


16 JAN 15 AM 10:45

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 85984 C.M.S.

INTRODUCED BY COUNCILMEMBERS ANNIE CAMPBELL WASHINGTON
AND ABEL J. GUILLEN

RESOLUTION ALLOCATING FROM THE GENERAL PURPOSE FUND TO THE AFFORDABLE HOUSING TRUST FUND, \$350,000 OF THE TRANSIENT OCCUPANCY TAX REVENUE RECEIVED FROM TRANSIENT RESIDENTIAL HOSTING PLATFORMS OVER AND ABOVE THE AMOUNT BUDGETED IN THE FISCAL YEAR 2015-17 ADOPTED BUDGET, ANNUALLY IN EACH YEAR OF THE FISCAL YEAR 2015-17 ADOPTED BUDGET

WHEREAS, the City of Oakland is experiencing a housing crisis that is severely impacting the availability of affordable housing; and

WHEREAS, the City of Oakland currently has one of the lowest rental vacancy rates in the nation with some of the highest rental increases leading to one of the tightest rental markets among metropolitan areas in the United States of America; and

WHEREAS, the Oakland City Council is concerned that anticipated increases in short term rentals of residential property through transient residential hosting platforms will reduce availability of long-term rental housing; and

WHEREAS, Oakland Municipal Code (OMC), Chapter 4.24, section 4.24.030 imposes a Transient Occupancy Tax of eleven percent (11%) on rents charged by Hotel Operators in Oakland; and

WHEREAS, under OMC section 4.24.031, an additional surcharge of three percent (3%) applies to rents charged by the Operator of a Hotel in Oakland, and is appropriated exclusively to the Oakland Convention and Visitors Bureau (OCVB), the Oakland Zoo, the Oakland Museum of California, the Chabot Space and Science Center and the Cultural Arts Programs and Festivals; and

WHEREAS, under Oakland Municipal Code section 4.24.020, short term rentals of residential property are hotel accommodations that are subject to the Transient Occupancy Tax; and

WHEREAS, the City Council wants to utilize \$350,000 annually of the 11% Transient Occupancy Tax imposed under OMC section 4.24.030 received from transient residential hosting platforms for the development or preservation of affordable housing in the City of Oakland by increasing individuals and families access to affordable

housing by allocating the funds to the Affordable Housing Trust Fund; and

WHEREAS, the City Council anticipated at least \$500,000 in new Transient Occupancy Tax revenue received from transient residential hosting platforms and budgeted that amount in each year of the Fiscal Year 2015-17 Adopted Budget, which means that the first \$500,000 in revenue received from this activity is not available to be allocated for other activities or programs; now, therefore, be it

RESOLVED, that the City Council directs that \$350,000 collected over and above the Fiscal Year Adopted Budget budgeted amount pursuant to OMC section 4.24.020 be allocated from the General Purpose Fund to the Affordable Housing Trust Fund beginning annually on June 30, 2016 and June 30, 2017, for the period of the Fiscal Year 2015-17 Adopted Budget for the development or preservation of affordable housing in the City of Oakland to help individuals and families access affordable housing.; and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately upon its passage.

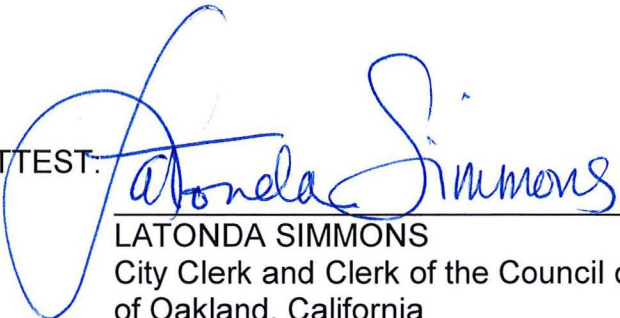
IN COUNCIL, OAKLAND, CALIFORNIA, FEB 02 2016

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN,
REID AND PRESIDENT GIBSON MCELHANEY - 8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST:



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