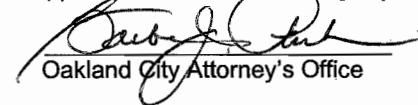


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2008 MAY 15 PM 6:47

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

12876

Ordinance No. _____ C.M.S.

**ORDINANCE AUTHORIZING A FISCAL YEAR 2008-09
INCREASE TO A SPECIAL TAX IMPOSED FOR LIBRARY
SERVICES IN ACCORDANCE WITH THE LIBRARY SERVICES
RETENTION AND ENHANCEMENT ACT OF 2004 (MEASURE Q)**

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; and

WHEREAS, a public hearing on this ordinance to increase the Measure N special parcel was held on June 17, 2008 after 5:00 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 209.2 for calendar year 2006 and that the Consumer Price Index for calendar year 2007 was 216.0.

2. The cost-of-living in the immediate San Francisco Bay Area as shown by the Consumer Price Index, has increased 3.3 percent between calendar year 2006 and calendar year 2007.

3. The Measure Q special tax rate upward adjustment shall be 3.3 percent, effective July 1, 2008, 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, 2008 for FY 2008-09:

PROPOSED MEASURE Q TAX INCREASES BY PARCEL TYPE			
Parcel Type	Current Parcel Rate	Proposed Increase	FY 2008-09 Parcel Rate
Single Family Residential Parcels	\$79.90	\$ 2.62	\$82.52
Multiple Residential (2 to 4 units)	\$54.58	\$ 1.79	\$56.37
Non-Residential Parcels	\$40.92	\$ 1.34	\$42.26

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 1 2008

PASSED BY THE FOLLOWING VOTE:

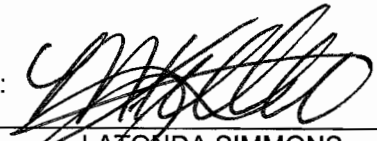
AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:


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

Introduction Date: JUN 17 2008

**ORDINANCE AUTHORIZING A FISCAL YEAR 2008-09 INCREASE TO A
SPECIAL TAX IMPOSED FOR LIBRARY SERVICES IN ACCORDANCE
WITH THE LIBRARY SERVICES RETENTION AND ENHANCEMENT ACT
OF 2004 (MEASURE Q)**

NOTICE AND DIGEST

This Ordinance authorizes an increase to a special tax imposed by the Library Services Retention and Enhancement Act of 1994 (Measure O) continued by the Library Services Retention and Enhancement Act of 2004 (Measure Q), the latter of which was submitted to the voters by Resolution No. 78223 C.M.S. and approved by the voters in March 2004. The Act allows rates to be adjusted for changes in the Consumer Price Index, in an amount not to exceed five percent (5.0%), as provided in Section 7(b) of the original Measure O legislation (Resolution No. 70776 C.M.S.) and continued in the Measure Q legislation. The proposed changes are a total increase of 3.3 percent for FY 2008-09. Effective July 1, 2008 the Single Family Residential rate would increase from \$79.90 to \$82.52, the Multiple Unit Residential rate would increase from \$54.58 to \$56.37, and the Non-Residential rate would increase from \$40.92 to \$42.26.