

ORDINANCE NO. 730

**CITY OF MILLBRAE, COUNTY OF SAN MATEO
STATE OF CALIFORNIA**

**ORDINANCE ELIMINATING ARTICLE III OF CHAPTER 2.05
OF THE MILLBRAE MUNICIPAL CODE AND RELATED AMENDMENTS TO
DELETE REFERENCES TO ELECTIVE CITY TREASURER AND TO IMPLEMENT
THE APPOINTIVE POSITION OF CITY TREASURER**

WHEREAS, on November 3, 2009, the voters of the City of Millbrae passed Measure K on the municipal ballot which changed the Office of Treasurer in the City of Millbrae from an elective to an appointive position; and

WHEREAS, provisions of the Millbrae Municipal Code must now be updated to reflect this change in the status in the position of Treasurer as determined by the Millbrae voters.

NOW THEREFORE BE IT ORDAINED as follows:

SECTION 1: AMENDMENT OF CODE.

- A. In the title of Chapter 2.05, delete the words "and Treasurer."
- B. Article III, entitled "City Treasurer," in Chapter 2.05 of the Millbrae Municipal Code, is deleted in its entirety.
- C. Change the current Article IV of Chapter 2.05 to Article III and renumber Section 2.05.080 to Section 2.05.050.
- D. Change the title of this Section 2.15.060 to read "Functions and Responsibilities; City Treasurer" and add the following paragraph at the end of the Section:

"In addition, the City Manager shall assume responsibility for the function of city treasurer and the manner in which it will be performed. The City Manager shall be authorized to appoint the city officer, employee, outside legal expert, or some combination thereof, to carry out such duties in full accordance with applicable city rules and regulations."
- E. Delete the reference to "city treasurer" in both the title and the body of Section 2.15.070.
- F. Amend the last sentence of Section 3.35.010 to read as follows:

"... Only those duties of the city treasurer necessary to carry out the purposes of this chapter shall devolve upon the county treasurer. The city shall reserve, maintain and carry out all other duties of the city treasurer."

G. In Sections 3.35.040 and 3.35.050, substitute the term "city's director of finance" for "city treasurer."

H. In Section 8.25.070, change the reference to the "treasurer of said city" in the second to last sentence to "city's director of finance."

I. In the last sentence of Section 10.15.370, substitute the term "city's director of finance" for the term "city treasurer."

SECTION 2. Ordinance 60 of the City of Millbrae passed and adopted on January 30, 1951, creating the Office of Deputy City Treasurer is hereby repealed.

SECTION 3. EFFECTIVE DATE; PUBLICATION. This Ordinance shall be in full force and effect thirty days from and after its passage. Within fifteen days after its adoption, this Ordinance shall be published once in a newspaper of general circulation printed and published in the County of San Mateo and circulated in the City of Millbrae.

INTRODUCED at a regular meeting of the City Council of the City of Millbrae held on the 12th day of January, 2010.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Millbrae held on the 26th day of January, 2010, by the following roll call vote:

AYES: SETO, QUIGG, COLAPIETRO, PAPAN, AND HOLOBER

NOES: NONE

ABSENT: NONE



MAYOR

ATTEST:



CITY CLERK