

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

# OAKLAND CITY COUNCIL

# DRAFT

City Attorney

2010 APR -1 PM 7: RESOLUTION No. \_\_\_\_\_ C.M.S.

**RESOLUTION IN SUPPORT OF THE CALIFORNIA DEMOCRACY ACT, AN INITIATIVE FOR THE NOVEMBER 2010 BALLOT, THAT WOULD REQUIRE ALL STATE LEGISLATIVE ACTION ON REVENUE AND BUDGET BE PASSED BY A MAJORITY VOTE**

**WHEREAS**, the California State Constitution currently requires that all budget and revenue legislation pass both the state Assembly and the state Senate by a 2/3 vote; and

**WHEREAS**, the practical effect of this requirement is that 1/3 + 1 or a 34% minority of legislators in either house can prevent passage of budget and revenue legislation; and

**WHEREAS**, California is one of only three states, and is the largest and most diverse state, with this requirement; and

**WHEREAS**, the recent consequences of this constitutional requirement has been for a minority of legislators to prevent California from effectively addressing its current financial crisis, catastrophically undermining the ability of the majority of elected state legislators to meet California's needs in health care, education, physical infrastructure, and public safety, and

**WHEREAS**, local governments, cities, counties, and school districts have been forced to reduce necessary services and functions with consequent adverse effects on Californians; and

**WHEREAS**, this 2/3 requirement can be changed to simple majority by ballot initiative; now therefore be it

**RESOLVED:** That the Oakland City Council endorses the California Democracy Act and encourages eligible Oakland residents to sign the petition to place it on the November 2010 ballot; and

**FURTHER RESOLVED:** That the Oakland City Council will inform Bay Area City Councils of this action and invite them to support the Act

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: \_\_\_\_\_

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