

Resolution R 2010-01

A RESOLUTION OF THE CHARTER REVIEW BOARD OF HILLSBOROUGH COUNTY, FLORIDA, ELIMINATING THE POSITION AND FUNCTIONS OF THE COUNTY INTERNAL PERFORMANCE AUDITOR, AS SET FORTH IN HILLSBOROUGH COUNTY CHARTER, SECTION 4.10; PROVIDING FOR AN EFFECTIVE DATE.

Upon motion by Charter Review Board member _____, seconded by Charter Review Board member _____, the following Resolution was adopted by _____ to _____ vote with member(s) _____ voting "No." Charter Review Board member(s) _____ being absent.

WHEREAS, the Charter Review Board of Hillsborough County has conducted a thorough study of the Charter of Hillsborough County; and

WHEREAS, during this study, the position of the County Internal Performance Auditor was discussed and debated; and

WHEREAS, the Charter Review Board believes the post of County Internal Performance Auditor should be eliminated from the Charter of Hillsborough County because its functions are redundant with those of the Clerk's Audit Department; and

WHEREAS, the Clerk's Audit Department is certified to do the performance/internal audit function of the County Internal Performance Auditor; and

WHEREAS, the Charter Review Board believes voters of Hillsborough County should be given the opportunity to decide whether they want to remove the post of the County Internal Performance Auditor from the Charter of Hillsborough County due to this duplication of services.

NOW, THEREFORE, BE IT RESOLVED BY THE CHARTER REVIEW BOARD OF HILLSBOROUGH COUNTY, FLORIDA THAT:

1. Article IV of the Charter of Hillsborough County shall be amended to eliminate the following:

**Amendment to
The Charter of Hillsborough County
Article IV, Section 4.10 (subsections 1-6)**

[Article] IV. Legislative Branch

2. **AND BE IT FURTHER RESOLVED** that the Supervisor of Elections is requested to place the following heading and question upon the ballot at the next general election in Hillsborough County in accordance with Chapter 101, Florida Statutes and other relevant laws.

Ballot Title

Amends Charter Article IV Section 4.10 eliminating the position of County Internal Performance Auditor

Ballot Question

Shall the voters of Hillsborough County approve the elimination of the position and functions of the County Internal Performance Auditor from the Charter of Hillsborough County?

_____ Yes
_____ No

3. This Resolution shall become effective upon adoption.
4. The Amendment to the Charter shall be effective, if and only if, approved by the majority of the electors at the next general election in Hillsborough County.

DONE AND RESOLVED this _____ day of _____ 2010.

CHARTER REVIEW BOARD

Deleted: Section 4.10. County Internal Performance Auditor.¶

¶
(1) . To advise the board of county commissioners, assist the board of county commissioners in conducting continuing studies of the operation of county programs and services, and serve as a budget analyst for the board of county commissioners, there shall be a county internal performance auditor. ¶

¶
(2) . The county internal performance auditor shall be appointed by five (5) affirmative votes of the board of county commissioners. The board of county commissioners, at any time, may remove the county internal performance auditor with five (5) affirmative votes. The county internal performance auditor shall be responsible directly to the board of county commissioners. The county internal performance auditor need not be a resident of Hillsborough County at the time of appointment, but shall become a resident of Hillsborough County within a reasonable period of time and remain a resident of Hillsborough County while in office. ¶

¶
(3) . The county internal performance auditor shall be a certified public accountant holding an active license to practice public accountancy in the State of Florida, or shall be qualified by education and experience in governmental accounting, internal performance auditing practice, and fiscal controls. The county internal performance auditor shall not engage in any other business or occupation. The compensation of the county internal performance auditor shall be fixed by the board of county commissioners by resolution at a level which is commensurate with the requirements of the position. The county internal performance auditor's compensation, including severance pay, may be set by contract if allowed by and pursuant to resolution. ¶

¶
(4) . As directed by resolution of the board of county commissioners, the county internal performance auditor shall conduct performance audits and budget reviews of all aspects of this Charter government and its offices and officials with written reports submitted to both the board of county commissioners and the county administrator. To the degree necessary to fulfill the responsibilities directed by the board, the auditor shall have free and unrestricted access to Charter government employees, officials, records and reports and, where appropriate, may require all divisions, offices, and officials of the Charter government to provide oral and w{ ... [1]

**HILLSBOROUGH COUNTY, FLORIDA
STATE OF FLORIDA
COUNTY OF HILLSBOROUGH**

I, Pat Frank, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners of Hillsborough County, Florida, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Board at its _____ meeting of _____, 2010, as the same appears of record in Minute Book _____ of the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this __ day of _____, 2010.

ATTEST:
PAT FRANK,
CLERK OF CIRCUIT COURT

By: _____
Deputy Clerk

Approved as to form
and legal sufficiency:

By: _____
Assistant County Attorney

Section 4.10. County Internal Performance Auditor.

- (1) To advise the board of county commissioners, assist the board of county commissioners in conducting continuing studies of the operation of county programs and services, and serve as a budget analyst for the board of county commissioners, there shall be a county internal performance auditor.
- (2) The county internal performance auditor shall be appointed by five (5) affirmative votes of the board of county commissioners. The board of county commissioners, at any time, may remove the county internal performance auditor with five (5) affirmative votes. The county internal performance auditor shall be responsible directly to the board of county commissioners. The county internal performance auditor need not be a resident of Hillsborough County at the time of appointment, but shall become a resident of Hillsborough County within a reasonable period of time and remain a resident of Hillsborough County while in office.
- (3) The county internal performance auditor shall be a certified public accountant holding an active license to practice public accountancy in the State of Florida, or shall be qualified by education and experience in governmental accounting, internal performance auditing practice, and fiscal controls. The county internal performance auditor shall not engage in any other business or occupation. The compensation of the county internal performance auditor shall be fixed by the board of county commissioners by resolution at a level which is commensurate with the requirements of the position. The county internal performance auditor's compensation, including severance pay, may be set by contract if allowed by and pursuant to resolution.
- (4) As directed by resolution of the board of county commissioners, the county internal performance auditor shall conduct performance audits and budget reviews of all aspects of this Charter government and its offices and officials with written reports submitted to both the board of county commissioners and the county administrator. To the degree necessary to fulfill the responsibilities directed by the board, the auditor shall have free and unrestricted access to Charter government employees, officials, records and reports and, where appropriate, may require all divisions, offices, and officials of the Charter government to provide oral and written reports and to produce documents, files, and other records.
- (5) The county internal performance auditor shall hire, on either a full-time or part-time basis, and may remove assistants. The number and qualifications of assistants shall be provided by resolution of the board of county commissioners. The county internal performance auditor may also be authorized by the board of county commissioners to hire outside expertise as may be deemed necessary. The county internal performance auditor's budget shall be set by resolution of the board of county commissioners.
- (6) The office of county internal performance auditor shall be deemed vacant if the incumbent: takes up residence outside of Hillsborough County; dies; resigns; or is

removed by five (5) affirmative votes of the board of county commissioners. A vacancy in the office of the county internal performance auditor shall be filled in the same manner as the original appointment.