



INTRODUCED BY COUNCIL MEMBER 2006 AUG 29 PM 1:33

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**RESOLUTION DECLARING THE CITY OF OAKLAND'S SUPPORT  
FOR PROPOSITION 1A  
(Transportation Funding Protection Legislative Constitutional Amendment)**

**WHEREAS**, the State Legislature placed Proposition 1A (Transportation Funding Protection Legislature Constitutional Amendment) on the November 2006 statewide ballot; and

**WHEREAS**, Proposition 1A closes a loophole in Proposition 42 (which voters approved in 2002) that permits the legislature to suspend transfer of the state sales tax on motor fuels from the General Fund to transportation projects during a "fiscal emergency" and to redirect these funds to the General Fund; and

**WHEREAS**, Proposition 1A specifically amends the State Constitution to tighten conditions under which the State Legislature can divert Proposition 42 motor fuel sales tax revenues to the General Fund by:

- requiring that these funds be considered as loans and repaid with interest within three years;
- limiting diversions to twice within ten consecutive years; and
- prohibiting further diversions if previous loans (excluding those made prior to 2007-08) have not been repaid in full; and

**WHEREAS**, the Oakland City Council endorsed Senate Constitutional Amendment 7 by Senator Torlakson which placed Proposition 1A on the November 2006 ballot; and

**WHEREAS**, the City of Oakland had approximately \$3 million of Proposition 42 local street and road maintenance funds suspended in the two fiscal years immediately following the March 2002 passage of Proposition 42 when the State Legislature declared a "fiscal emergency"; and

**WHEREAS**, the City of Oakland will benefit by passage of Proposition 1A as it will provide a more stable flow of revenues for local street and road maintenance from the sales tax on motor vehicle fuels;

**NOW THEREFORE BE IT RESOLVED**, that the Oakland City Council hereby endorses Proposition 1A, the Transportation Funding Protection Legislative Constitutional Amendment, on the November 2006 state ballot and urges local voters to support the measure; and be it

**FURTHER RESOLVED**, that a copy of this resolution shall be sent to the Proposition 1A campaign to document the City's endorsement of the measure.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 19 2006, 2006


**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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