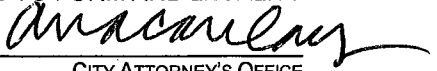


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CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

ORDINANCE NO. 18536 C.M.S.

ORDINANCE AUTHORIZING A FISCAL YEAR 2019-20 INCREASE IN ACCORDANCE WITH THE CONSUMER PRICE INDEX, FIXING THE RATE OF THE PROPERTY TAX, AND LEVYING A TAX ON REAL AND PERSONAL PROPERTY IN THE CITY OF OAKLAND FOR FISCAL YEAR 2019-20 FOR VOTER APPROVED MEASURE M (THE EMERGENCY MEDICAL SERVICES RETENTION ACT OF 1997), MEASURE N (THE PARAMEDIC SERVICES ACT OF 1997), MEASURE Q (THE LIBRARY SERVICES RETENTION AND ENHANCEMENT ACT OF 2004), MEASURE Z (THE 2014 OAKLAND PUBLIC SAFETY AND SERVICES VIOLENCE PREVENTION ACT), AND MEASURE D (THE 2018 OAKLAND PUBLIC LIBRARY PRESERVATION ACT)

WHEREAS, the City of Oakland must annually set the property tax levy rates and inform the County of Alameda of these rates by August 14th for inclusion on that year's property tax bill for Measures M, N, Q, Z, and D; and

WHEREAS, the passage of this ordinance will allow the City to levy and collect the Fiscal Year 2019-20 revenues included in the Fiscal Year 2019-21 Adopted Policy Budget related to Measures M, N, Q, Z, and D; and

WHEREAS, in 1997 the voters of Oakland approved Measure M, a special tax to fund emergency medical services, to impose a special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by the Ordinance, and provided that beginning in Fiscal Year 1998-99 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown by the Consumer Price Index (CPI) for all items, has increased since the 1997 index year; and

WHEREAS, in 1997 the voters of Oakland approved Measure N, a special tax to fund paramedic emergency services, to impose a special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by the Ordinance, and provided that beginning in Fiscal Year 2000-01 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown by the CPI for all items, has increased since the 1997 index year; and

WHEREAS, the voters of Oakland in 2004 approved Measure Q, the Library Services Retention and Enhancement Act of 2004, which extended the original Measure O Library Services Retention and Enhancement Act of 1994, through June 30, 2024 imposing this special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by the Ordinance, allowing the City Council to increase the tax annually upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown on the CPI for all items, has increased since the 1994 index year; and

WHEREAS, the voters of Oakland passed Measure Z, the 2014 Oakland Public Safety and Services Violence Prevention Act ("Measure Z"), in November 2014, approving a series of taxes to support violence intervention objectives, including police services and programs and services that provide support for at-risk youth and young adults to interrupt the cycle of violence and recidivism, and for youth and young adults at highest risk of violence as guided by data analysis; and

WHEREAS, Measure Z imposes the same special tax from the Violence Prevention and Public Safety Act of 2004 (Measure Y) on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by the Ordinance, and provides that beginning in Fiscal Year 2015-16 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost-of-living in the immediate San Francisco Bay Area, as shown by the CPI for all items, has increased since the 2014-15 index year; and

WHEREAS, the voters of Oakland in 2018 approved Measure D, the Library Preservation Act of 2018 (Measure D), which imposes a special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by the Ordinance, and provides that beginning in Fiscal Year 2019-20 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown on the CPI for all items, has increased since the 2018 index year;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. The City Council hereby finds that the Consumer Price Index for all items in the San Francisco Bay Area was 274.924 for calendar year 2017 and 285.550 for calendar year 2018. Thus, the cost-of-living in the immediate San Francisco Bay Area, as shown by the CPI for all items, has increased 3.9 percent from calendar year 2017 to calendar year 2018 and the increases to the tax rates set forth in this Ordinance conform to that increase.

SECTION 2. The Measure M, N, Q, Z and D special tax rates upward adjustments shall be 3.9 percent, effective July 1, 2019. The following rates shall be levied, effective July 1, 2019, for Fiscal Year 2019-20 for Measures M, N, Q, Z and D as set forth below by Measure and parcel type:

Measure	Parcel Type	RATES		
		Current Parcel Rate	Proposed Increase	FY 2019-20 Parcel Rate
Measure M	Single Family Residential Parcels	\$14.87	\$0.58	\$15.45
	Multiple Residential (2 to 4 units)	\$29.74	\$1.17	\$30.91
	Multiple Residential (5+ units)	\$74.37	\$2.93	\$77.30
	Commercial	\$29.74	\$1.17	\$30.91
	Industrial	\$59.49	\$2.34	\$61.83
	Rural	\$14.87	\$0.58	\$15.45
	Institutional	\$14.87	\$0.58	\$15.45
Measure N	Single Family Residential Parcels	\$11.84	\$0.46	\$12.30
	Multiple Residential (2 to 4 units)	\$23.67	\$0.93	\$24.60
	Multiple Residential (5+ units)	\$59.20	\$2.33	\$61.53
	Commercial	\$23.67	\$0.93	\$24.60
	Industrial	\$47.36	\$1.87	\$49.23
	Rural	\$11.84	\$0.46	\$12.30
	Institutional	\$11.84	\$0.46	\$12.30
Measure Q	Single Family Residential Parcels	\$104.90	\$4.10	\$109.00
	Multiple Residential	\$71.66	\$2.79	\$74.45
	Non-Residential Parcels	\$53.73	\$2.10	\$55.83
Measure Z	Single Family Residential Parcels	\$108.80	\$4.24	\$113.04
	Multiple Residential	\$74.32	\$2.90	\$77.22
	Non-Residential Parcels	\$55.72	\$2.17	\$57.89
Measure D	Single Family Residential Parcels	\$75.00	\$2.93	\$77.93
	Multiple Residential	\$51.24	\$2.00	\$53.24
	Non-Residential Parcels	\$38.41	\$1.50	\$39.91

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, clause or phrase thereof irrespective of the fact that one or more other sections, subsections, clauses or phrases may be declared invalid or unconstitutional

SECTION 4. This Ordinance shall become effective immediately on final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUN 04 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB ~~WILLIAMS~~, TAYLOR, THAO AND PRESIDENT KAPLAN - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 Reid

ATTEST:



LATONDA SIMMONS

City Clerk and Clerk of the Council of the City of Oakland, California

Date of Attestation:

June 13, 2019

Introduction Date

MAY 21 2019

NOTICE AND DIGEST

ORDINANCE AUTHORIZING A FISCAL YEAR 2019-20 INCREASE IN ACCORDANCE WITH THE CONSUMER PRICE INDEX (CPI), FIXING THE RATE OF THE PROPERTY TAX, AND LEVYING A TAX ON REAL AND PERSONAL PROPERTY IN THE CITY OF OAKLAND FOR FISCAL YEAR (FY) 2019-20 FOR VOTER APPROVED MEASURE M (THE EMERGENCY MEDICAL SERVICES RETENTION ACT OF 1997), MEASURE N (THE PARAMEDIC SERVICES ACT OF 1997), MEASURE Q (THE LIBRARY SERVICES RETENTION AND ENHANCEMENT ACT OF 2004), MEASURE Z (THE 2014 OAKLAND PUBLIC SAFETY AND SERVICES VIOLENCE PREVENTION ACT), AND MEASURE D (THE 2018 OAKLAND PUBLIC LIBRARY PRESERVATION ACT)

This ordinance would authorize an increase to the special parcel tax imposed in accordance with the Voter-Approved Measure M (The Emergency Medical Services Retention Act), Measure N (The 1997 Paramedic Services Act), Measure Q (The Library Services And Retention Act), Measure Z (The Public Safety And Services Act Of 2014), and Measure D (2018 Oakland Public Library Preservation Act). This ordinance proposes an increase, effective July 1, 2019, of 3.9 percent consistent with the Consumer Price Index for the San Francisco Bay Area and authorizes the City to levy the tax at the new rates or previously approved rates for all referenced tax measures. The Public Hearing is set for Tuesday, May 21, 2019 at 6:30 p.m. to be held before the City Council in the Council Chambers located on the Third Floor of City Hall, One Frank H. Ogawa Plaza, Oakland, California.