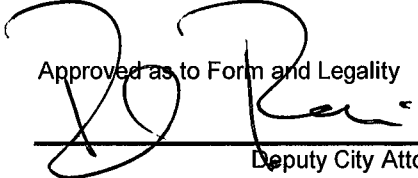


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2016 MAY 27 AM 10: 04

Approved as to Form and Legality

Deputy City Attorney

OAKLAND CITY COUNCIL

86251
RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE USE OF ONE-TIME REVENUES AND EXCESS REAL ESTATE TRANSFER TAX REVENUES FOR PURPOSES OTHER THAN THOSE DENOTED IN THE CITY'S CONSOLIDATED FISCAL POLICY ADOPTING A FINDING OF NECESSITY, AND DESCRIBING PROSPECTIVE STEPS TO BE TAKEN TO RETURN TO THE PRESCRIBED USES OF SAID REVENUES

WHEREAS, on December 9, 2014 the City Council passed Ordinance No. 13279 C.M.S. adopting the City's Consolidated Fiscal Policy; and

WHEREAS, the Consolidated Fiscal Policy establishes criteria for the use of excess Real Estate Transfer Tax (RETT) revenue and the use of other one-time revenues, including the requirement to declare a fiscal emergency to use one-time revenue or excess RETT for purposes other than those denoted in Section 1, Parts C and D, of the Consolidated Fiscal Policy; and

WHEREAS, the Consolidated Fiscal Policy requires a resolution approved by a super majority (six votes) of the City Council to authorize the use one-time revenues and excess RETT for purposes other than those denoted in Section 1, Parts C and D, of the Consolidated Fiscal Policy; and

WHEREAS, the resolution must include (1) a finding of necessity (2) a statement explaining this necessity, and (3) a statement describing prospective steps to be taken to return to using one-time revenues and excess RETT as described in Section 1, Parts C and D, of the Consolidated Fiscal Policy; and

WHEREAS, it is anticipated that the City Council will adopt amendments to the Fiscal Year ("FY") 2016-17 midcycle budget by July 1, 2016, and appropriate certain funds to

provide for the expenditures proposed by said budget; and

WHEREAS, the proposed FY 2016-17 midcycle budget includes uses of one-time revenues and excess RETT that are inconsistent with Section 1, Parts C and D, of the Consolidated Fiscal Policy, and therefore a resolution as described above is required to approve the FY 2016-17 midcycle budget as proposed; now, therefore be it

RESOLVED: That the City finds that a fiscal necessity exists to use one-time revenues and excess RETT revenues to fund ongoing expenditures reflected in the proposed FY 2016-17 midcycle budget; and be it

FURTHER RESOLVED: That this finding of necessity is supported by the Statement of Necessity attached to this Resolution as *Exhibit 1*, which demonstrates that the use of one-time revenues and excess RETT is necessary for the City to continue to fund and invest over the next fiscal year in public safety, stabilizing the workforce, economic growth, job creation and training, education, equipment and technology, and quality of life; and be it

FURTHER RESOLVED: That these investments include implementation of signed contracts and memoranda of understand with City of Oakland employee unions, and investing in information technology systems and support that are required for the continued operations of financial, public safety, and revenue collection systems, as detailed in Exhibit 1 to the FY 2016-17 Midcycle Budget Adoption Resolution; and be it

FURTHER RESOLVED: That the City may undertake the following steps in order to return to utilizing one-time revenues, and excess RETT for the purposes described in Section 1, Parts C and D, of the Consolidated Fiscal Policy: review future estimates of revenues and expenditures to analyze long-term fiscal balance; reprioritize expenditures in coming budget cycles so that future investments are made within available resources; seek efficiencies and cost saving mechanisms to reduce ongoing expenditures; evaluate fees and service charges to enhance ongoing revenues and increase cost recovery where possible; continue to develop revenue collection strategies; collaborate with community groups, City employee unions; and retain subject matter experts to provide innovative solutions to enhance revenues and reduce costs; and be it

FURTHER RESOLVED: That this Resolution shall take effect immediately upon passage by a super majority vote consisting of six of eight City Council members.

IN COUNCIL, OAKLAND, CALIFORNIA, June 21, 2010

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY - 6

NOES - Brooks, Kaplan - 2

ABSENT - 0

ABSTENTION - 0

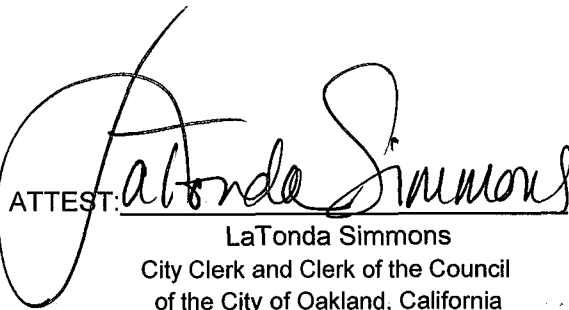
ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

EXHIBIT 1

Statement of Necessity

The City Administrator and the City Council have determined that the use of one-time revenues and excess Real Estate Transfer Tax (RETT) is necessary to support ongoing expenditures as detailed in Exhibit 1 to the FY 2016-17 Midcycle Budget Adoption Resolution.

The ongoing expenditures supported by these resources include critical investments over the next fiscal year in public safety, stabilizing the workforce, economic growth, job creation and training, education, equipment and technology, and quality of life.

These investments include:

- Maintaining ongoing investments made in the FY 2015-17 Adopted Budget, which supported key City goals including: Creating A Safe City that invests in Holistic Community Safety strategies including community policing, proactive fire prevention, violence intervention, and the ceasefire strategy; maintaining a Vibrant City that makes strategic investments in infrastructure, public works, recreation, libraries and the arts to protect and enhance the quality of life for all neighborhoods; helping to make a more Just City that promotes equitable jobs and housing that protects and nurtures a diverse and inclusive community that cares for its youth, elderly, families, and the vulnerable, through efforts to protect tenants, address the crisis of affordable housing, enforce minimum wage laws, and implement protections for the most vulnerable in our community; and promote prosperity through a diverse economy that creates equitable economic growth, jobs, and housing.
- Fully implementing the Information Technology Internal Services Fund, which will provide an ongoing mechanism for funding maintenance and licensing costs associated with the City's software systems.
- Implementing the Cost Of Living Adjustments included in the most recent round of negotiated labor agreements.
- Implementing additional public safety investments including:
 - Adding eight positions to fully civilianize the 911 call center, lower the rate of attrition for employees by creating a promotion dispatch position, and begin the process of allowing that center to receive mobile 911 calls.

- Investments in fire prevention to improve employee retention, reduce training costs and enhance fire inspection services, as well as improve the span of control in fire prevention and ensure revenue collection. Fund two Fire positions dedicated to training to ensure an adequate skill set and consistency among Fire training academies.
- Add funding for a 3rd Police Academy to begin in FY 2016-17, contingent on receiving the 2016 Community Oriented Policing (COPS) grant, and bolster the City's sworn officer count.
- Maintaining and enhancing the City's investments in grant funded programs such as the Workforce Innovations & Opportunities Act, Head Start Program, and Meals on Wheels programs.