

RESOLUTION NO. 84-2008

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

WHEREAS, pursuant to Ordinance 1188, the County of El Dorado entered into a contract with the State Board of Equalization to perform all functions incident to the administration and collection of local sales, use and transactions taxes; and

WHEREAS, by Resolution No. 102-2003, the Board of Supervisors authorized certain County officer and employees to examine the sales and use tax records of the State Board of Equalization (hereinafter referred to as the "Board");

WHEREAS, the Board of Supervisors of the County of El Dorado deems it desirable and necessary for additional representatives of the County be authorized to examine confidential sales, use and transactions tax records of the Board pertaining to sales and use taxes collected by the Board for the County pursuant to that contract; and

WHEREAS, Section 7056 of the California Revenue and Taxation Code sets forth certain requirements and conditions for the disclosure of Board records, and establishes criminal penalties for the unlawful disclosure of information contained in, or derived from, the sales, use and transactions tax records of the Board:

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO HEREBY RESOLVES AS FOLLOWS:

Section 1. In addition to those officers and employees listed in Resolution No. 102-2003, the Chief Administrative Officer, the County's Economic Development Coordinator, or other officer or employee of the County designated in writing by the Chief Administrative Officer to the Board, is hereby appointed to represent the County of El Dorado with authority to examine sales, use and transactions tax records of the Board pertaining to sales and use taxes collected for the County by the Board pursuant to the contract between the County and the Board. The information obtained by examination of Board records shall be used only for purposes related to the following governmental functions of the County:

- (a) El Dorado County Business and Economic Development efforts
- (b) El Dorado County Business and Econometric Analysis

Section 2. In addition to the contractor specified in Resolution No. 102-2003, any future economic development contractors or consultants designated to examine the sales, use and transactions tax records of the Board pertaining to sales, use and transactions taxes collected for the County by the Board must adhere to the following. The persons or entity designated by this section meets all of the following conditions:

- (a) has an existing contract with the County to examine those sales, use and transactions tax records;
- (b) is required by that contract to disclose information contained in, or derived from, those sales, use and transactions tax records only to the officer or employees authorized under Section 1 of this resolution to examine the information;
- (c) is prohibited by that contract from performing consulting services for a retailer during the term of that contract; and
- (d) is prohibited by that contract from retaining the information contained in, or derived from those sales, use and transactions tax records, after that contract has expired.

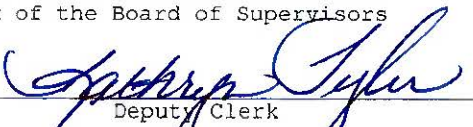
The information obtained by examination of BOE records shall be used only for purposes relating to the governmental functions of the County listed in Section 1 of this resolution.

Section 3. That the Board Clerk shall certify to the adoption of this Resolution and send a certified copy to:

State Board of Equalization
 450 N Street
 P.O. Box 942879, MIC:27
 Sacramento, CA 94279-0027
 Attention: Local Revenue Allocation Section


PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 25th day of March, 2008, by the following vote of said Board:

Attest:
 Cindy Keck
 Clerk of the Board of Supervisors

By: 
 Deputy Clerk

Ayes Dupray, Briggs, Baumann, Sweeney, Santiago

Noes: none
 Absent: none


 Chairman, Board of Supervisors

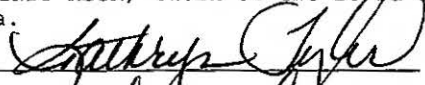
Rusty Dupray

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

RESOLUTION No. 84-2008

DATE: 4/4/08

Attest: CINDY KECK, Clerk of the Board of Supervisors of the County of El Dorado, State of California.

By: 
Deputy Clerk