

  
CITY ATTORNEYORDINANCE NO. 12609 C.M.S.

**ORDINANCE AUTHORIZING A FISCAL YEAR 2004-05 INCREASE  
TO A SPECIAL TAX IMPOSED FOR EMERGENCY MEDICAL  
SERVICES IN ACCORDANCE WITH THE EMERGENCY MEDICAL  
SERVICES RETENTION ACT OF 1997 (MEASURE M)**

**WHEREAS**, in 1997 the voters of Oakland approved Measure M, a special tax to fund emergency medical services; and

**WHEREAS**, Measure M imposed a special tax on all parcels in the City of Oakland, except where the parcels are otherwise exempt from taxation by Section 3 of the Ordinance; and

**WHEREAS**, Measure M provided that beginning in fiscal year 1998-99 and each fiscal year thereafter, the Oakland City Council may increase the tax only upon a finding that the cost of living in the immediate San Francisco Bay Area, as shown by the Consumer Price Index (CPI) for all items, has increased since the 1997 index year; and

**WHEREAS**, Measure M provided that any tax rate adjustment imposed by the City Council pursuant to the ordinance shall not exceed five percent of the tax rate imposed during the immediately preceding fiscal year;

**WHEREAS**, a public hearing on this ordinance to increase the Measure M special parcel tax was held on June 10, 2004 at 5:00 p.m. in City Hall, One Frank H. Ogawa Plaza, Oakland, California;

**NOW, THEREFORE**, the Council of the City of Oakland does hereby ordain as follows:

1. The Oakland City Council hereby finds that the Consumer Price Index for all items in the San Francisco Bay Area was 193.0 for calendar year 2002 and that the Consumer Price Index for calendar year 2003 was 196.4; and
2. The cost-of-living in the immediate San Francisco Bay Area as shown by the Consumer Price Index, has increased 1.8 percent between calendar year 2002 and calendar year 2003; and
3. The Measure M special tax rate upward adjustment shall be 1.8 percent, effective July 1, 2004, pursuant to the Measure M requirement that the rate increase not exceed the annual CPI increase for the San Francisco Bay Area,

and at no time may the rate increase exceed 5.0 percent of the tax rates imposed by the Ordinance during the immediately preceding fiscal year; and

4. The following adjusted tax rates will be imposed on parcels within the City of Oakland effective July 1, 2004:

<b>Measure M Tax Rate Increase</b>			
<b>Parcel Type</b>	<b>Current Parcel Rate</b>	<b>Proposed Increase</b>	<b>FY 2004-05 Parcel Rate</b>
Single Family Residence	\$10.46	\$0.18	\$10.64
Multiple Residential (2 to 4 units)	\$20.91	\$0.37	\$21.28
Multiple Residential (5 or more units)	\$52.26	\$0.94	\$53.20
Commercial	\$20.91	\$0.37	\$21.28
Industrial	\$41.81	\$0.75	\$42.56
Rural	\$10.46	\$0.18	\$10.64
Institutional	\$10.46	\$0.18	\$10.64

**JUN 29 2004**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2004

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, NADEL, ADAN, REID, WAN, AND DELA FUENTE - 7

NOES- 0

ABSENT- EXCUSED BROOKS - 1

ABSTENTION- 0

Introduction Date: JUN 10 2004

ATTEST:



CEDA FLOYD  
City Clerk and Clerk of the Council  
City of Oakland, California

**ORDINANCE AUTHORIZING AN INCREASE TO A SPECIAL TAX IMPOSED  
FOR EMERGENCY MEDICAL SERVICES IN ACCORDANCE WITH  
MEASURE M APPROVED BY VOTERS IN 1997**

**NOTICE AND DIGEST**

This Ordinance authorizes an increase to a special tax imposed by the Emergency Medical Services Retention Act of 1997 (Measure M), which was submitted to the voters by Resolution No. 73311 C.M.S. and approved by the voters in November 1997. The Act allows rates to be adjusted for changes in the Consumer Price Index, in an amount not to exceed five percent (5%), as provided in section 4 of the Resolution. The proposed changes are a total increase of 1.8 percent for FY 2004-05. Effective July 1, 2004, the Single Family Residential rate would increase from \$10.46 to \$10.64, the Multiple Unit Residential rate (2 to 4 units) would increase from \$20.91 to \$21.28, the Multiple Unit Residential rate (5 or more units) would increase from \$52.26 to \$53.20, the Commercial rate would increase from \$20.91 to \$21.28, the Industrial rate would increase from \$41.81 to \$42.56, the Rural rate would increase from \$10.46 to \$10.64, and the Institutional rate would increase from \$10.46 to \$10.64.

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**Notice of Publication**

This Ordinance was introduced at the City Council meeting, Tuesday evening June 10, 2004, and passed to print 8 Ayes. Hearing on final adoption has been scheduled for the City Council meeting Tuesday evening June 29, 2004 6:00 p.m., at One Frank H. Ogawa Plaza, Council Chambers, on the third floor in Oakland, California.

Three full copies are available for use and examination by the public in the Office of the City Clerk at One Frank H. Ogawa Plaza, 1st floor, Oakland, California.

CEDA FLOYD, City Clerk

The Oakland Tribune, #373761  
June 26, 2004