

RESOLUTION NO. 28395

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING THE TRANSACTION AND USE TAX IMPLEMENTATION PLAN FOR THE FIRE DEPARTMENT

WHEREAS, on August 3, 2004, the Council adopted Ordinance No. 3680 adding Chapter 3-26, including sections 3-26.120 (A-H), to the Santa Rosa City Code, which imposes a special transactions and use tax (Special Tax), the revenues of which may only be utilized for specified Police and Fire purposes and uses and gang prevention and youth programs as set forth in Chapter 3-26; and

WHEREAS, in the City's November 2004 election, the Special Tax, identified and known as ballot Measure O, was approved by more than two thirds of the voters voting thereon and the election result was certified on December 7, 2004; and

WHEREAS, in accordance with Section 3-26.120(F) of the City Code, the Council approved a Transaction and Use Tax Implementation Plan (the Plan) on September 21, 2004, by Resolution No. 26069; and

WHEREAS, the Plan sets forth the authorized uses, purposes and programs to be funded by the Special Tax's revenues along with the estimated amounts and dates of such funding; and

WHEREAS, the Council, in accordance with section 3-26.120(F) of the City Code, thereafter approved amendments to the Plan on February 1, 2005, by Resolution No. 26184; on February 28, 2006, by Resolution No. 26506; on June 15, 2006, by Resolution No. 26585; on August 15, 2006, by Resolution No. 26636; on September 11, 2007, by Resolution No. 26930; on April 8, 2008, by Resolution No. 27070; on June 19, 2008, by Resolution No. 27139; on September 23, 2008, by Resolution No. 27206; on June 19, 2009, by Resolution No. 27413; and on June 15, 2010 by Resolution No. 27649; on June 15, 2011 by Resolution No. 27910; and

WHEREAS, the utilization of this proposed change would constitute a change to the Plan and would require the approval of six Council members.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa amends the Transaction and Use Tax Implementation Plan, which, as so amended, is attached, marked Exhibit A, and made a part of this resolution.

BE IT FURTHER RESOLVED that the Council of the City of Santa Rosa approves the transfer of \$500,000 of Measure O funds from CIP Project 05054 (New Fire Station-South Santa Rosa) and \$100,000 from CIP Project 05064 (Interim Fire Station-Southeast) and \$150,000 from CIP Project 05045 (Interim Fire Station-Fountaingrove) to Measure O funded CIP Project 05060 (New Fire Station-Fountaingrove Parkway).

IN COUNCIL DULY PASSED this 10th day of December, 2013.

AYES: (7) Mayor Bartley, Vice Mayor Swinth, Council Members Carlstrom, Combs, Olivares, Ours, Wysocky

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_  
City Clerk Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

Attachment: Exhibit A – Transaction and Use Tax Implementation Plan - Fire Department  
(Proposed FY 2013/14)