

**CITY OF OAKLAND**  
*AGENDA REPORT*

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2004 JUN -7 PM 3: 26

**To:** Office of the City Administrator  
**Attn:** Deborah Edgerly  
**From:** Budget Office  
**Date:** June 10, 2004

**Subject:** 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)

---

**SUMMARY**

Attached for City Council consideration is an ordinance authorizing a FY 2004-05 adjustment, consistent with the Consumer Price Index (CPI), to the special parcel tax for the Emergency Medical Services Retention Act of 1997.

In June 1997, the electorate of Oakland approved, by more than a two-thirds majority, the Emergency Medical Services Retention Act of 1997, Measure M. The measure imposed a parcel tax for the purpose of raising revenue necessary to retain and enhance emergency dispatch and medical services in the City of Oakland, and replaced funding from a previous assessment imposed by the City that was invalidated by Proposition 218. The Measure M legislation authorizes the City Council to increase the tax rates by a cost-of-living factor beginning in Fiscal Year 1998-99 and continuing each fiscal year thereafter. A 1.8 percent increase to Measure M special parcel tax rates is proposed for FY 2004-05, in line with the CPI increase for the San Francisco Bay Area.

A public hearing on the proposed ordinance to increase the Measure M special parcel tax is scheduled for this date, June 10, 2004 at 5:00 p.m.

**FISCAL IMPACT**

The FY 2004-05 estimated revenue from Measure M (fund 2412) is \$1.5 million, including the proposed rate increases. The proposed annual rate increase of 1.8 percent translates into approximately \$26,000 of the total FY 2004-05 estimated revenue.

**BACKGROUND**

Beginning FY 1998-99 and continuing each fiscal year thereafter, the Measure M legislation allows the City Council to adjust the tax rates in accordance with the CPI for the immediate San Francisco Bay Area. At no time, however, may the rates be increased by more than 5.0 percent of the tax rates imposed by ordinance during the immediate preceding fiscal year.

Item # 2.2  
Special City Council Meeting  
June 10, 2004

The following table summarizes the historical tax rate increases that have been authorized pursuant to City Council action since the legislation was enacted:

#### Historical Measure M Rate Increases

Council Action Date	Percent Increase	Effective Date
July 11, 2000	4.2%	July 1, 2000
June 5, 2001	4.5%	July 1, 2001
June 11, 2002	5.0%	July 1, 2002
June 19, 2003	1.6%	July 1, 2003

#### DISCUSSION

The proposed ordinance applies an adjustment of 1.8 percent to the current Measure M special parcel tax amount, effective July 1, 2004. The proposed increase applies on a fiscal year basis (i.e., July-June).

The following table summarizes the impact of the proposed increases by parcel type:

#### Proposed Measure M Tax Increases by Parcel Type

Parcel Type	Current Parcel Rate	Proposed Increase	Adjusted Parcel Rate
Single Family Residential Parcels	\$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

#### SUSTAINABLE OPPORTUNITIES

There are no direct economic, environmental, or social equity opportunities or impacts associated with the City Council action requested in this report.

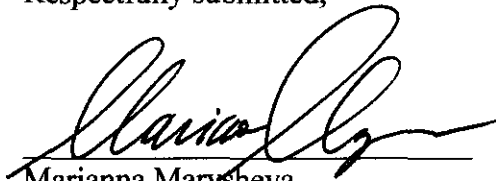
**DISABILITY AND SENIOR ACCESS**

There are no direct disability and senior access impacts associated with the City Council action requested in this report.

**RECOMMENDATION**

Staff recommends that the City Council adopt the proposed ordinance authorizing a 1.8 percent increase, consistent with CPI, in the tax imposed pursuant to the Emergency Medical Services Retention Act of 1997.

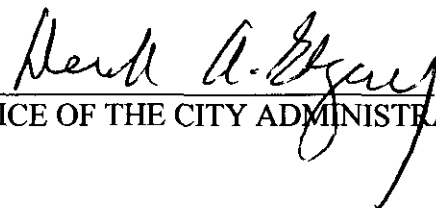
Respectfully submitted,



Marianna Marysheva  
Budget Director

Prepared by: Stephanie Hom  
Principal Budget Analyst  
Budget Office

APPROVED FOR FORWARDING TO THE  
CITY COUNCIL

  
OFFICE OF THE CITY ADMINISTRATOR

  
CITY ATTORNEY

ORDINANCE NO. \_\_\_\_\_ 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,

**2.2**  
**SPECIAL**  
**ORA/COUNCIL**  
**JUN 10 2004**

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

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

**PASSED BY THE FOLLOWING VOTE:**

AYES-

NOES-

ABSENT-

ABSTENTION-

ATTEST:

**2.1**  
**SPECIAL**  
**ORA/COUNCIL**  
**JUN 10 2004**

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.

2.2  
SPECIAL  
CRA/COUNCIL  
JUN 10 2004