

FRANCHISE TAX BOARD
MINUTES
APRIL 6, 2010 MEETING

The Franchise Tax Board met in open session at 1:30 p.m. at the Franchise Tax Board, 9646 Butterfield Way, Gerald Goldberg Auditorium, Sacramento, California. Present were Deputy Controller Marcy Jo Mandel for Hon. John Chiang, Chair, Hon. Betty T. Yee, and Hon. Ana J. Matosantos.

Franchise Tax Board

Staff Participating: Selvi Stanislaus, Geoffrey S. Way, Patrick Kusiak, Michelle Fallon, Lisa Garrison, Anne Miller, Melissa Potter, and Colleen Berwick.

Others Participating: Scott Harvey, Department of General Services

Item 1. – Approval of Minutes

The minutes of the December 3, 2009, Franchise Tax Board meeting and Taxpayers' Bill of Rights hearing were approved 2-0 (Member Matosantos abstaining).

Item 2. – Filing Season Update

The Board received an update on the 2010 filing season.

Member Yee applauded staff for a remarkable job and was impressed with the level of commitment to continue to serve the taxpayers fairly in California, especially given the challenges facing the department.

Item 3. – 2009 FTB Accomplishments

The Board received a report and PowerPoint presentation on the FTB accomplishments for 2009.

Member Matosantos echoed Member Yee's comments regarding the efforts made by FTB and thanked staff for a job well done.

Item 4. – Leadership in Energy and Environmental Design (LEED) Award

Scott Harvey, Deputy Director, Department of General Services, presented the Franchise Tax Board with the Leadership in Energy and Environmental Design (LEED) Award for being green and environmentally conscious and for maintaining FTB's buildings in a fashion which recognizes stewardship.

Deputy Controller, Marcy Jo Mandel, thanked Mr. Harvey on behalf of Chair Chiang, and asked the other Board members to accept the award with her.

Item 5. – Regulation Matters

a. Regulation 25136 (Sales factor. Sales other than sales of tangible personal property in this state) –Staff report and possible Board action.

The Board received a staff report and voted unanimously (3-0) to approve the staff request to approve the adoption the amendments to the regulation.

Item 6. – Administrative Matters

a. Finance Letters – Board approval.

1. Finance Letter #1 – Homebuyer Credit.
2. Finance Letter #2 – HRA Reduction.

The Board voted 2-0 (Member Matosantos abstaining) to approve the above Finance Letters.

b. Contracts over #1 million – Security Services – Board approval.

The Board voted unanimously (3-0) to approve the contracts.

c. Facilities Action Item – FTB EDR funding (Architectural Revolving Fund (ARF) Account) – Board approval.

The Board voted unanimously (3-0) to approve the request.

Item 7. – Executive Officer's Time

There was no discussion under this Agenda item.

Item 8. – Board Members' Time

The Board members presented a Resolution to Susan Cadieux commending her on the occasion of retirement for her service at FTB.

The Chair announced the agenda for and the Board convened in Closed Session commencing at 2:27 p.m. pursuant to Government Code section 11126.3.

The Board adjourned the meeting at 2:49 p.m.