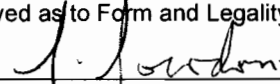


FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 MAY 29 AM 12:58

Approved as to Form and Legality

Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Ordinance No. 12944 - C.M.S.

**ORDINANCE AUTHORIZING A FISCAL YEAR 2009-10
INCREASE TO A SPECIAL TAX IMPOSED FOR LIBRARY
SERVICES IN ACCORDANCE WITH THE LIBRARY SERVICES
RETENTION AND ENHANCEMENT ACT OF 2004 (MEASURE Q)
AND SETTING JUNE 16, 2009 AS THE DATE FOR A PUBLIC
HEARING**

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 of 1994, through June 30, 2024; and

WHEREAS, Measure Q continued imposition of this special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by Section 6 of the ordinance; and

WHEREAS, the Measure Q legislation allows 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 Consumer Price Index (CPI) for all items, has increased since the 1994 index year;

WHEREAS, the Measure Q legislation further provides that any tax rate adjustment imposed by the City Council pursuant to the ordinance shall not exceed five percent of the tax rate imposed during the immediately preceding fiscal year; now, therefore

WHEREAS, a public hearing on this ordinance to increase the Measure Q special parcel tax was held on June 16, 2009 at 7:00 p.m. in City Hall, One Frank H. Ogawa Plaza, Oakland, California; now, therefore,

THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

1. The Oakland City Council hereby finds that the Consumer Price Index for all items in the San Francisco Bay Area was 216.0 for calendar year 2007 and that the Consumer Price Index for calendar year 2008 was 222.8.

2. The cost-of-living in the immediate San Francisco Bay Area as shown by the Consumer Price Index, has increased 3.1 percent between calendar year 2007 and calendar year 2008.

3. The Measure Q special tax rate upward adjustment shall be 3.1 percent, effective July 1, 2009, pursuant to the Measure Q requirement that the rate increase equal the annual CPI increase for the San Francisco Bay Area, and at no time may the increase exceed 5.0 percent of the tax rates imposed by the Ordinance during the immediately preceding fiscal year.

4. The following rate structure will be imposed on parcels within the City of Oakland effective July 1, 2009 for FY 2009-10:

PROPOSED MEASURE Q TAX INCREASES BY PARCEL TYPE			
Parcel Type	Current Parcel Rate	Proposed Increase	FY 2009-10 Parcel Rate
Single Family Residential Parcels	\$82.52	\$ 2.55	\$85.07
Multiple Residential (2 to 4 units)	\$56.37	\$ 1.74	\$58.11
Non-Residential Parcels	\$42.26	\$ 1.31	\$43.57

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 16 2009

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT BRUNNER - 8

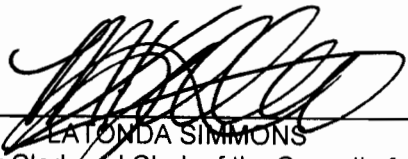
NOES - 0

ABSENT - 0

ABSTENTION - 0

Introduction Date: JUN 1 2009

ATTEST:


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