

FILED
OFFICE OF THE CITY CLERK
OAKLAND

INTRODUCED BY COUNCIL MEMBER _____

2017 DEC 13 PM 2:09

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 84163 C. M. S.

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLAND
DESIGNATING AND AUTHORIZING DOUGLAS R. BOYD OF THE LAW
OFFICE OF DOUGLAS R. BOYD A COUNSEL, AS A CITY
REPRESENTATIVE TO EXAMINE SALES AND USE TAX RECORDS**

WHEREAS, pursuant to California Revenue and Taxation Code Section 7200, et seq., the City of Oakland has adopted a sales and use tax ordinance which imposes a tax and provides a measure therefore that can be administered and collected by the State Board of Equalization along the same and existing statutory and administrative procedures followed by the State Board of Equalization in administering and collecting the California State Sales and Use Taxes; and

WHEREAS, pursuant to California Revenue and Taxation Code Section 7056, the City of Oakland, by resolution, may designate any officer, employee or any other person to examine all of the sales and use tax records of the Board pertaining to sales and use taxes collected for the City; and

WHEREAS, the City of Oakland has retained consultant, the Douglas R. Boyd of the Law Office of Douglas R. Boyd, as the authorized legal representative of the City to examine such sales and use tax records maintained by the Board on behalf of the City of Oakland; and now, therefore, be it

RESOLVED: That the City Council of the City of Oakland hereby certifies to the State Board of Equalization that the Law Office of Douglas R. Boyd is a designated representative of the City of Oakland to examine all of the sales and use tax records of the Board pertaining to sales and use taxes collected by the Board on behalf of the City of Oakland; and be it

FURTHER RESOLVED: That pursuant to California Revenue and Taxation Section 7056(b), the City Council of the City of Oakland certifies that the Law Offices of Douglas R. Boyd (hereinafter referred to as "Consultant") meets all of the following conditions:

a. Consultant has an existing contract with the City to represent the City in a matter requiring examination of Board of Equalization sales tax records;

b. Consultant is required by that contract to disclose information contained in, or derived from, those sales tax records only to an officer or employee of the City who is authorized by resolution to examine the information;

c. Consultant is prohibited by the contract from performing consulting services for a retailer during the term of the contract; and

d. Consultant is prohibited from retaining the information contained in, or derived from, those sales tax records, after the contract has expired; and be it

FURTHER RESOLVED: The officers and employees authorized to examine information contained in or derived from sales and use tax records accessed by Law Office of Douglas R. Boyd are: Douglas R. Boyd; and be it

FURTHER RESOLVED: That this Resolution shall take effect immediately upon its passage.

IN OAKLAND, COUNCIL, CALIFORNIA, DEC 18 2012, 2012

PASSED BY THE FOLLOWING VOTE:

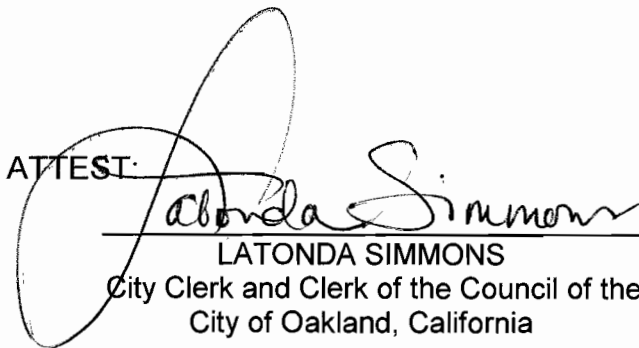
AYES - DE LA FUENTE, KERNIGHAN, NADEL, SCHAAF, ~~BRUNNER~~, BRUNNER, KAPLAN, AND PRESIDENT REID - 7

NOES - 0

ABSENT - 0

ABSTENTION - Brooks - 1

ATTEST:


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