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OAKLAND

2011 MAR 11 AM 9:24

Approved as to Form and Legality

M. Moradlou
Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Ordinance No. 13056 C.M.S.

ORDINANCE AUTHORIZING A FISCAL YEAR 2010-11 INCREASE TO A SPECIAL TAX IMPOSED FOR VIOLENCE PREVENTION AND PUBLIC SAFETY SERVICES IN ACCORDANCE WITH THE VIOLENCE PREVENTION AND PUBLIC SAFETY ACT OF 2004 (MEASURE Y) AND SETTING JUNE 15, 2010 AS THE DATE FOR A PUBLIC HEARING

WHEREAS, in 2004 the voters of Oakland approved Measure Y, a special tax to fund violence prevention and public safety services; and

WHEREAS, Measure Y imposes 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 Y provided that beginning in fiscal year 2005-2006 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 Y 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; and

WHEREAS, a public hearing on this ordinance to increase the Measure Y special parcel tax was held on June 15, 2010 at 6:30 p.m. in City Hall, One Frank H. Ogawa Plaza, Oakland, California; now, therefore,

THE COUNCIL OF THE CITY OF OAKLAND DOES 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 222.8 for calendar year 2008 and 224.4 for calendar year 2009.

2. The cost-of-living in the immediate San Francisco Bay Area as shown by the Consumer Price Index, has increased 0.7 percent between calendar year 2008 and calendar year 2009.

3. The Measure Y special tax rate upward adjustment shall be 0.7 percent, effective July 1, 2010, pursuant to the Measure Y requirement that the rate increase equal the annual CPI increase for the San Francisco Bay Area, and at no time may the increase exceed 5.0 percent of the tax rates imposed by the Ordinance during the immediately preceding fiscal year.

4. The following rate structure will be imposed on parcels within the City of Oakland effective July 1, 2010 for FY 2010-11:

MEASURE Y TAX INCREASES BY PARCEL TYPE			
Parcel Type	Prior Parcel Rate	Increase	FY 2010-11 Parcel Rate
Single Family Residential Parcels	\$90.72	\$0.66	\$91.38
Multiple Unit Residential Parcels	\$61.98	\$0.45	\$62.43
Non-Residential Parcels	\$46.46	\$0.34	\$46.80

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 1 2011

PASSED BY THE FOLLOWING VOTE:

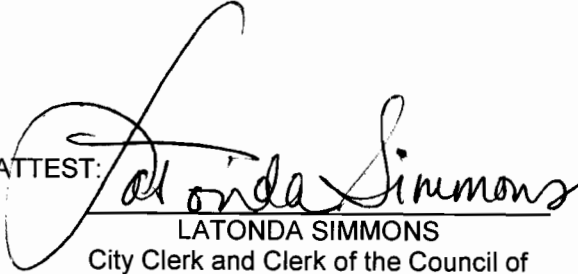
AYES - ~~Brooks~~, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND ~~PRESIDENT~~ BRUNNER - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brooks - 1

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

Introduction Date **JUN 15 2010**