

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS
 DATE: 11/20/14

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

402a



FROM: Don Kent, Treasurer-Tax Collector

SUBMITTAL DATE:
 November 18, 2014

SUBJECT: Renewal of Annual Delegation of Investment Authority to the County Treasurer; Ordinance Amendment No. 767.18, an Ordinance of the County of Riverside Amending Ordinance No. 767 Renewing the Delegation of Investment Authority to the County Treasurer; Exempt from CEQA

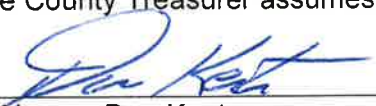
RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Ordinance No. 767.18, delegating authority to the County Treasurer to invest and reinvest funds of the County and other depositors and to deposit for safekeeping certain instruments in identified financial institutions;
2. Find that adoption of Ordinance No. 767.18 is exempt from California environmental Quality Act pursuant to CEQA Guidelines Section 15061 (b)(3); and
3. Direct the Clerk of the Board to file a Notice of Exemption with the County Clerk for posting.

BACKGROUND:


Summary

Government Code Section 27000.1 provides that, subject to Section 53607, the Board may by ordinance, delegate investment authority to the County Treasurer. Thereafter, the County Treasurer assumes full (Continued on Page 2)


 Name: Don Kent
 Title: Treasurer-Tax Collector

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ n/a	\$ n/a	\$ n/a	\$ n/a	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ n/a	\$ n/a	\$ n/a	\$ n/a	

SOURCE OF FUNDS: Budget Adjustment: n/a
 For Fiscal Year: 2014-2015

C.E.O. RECOMMENDATION: APPROVE
 BY: 
 Karen L. Johnson
 County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

- A-30
- Positions Added
- 4/5 Vote
- Change Order

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

FORM 11: Renewal of Annual Delegation of Investment Authority to County Treasurer

DATE: November 18, 2014

PAGE: Page 2 of 2

BACKGROUND:

Summary (continued)

responsibility for those transactions, and must make a monthly report of the transactions to the Board. Section 2700.3 requires that the Board is the fiduciary agent of the County unless the Board has delegated that authority to the County Treasurer. Delegation of that authority is the norm and clearly anticipated in numerous code sections.

Section 53608 also allows the Board to delegate to the County Treasurer the Board's authority to deposit funds for safekeeping. Under these statutes, the delegation of authority to the County Treasurer may be revoked by ordinance at any time.

Ordinance No. 767.18 renews the Board's delegation to the County Treasurer of its authority to invest or reinvest funds of the County and other depositors in the County Treasury, to sell or exchange securities, and to deposit funds for safekeeping.

This amendment to Ordinance No. 767 is exempt from CEQA. The amendment merely renews the annual delegation of authority for the Treasurer to invest and keep safe funds of the County and other depositors in the County Treasury. This amendment is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA as reflected in CEQA Guidelines section 151061(b)(3). Because it can be seen with certainty that there is no possibility that the delegation of investment and safekeeping authority to the Treasurer may have a significant effect on the environment, the amendment of Ordinance 767 to provide for that delegation is exempt from CEQA.

County Counsel has approved the ordinance amendment as to form.

Impact on Citizens and Businesses

No impact.

ATTACHMENTS (if needed, in this order):

Ordinance Amendment No. 767.18

Notice of Exemption

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ORDINANCE NO. 767.18

AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING
ORDINANCE NO. 767 DELEGATING AUTHORITY TO THE COUNTY TREASURER
TO INVEST AND REINVEST FUNDS OF THE COUNTY AND OTHER
DEPOSITORS AND TO DEPOSIT FOR SAFEKEEPING CERTAIN
INSTRUMENTS IN IDENTIFIED FINANCIAL INSTITUTIONS

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Subsection a. of Section 3. of Ordinance No. 767 is amended to read as follows:

“a. The authority to invest or to reinvest funds of a local agency, or to sell or exchange securities so purchased for a period of one year from the effective date of this ordinance with such delegation expiring on January 3, 2016. The County Treasurer shall assume full responsibility for these transactions until the Board of Supervisors either revokes this delegation of authority by ordinance or until the delegation expires. The Board of Supervisors may renew this delegation of authority for subsequent one-year periods by adopting an amendment to this ordinance.”

Section 2. This ordinance shall take effect thirty (30) days after its adoption.

BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

By: _____
Chairman

ATTEST:

CLERK OF THE BOARD:

By: _____
Deputy

FORM APPROVED COUNTY COUNSEL
BY DALE A. GARDNER DATE

NOTICE OF EXEMPTION

November 3, 2014

To: County Clerk
County of Riverside
4080 Lemon Street, 1st Floor
Riverside, CA 92501

From: Riverside County
c/o Clerk of the Board
4080 Lemon Street
Riverside, CA 92501

Project Title: Ordinance No. 767.18 – Renewal of Annual Delegation of Investment Authority to the County Treasurer

Project Location: Not site specific.

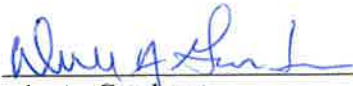
Description of Project: Ordinance No. 767.18 renews the annual delegation of authority for the County Treasurer to invest and keep safe funds of the County and other depositors in the County Treasury.

Name of Public Agency Approving Project: Riverside County Board of Supervisors

Name of person or Agency Carrying Out Project: Riverside County Treasurer-Tax Collector

Exempt Status: California Environmental Quality Act (CEQA) Guidelines, Section 15061(b)(3)

Reasons Why Project is Exempt: Adoption of Ordinance No. 767.18 is exempt from CEQA pursuant to CEQA Guidelines, Section 15061(b)(3). Adoption of Ordinance No. 767.18 merely renews the annual delegation of authority for the County Treasurer to invest and keep safe funds of the County and other depositors in the County Treasury. The adoption of Ordinance No. 767.18 is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Because it can be seen with certainty that there is no possibility that the annual renewal of delegation of investment and safe keeping authority to the County Treasurer may have a significant effect on the environment, the adoption of Ordinance No. 767.18 is exempt from CEQA.

Signed: 
Dale A. Gardner
Deputy County Counsel
Office of County Counsel, County of Riverside

Date: 11/21/14