



City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCIL PRESIDENT PRO TEMPORE SHENG THAO AND
COUNCILMEMBER DAN KALB

RESOLUTION SUPPORTING SENATE BILL 852 (DODD) THAT WOULD AUTHORIZE CITIES, COUNTIES, AND SPECIAL DISTRICTS, EITHER ALONE OR IN COMBINATION, TO ESTABLISH CLIMATE RESILIENCE DISTRICTS THAT WOULD BE ABLE TO RAISE REVENUE THROUGH TAX INCREMENT FUNDING, AND VOTER APPROVED SUPPLEMENTAL PROPERTY TAXES, PROPERTY BENEFIT ASSESSMENTS OR FEES TO FUND, PLAN AND IMPLEMENT PROJECTS AND PROGRAMS TO ADDRESS LOCAL IMPACTS OF CLIMATE CHANGE.

WHEREAS, the state and local impacts of climate change are becoming more evident every day; and

WHEREAS, scientists have calculated that 2021 was the sixth hottest year on record; and

WHEREAS, the Intergovernmental Panel on Climate Change (IPCC) has stated that we are in a “code red” condition to take action to reduce the rate and extent of global warming in order to avoid the most catastrophic effects of climate change; and

WHEREAS, the increasing frequency of wildfires, extreme heat, extreme cold, snow, rain, and drought in California and the world are all manifestations of the influence of climate change; and

WHEREAS, California has taken a number of steps to respond to the climate crisis; and

WHEREAS, existing law authorizes certain local agencies to form a community revitalization authority (authority) within a community revitalization and investment area, as defined, to carry out provisions of the Community Redevelopment Law in that area for purposes related to, among other things, infrastructure, affordable housing, and economic revitalization; and

WHEREAS, existing law provides for the financing of these activities by, among other things, the issuance of bonds serviced by property tax increment revenues, and requires the authority to adopt a community revitalization and investment plan for the community revitalization and investment area that includes elements describing and governing revitalization activities; and

WHEREAS, no existing law address the creation of local districts for climate change adaptation; and

WHEREAS, SB 852 would authorize a city, county, city and county, special district, or a combination of any of those entities to form a Climate Resilience District for the purposes of raising and allocating funding for eligible projects and the operating expenses of such eligible projects; and

WHEREAS, SB 852 would define “eligible project” to mean projects that address sea level rise, extreme heat, extreme cold, the risk of wildfire, drought, and the risk of flooding, as specified; and

WHEREAS, SB 852 would authorize a district created pursuant to these provisions to have boundaries that are identical to the boundaries of the participating entities or within the boundaries of the participating entities; and

WHEREAS, SB 852 would authorize specified local entities to adopt a resolution to provide property tax increment revenues to the district; and

WHEREAS, SB 852 would also authorize specified local entities to adopt a resolution allocating other tax revenues to the district, subject to certain requirements; and

WHEREAS, SB 852 would provide for the financing of the activities of the district by, among other things, levying a benefit assessment, special tax, property-related fee, or other service charge or fee consistent with the requirements of the California Constitution; and

WHEREAS, SB 852 would require each district to prepare an annual expenditure plan and an operating budget and capital improvement budget, which must be adopted by the governing body of the district and subject to review and revision at least annually; now, therefore be it

RESOLVED: That the City of Oakland supports SB 852 (Dodd), a bill that would authorize Cities, Counties, and Special Districts, either alone or in combination, to establish climate resilience districts that would be able to raise revenue through tax increment funding, and voter approved supplemental property taxes, property benefit assessments or fees to fund, plan and implement projects and programs to address local impacts of climate change; and

FURTHER RESOLVED: That the City Council directs the City Administrator or his designee to distribute this Resolution upon its adoption to Governor Gavin Newsom, State Senator Bill Dodd, and state legislators representing the City of Oakland.

3151632v1

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT
FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

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