

RESOLUTION NO. 21/2020

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF CORTE MADERA AMENDING RESOLUTION NO. 01/2014 TO REVISE THE TERM OF THE SALES TAX CITIZENS' OVERSIGHT COMMITTEE, AND THE TERM OF THE COMMITTEE MEMBERS AND EXTEND THE COMMITTEE THROUGH THE EXISTENCE OF THE CORTE MADERA TRANSACTIONS AND USE TAX

WHEREAS, on August 6, 2013, the Town Council adopted Resolution No. 28/2013 calling for the election and ordering the submission of an ordinance imposing a half-cent sales tax measure with a sunset period of six (6) years to be placed on the November 5, 2013 ballot; and

WHEREAS, the sales tax measure required the establishment of a citizen's oversight committee of no more than five (5) residents of the Town (see Section 3.52.130 of the Ordinance) to be appointed by the Council. The tax measure provided that the oversight committee was to review and annually report on the revenue and expenditure of the funds from the tax adopted by the tax measure; and

WHEREAS, the tax measure further provided that the terms of the oversight committee members and their specific duties are to be established by resolution of the Town Council and all meetings of the committee shall comply with the provisions of the Ralph M. Brown Act commencing with Section 54950 of the California Government Code; and

WHEREAS, the tax measure was approved by the requisite number of voters voting at the November 5, 2013, election and therefore the Council took action to establish said committee and fix its responsibilities and the terms of its members through the adoption of Resolution No. 01/2014; and

WHEREAS, on March 6, 2018, the Town Council adopted Resolution No. 08/2018 which called and gave notice of the holding of a special election on June 5, 2018 to consider adoption of a measure to repeal the Special Drainage Property Tax, extend the existing ½ cent Transaction and Use Tax at the ¾ cent rate until ended by voters and require the annual audit of and a citizens' advisory committee to oversee the tax expenditures; and

WHEREAS, the sales tax extension at the new rate was approved by voters and an oversight committee is required to remain in place until the sales tax is repealed by voters; and

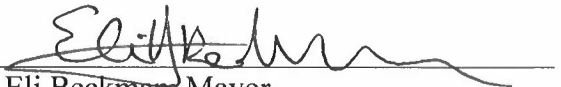
WHEREAS, staff recommends revisions to the term of the Sales Tax Citizens' Oversight Committee, the term for the committee members and an extension of the established committee through the existence of the Corte Madera sales tax.

NOW, THEREFORE, BE IT RESOLVED, that the Corte Madera Town Council amends and extends the Sales Tax Citizens' Oversight Committee as follows:

1. **Establishment.** Pursuant to and in accordance with Section 3.52.130 of Ordinance No. 934, there is hereby established a citizens' oversight committee ("Committee") possessing the duties set forth below and whose members shall serve for the terms set forth below.
2. **Term of Committee, Terms of Members.** The Committee shall exist through the life of the Corte Madera sales tax and shall not be dissolved until said sales tax is repealed by voters. Members shall be appointed for staggered terms of two years and encouraged to serve multiple terms.
3. **Appointment of Members.** The Mayor and the Town Council shall appoint all members of the Committee through an advertisement, application and appointment process. In the event any vacancies occur during the term of the Committee, such vacancies shall be filled for the remaining unexpired terms in the same manner as original appointments.
4. **Qualifications for Appointment.** The Council shall appoint the persons meeting the following criteria to serve on the Committee:
 - Five (5) residents active within the community at large
5. **Organization of the Committee, Staff Support.** At its first meeting following appointment of its members, the Committee shall organize itself by electing a chair, establishing a regular (or not) meeting schedule, and arranging for the preparation and adoption of rules of procedure or by-laws. The Town Manager shall designate appropriate staff support for the Committee.
6. **Frequency of Meetings:** Two to four times per year, or as reasonably determined by the committee or Town Council. As a charter committee appointed by the Town Council, the committee is subject to public notice and open meeting requirements of the Brown Act.
7. **Powers and Duties.** The Committee shall act in an advisory capacity to the Town Council and no express authority or power to act on behalf of the Town is hereby delegated to the Committee. The Committee shall perform the following duties:
 - (a) Annually, review revenue receipts and expenditures of the Transactions and Use Tax.
 - (b) Annually, prepare an independent report to the Town Council regarding the revenue and expenditures of the Transactions and Use Tax.
 - (c) It shall not be within the purview of the committee to direct staff, recommend any particular contracts or define the scope of an infrastructure related project. These responsibilities remain under the authority of the Town Manager, Town Council and professional staff.
8. **Scheduled Reports to the Town Council.** The Committee, through its chair, shall provide an annual report to the Town Council.

The foregoing Resolution was duly passed and adopted at a special meeting of the Town Council of the Town of Corte Madera held in said Town on the 9th day of June, 2020, by the following vote, to wit:

AYES: Councilmembers: Beckman, Casissa, Kunhardt, Lee, Ravasio
NOES: Councilmembers: - None -
ABSENT: Councilmembers: - None -


Eli Beckman, Mayor

ATTEST:


Rebecca Vaughn, Town Clerk