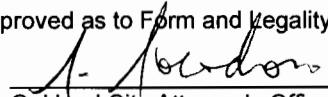


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Approved as to Form and Legality  
  
Oakland City Attorney's Office

2009 SEP -3 PM 5: 04

## OAKLAND CITY COUNCIL

Resolution No. 8 2 3 0 5 C.M.S.

Introduced by Councilmember \_\_\_\_\_

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**RESOLUTION APPROPRIATING \$114,484 TO THE CULTURAL ARTS AND MARKETING DIVISION OF THE COMMUNITY AND ECONOMIC DEVELOPMENT AGENCY AND \$115,050 TO NON-DEPARTMENTAL FROM MEASURE C PROCEEDS, A VOTER-APPROVED INITIATIVE TO LEVY A THREE PERCENT SURCHARGE ON THE CITY'S TRANSIENT OCCUPANCY TAX (HOTEL TAX)**

**WHEREAS**, Resolution No. 81855 C.M.S. approved by the City Council placed "Measure C" on the ballot for a special election on July 21, 2009 to amend the Oakland Municipal Code by adding a tax of three percent of the rent charged by the operator of a hotel, in addition to the eleven percent existing tax, for the privilege of occupancy in any hotel in the City of Oakland; and

**WHEREAS**, Oakland voters approved Measure C on July 21, 2009 by 76.6 percent; and

**WHEREAS**, 12.5 percent of said surcharge would be appropriated to cultural arts programs and festivals generally; and

**WHEREAS**, in 1985, the City Council adopted the first arts funding policies and procedures for the City of Oakland, establishing a panel system of evaluating funding proposals and distributing City funds to the arts; and

**WHEREAS**, the Cultural Funding Program within the Cultural Arts and Marketing Division of the Community and Economic Development Agency (CEDA) is the City's funding mechanism to support Oakland-based nonprofit organizations and artists providing arts and cultural activities to the public; and

**WHEREAS**, the mission of the Cultural Funding Program is to fund Oakland-based art and cultural activities that reflect the diversity of the city for citizens of and visitors to Oakland, focusing on the key areas of General Support, Neighborhood Arts and Arts Education; now therefore be it

**RESOLVED:** that estimated proceeds from the Transient Occupancy Tax (TOT) surcharge earmarked for cultural arts programs in the amount of \$114,484 be appropriated to the Cultural Arts and Marketing Division of CEDA for the purpose of granting to cultural arts programs through the existing Cultural Funding Program; and be it further

**RESOLVED:** that estimated proceeds from the Transient Occupancy Tax (TOT) surcharge earmarked for festival in the amount of \$115,010 be appropriated to the Non-Departmental organization for the purpose of the Art and Soul Festival.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 22 2009, 2009

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, ~~BENNETT~~, KAPLAN, KERNIGHAN, ~~MADE~~, QUAN, ~~REID~~, and PRESIDENT BRUNNER - 5


NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - De La Fuente, Nadel, Reid - 3

ATTEST:

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