

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 02/26/2013 by the following vote:

AYES: ☒ 5 John Gioia
 Candace Andersen
 Mary N. Piepho
 Karen Mitchoff
 Federal D. Glover

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2013/96

IN THE MATTER OF:
and the Auditor-Controller by his following signature.

SUBJECT: Findings and Determination Concerning the Implementation of the Property Tax Administrative Cost Recovery Provisions of Revenue and Taxation Code section 95.3

BODY:

A public hearing having been held during the Board of Supervisors' meeting of February 26, 2013, on implementation of the property tax cost recovery provisions of Revenue and Taxation Code section 95.3, as provided in Board of Supervisors' Resolution 97/129, the Board of Supervisors, and the Auditor-Controller, hereby make the following findings and determination.

A.

Property Tax Administrative Cost Recovery

1. On January 22, 2013, the Auditor-Controller filed with the Clerk of the Board of Supervisors a report of the 2011-2012 fiscal year property tax-related costs of the Assessor, Tax Collector, Auditor and Assessment Appeals Board, including the applicable administrative overhead costs permitted by federal circular A-87 standards, proportionally attributable to each local jurisdiction and Educational Revenue Augmentation Fund (ERAF) in Contra Costa County, in the ratio of property tax revenue received by each local jurisdiction and ERAF divided by the total property tax revenue received by all local jurisdictions and ERAFs in the county for the current fiscal year. The report included proposed charges against each local jurisdiction excepting school entities, for the local jurisdiction's proportionate share of such administrative costs.

2. On February 26, 2013 at the Board of Supervisors' meeting, a public hearing was held on the Auditor-Controller's report, notice of which was given as required by law and by Board of Supervisors' Resolution 97/129.

3. The report of the Auditor-Controller filed on January 22, 2013, is hereby adopted, and the Board of Supervisors and the Auditor-Controller find that amounts expressed in said report do not exceed the actual amount of 2011-2012 fiscal year property tax administrative costs proportionally attributable to local jurisdictions.

4. The additional revenue received by Contra Costa County on account of its 2011-2012 fiscal year property tax administrative costs pursuant to Revenue and Taxation Code section 95.3 shall be used only to fund the actual costs of assessing, collecting and allocating property taxes. An equivalent amount of the revenues budgeted to finance assessing, collecting and allocating property taxes in fiscal year 2012-2013 may be reallocated to finance other County services. In the event that the actual 2012-2013 costs for assessing, collecting and allocating property taxes plus allowable overhead costs are less than the amounts determined in the January 22, 2013 report by the Auditor-Controller, the difference shall be proportionally allocated to

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

**Contact: Lisa Driscoll, County Finance Director (925)
 335-1023**

ATTESTED: February 26, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Stacey M. Boyd
 By: Stacey M. Boyd, Deputy

cc: Robert Campbell, Auditor-Controller

the respective local jurisdictions which paid property tax administration charges.

B.

FINDINGS AND DETERMINATION

1. No written objections were received by February 26, 2013 for the public hearing on the Auditor-Controller's report filed on January 22, 2013.
2. The property tax administrative costs proportionately attributable to each local jurisdiction for the 2011-2012 fiscal year are as set forth in the Auditor-Controller's report filed on January 22, 2013, attached hereto as Exhibit A.
3. The amounts expressed in the Auditor-Controller's report are correct.
4. Notice as required by law was given of the public hearing on February 26, 2013.
5. The grounds stated herein to support findings are not exclusive and any findings may be supported on any lawful ground, whether or not expressed herein.
6. If any finding herein is held invalid, such invalidity shall not affect findings which can be given effect without the invalid provision, and to this end, the invalid finding is severable.

So found and determined

Robert Campbell
Contra Costa County Auditor-Controller

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown

ATTESTED: *February 26, 2013*

David Twa, Clerk of the Board of Supervisors and County Administrator

Stacy M Boyd
BY: Deputy