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Approved as to Form and Legality



City Attorney's Office

OAKLAND CITY COUNCIL
RESOLUTION NO. _____ C.M.S.

Introduced by Council President Patricia Kernighan

**RESOLUTION IN SUPPORT OF SCA 11 (HANCOCK)
"REFORM OF THE LOCAL SPECIAL TAXES VOTE
THRESHOLD" WHICH WOULD LOWER THE VOTE
THRESHOLD FOR INCREASING MOST SPECIAL
TAXES FROM 2/3s TO 55%.**

WHEREAS, the California Constitution conditions the imposition of a special tax by a local government upon the approval of 2/3s of the voters voting on that tax; and

WHEREAS, the California Constitution prohibits a local government from imposing an ad valorem tax on real property or a transactions tax or sales tax on the sale of real property; and

WHEREAS, the City of Oakland wishes to reduce the threshold for increasing most special taxes in order to make it easier for voters to choose to impose a special tax; and

WHEREAS, Senate Constitutional Amendment 11 (Hancock) would place before the California electorate a proposition that would instead condition the imposition, extension, or increase of a special tax by a local government upon the approval of 55% of the voters voting on the proposition; now therefore be it

RESOLVED that the Oakland City Council supports Senate Constitution Amendment 11 and encourages the California Legislature to place the amendment before the electorate; and be it

FURTHER RESOLVED: That the City Council hereby directs the City Administrator and the City's legislative lobbyist to advocate for the above position in the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, GIBSON McELHANEY, GALLO, KALB, KAPLAN, REID, SCHAFF, and PRESIDENT KERNIGHAN

NOES-

ABSENT-

ABSTENTION-

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