution No. 2010-189 addresses this issue for the 2010-11 fiscal year.

*Bruce Kincaid*  
BRUCE KINCAID ASST. AUD- CONTR.  
for **ROBERT E. BYRD, CGFM**  
Auditor-Controller

FORM APPROVED COUNTY COUNSEL  
BY: *Dale A. Gardner* 6/19/10  
DALE A. GARDNER DATE  
Departmental Concurrence

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	NA
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NA
	Annual Net County Cost:	\$ 0	For Fiscal Year: 2006/07	NA

<b>SOURCE OF FUNDS:</b>	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:**

**APPROVE**

BY: *Rob Rockwell*  
County Executive Office Signature  
Rob Rockwell

Consent     Policy  
 Consent     Policy

Dep't Recomm.:  
 Per Exec. Ofc.:

**Prev. Agn. Ref.:** | **District:** 11 | **Agenda Number:**

3.17

1 Board of Supervisors

County of Riverside

2 RESOLUTION NO. 2010-189

3 OF THE BOARD OF SUPERVISORS

4 ACCEPTING THE RESOLUTION OF THE CITY OF MENIFEE DESIRING TO PARTICIPATE IN  
5 THE ALTERNATIVE METHOD OF DISTRIBUTION

6  
7 **WHEREAS**, Chapter 3 of Part 8 of Division 1 of the Revenue and Taxation Code of the State of  
8 California (hereinafter the "Revenue and Taxation Code"), beginning with Section 4701 thereof,  
9 authorizes the County of Riverside (hereinafter the "County") to adopt the alternative method of  
10 distribution of tax levies and collections and of tax sale proceeds set forth therein (hereinafter the  
11 "Alternative Procedure"); and

12 **WHEREAS**, the Board of Supervisors (hereinafter the "Board") of the County adopted Resolution  
13 No. 93-402 on October 12, 1993, pursuant to Section 4702 of the Revenue and Taxation Code, stating  
14 the County, beginning with the 1993-94, would utilize the Alternative Procedure; and

15 **WHEREAS**, the City of Menifee has adopted a resolution stating their desire to participate in the  
16 Alternative Procedure beginning in the 2010-11 Fiscal Year;

17 **NOW THEREFORE, BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED** by the  
18 Board of Supervisors of the County of Riverside in regular session assembled on June 29, 2010, as  
19 follows:

20 Pursuant to Section 4715 of the Revenue and Taxation Code, the County accepts the resolution  
21 of those public districts identified in Exhibit "A" which is attached hereto and by this reference  
22 incorporated herein and extends to them the Alternative Procedure beginning in Fiscal Year 2010-11.

FORM APPROVED COUNTY COUNSEL  
BY: Dale A. Gardner  
DATE: 6/19/10

27

EXHIBIT "A"

Public Districts that have agreed to  
participate in the Alternative Method  
of Distribution of Tax Levies and Collections  
and of Tax Sale Proceeds  
Beginning Fiscal Year 2010-11

<u>Public Entity</u>	<u>Resolution</u>	<u>Date of Adoption</u>
City of Menifee	Resolution 10-138	June 1, 2010

RESOLUTION NO. 10-138

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENIFEE  
MADE PURSUANT TO SECTION 4715 OF THE REVENUE AND TAXATION CODE OF THE  
STATE OF CALIFORNIA AGREEING TO PARTICIPATE IN THE ALTERNATIVE METHOD  
FOR DISTRIBUTION OF TAX LEVIES AND COLLECTIONS AND OF TAX SALE PROCEEDS  
ADOPTED BY THE COUNTY OF RIVERSIDE**

WHEREAS, chapter 3, of part 8 of division 1 of the Revenue and Taxation Code of the State of California (hereinafter the "Revenue and Taxation Code") beginning with section 4701 thereof, authorizes the County of Riverside (hereinafter the "County") to adopt the alternative method of distribution of tax levies and collection and of tax sale proceeds as set forth therein; and

WHEREAS, The City of Menifee (hereinafter the "City") is a public agency and taxing agency for which the County levies and collects taxes but for which the County Treasury is not the legal depository; and

WHEREAS, Section 4715 of the Revenue and Taxation Code allows a public agency for which the County Treasury is not the legal depository to agree, by resolution, to participate in the alternative method of distribution of tax levies and collections and of tax sales proceeds; and

WHEREAS, The City desires to participate in the alternative method of distribution of tax levies and collection and of tax sale proceeds;

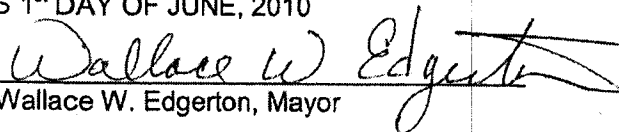
NOW, THEREFORE, the City Council of the City of Menifee resolves as follows:

1. In a meeting assembled on June 1, 2010, that the City of Menifee agrees to participate in the alternative method of distribution of tax levies and collection and of tax sale proceeds for the fiscal year 2010-2011.


2. This resolution shall take immediate effect upon its adoption and shall remain in effect for each fiscal year thereafter unless rescinded pursuant to the provision of Cahpter 3 Part 8 of Division 1 of the Revenue and Taxation Code.

3. That the City is hereby directed to file a certified copy of the resolution with the County Board of Supervisors, Riverside County Auditor/Controller and Riverside County Tax Assessor.

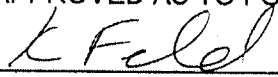
PASSED, APPROVED AND ADOPTED THIS 1<sup>st</sup> DAY OF JUNE, 2010

  
Wallace W. Edgerton, Mayor

ATTEST:

  
Kathy Bennett, City Clerk

APPROVED AS TO FORM:

  
Karen Feld, City Attorney



Wallace W. Edgerton  
Mayor

Fred Twyman  
Mayor Pro Tem

John V. Denver  
Councilmember

Darcy Kuenzi  
Councilmember

Scott A. Mann  
Councilmember

STATE OF CALIFORNIA     )  
COUNTY OF RIVERSIDE   ) ss  
CITY OF MENIFEE         )

I, Kathy Bennett, City Clerk of the City of Menifee, do hereby certify that the foregoing Resolution No. 10-138 was duly adopted by the City Council of the City of Menifee at a meeting thereof held on the 1<sup>st</sup> day of June, 2010 by the following vote:

Ayes:           Denver, Edgerton, Kuenzi, Mann, Twyman  
Noes:           None  
Absent:         None  
Abstain:        None

  
\_\_\_\_\_  
Kathy Bennett, City Clerk