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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH EXPRESSING ITS INTENT TO
5 PRIORITIZE SPENDING OF FUTURE GENERAL
6 PURPOSE OIL BARREL PRODUCTION TAX REVENUES
7 FOR CERTAIN PURPOSES
8

9 WHEREAS, pursuant to Section 3.80.221 of Chapter 3.80 of Title 3 of the
10 Long Beach Municipal Code, the City currently imposes a general purpose Oil Barrel
11 Production Tax ("Barrel Tax") at the rate of 15 cents per barrel upon every person
12 conducting, managing or carrying on the business of oil production from any well located
13 within the City; the revenues from which are deposited in the City's General Purpose
14 Fund and may be used for general City services; and

15 WHEREAS, the general purpose Barrel Tax was separately adopted and is
16 in addition to the City's special purpose Barrel Tax (LBMC Section 3.80.222, also known
17 as "Prop. H"), which is currently imposed at the rate of 33 cents per barrel, the revenues
18 from which are deposited in the City's "Police and Fire Public Safety Oil Production Act
19 Fund," the proceeds of which may only be used for public safety purposes, including, but
20 not limited to, equipment, facilities and training, all intended to ensure responses to public
21 safety needs, natural and man-made disasters and possible acts of terrorism; and

22 WHEREAS, pursuant to City Charter and California Elections Code §9222,
23 the City Council placed a measure on the November 3, 2020 General Municipal Election
24 ballot proposing an increase to the maximum rate of the City's general purpose Barrel
25 Tax from 15 cents per barrel to 30 cents per barrel, to begin October 1, 2021, with annual
26 CPI increases; and

27 WHEREAS, the proposed measure is a general tax, the revenue of which
28 will be placed in the City's general fund and will be used to pay for important general City

1 services; and

2 WHEREAS, the general fund provides funding for community health
3 programs; clean air and water programs; climate change awareness activities, child and
4 youth services and programs, such as job training and early childhood education, as well
5 as for other important general City services; and

6 WHEREAS, the City Council desires to adopt this resolution expressing its
7 intent, if Long Beach voters approve the general purpose Barrel Tax increase to a
8 maximum of 30 cents per barrel, subject to annual CPI increases as provided in the
9 Measure, to commit to spend the additional Barrel Tax revenue generated by the rate
10 increase for various purposes, with priorities as identified herein;

11 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
12 follows:

13 Section 1. Findings. The City Council finds that all of the preceding
14 recitals are true and correct.

15 Section 2. Priorities for Spending Additional General Fund Barrel Tax
16 Revenue Generated by Increase. The City Council hereby expresses its intent, if the
17 general purpose Barrel Tax increase is enacted by the voters, to prioritize spending of
18 revenue generated by the rate increase for the following purposes:

19 A. Climate Change and the Environment: Future general fund
20 Barrel Tax revenue may provide funding to reduce greenhouse gas
21 emissions; to educate and inform the public of the consequences of climate
22 change; to implement the City's Climate Action and Adaptation Plan or
23 other environmental strategic plans; to promote clean air and water quality;
24 and other climate and environmental programs as determined by the City
25 Council through the annual budget process.

26 B. Community Health: Future general fund Barrel Tax revenue
27 may provide funding for community health and well-being programs and
28 services; trauma-informed based approaches to community needs; violence

1 prevention services; to address health equity and health disparities in at-risk
2 populations; implementation of health-focused strategic plans; and other
3 health-focused initiatives as determined by the City Council through the
4 annual budget process.

5 C. Children and Youth Services and Programs: Future general
6 fund Barrel Tax revenue may also be spent on creating and expanding
7 early childhood education; funding youth programming and youth equity
8 opportunities; implementing youth-focused strategic plans; youth job
9 training opportunities; and other child and youth-focused initiatives as
10 determined by the City Council through the annual budget process.

11 Section 3. Barrel Tax Increase Measure Not Deemed a Special Tax.
12 The adoption of this Resolution shall not be construed, and it is not the City Council's
13 intent, to convert the proposed Barrel Tax rate increase measure into a "special tax", as
14 that term is defined by Article XIII C §1(d) of the California Constitution, California
15 Government Code §§ 53721 and 53724, or any combination thereof. Although this
16 Resolution expresses the intent of the current City Council to spend future general fund
17 Barrel Tax revenues for certain priorities, this Resolution is non-binding on any future or
18 subsequently constituted City Council, and the general fund Barrel Tax measure shall
19 remain a "general tax" as that term is defined in Article XIII C §1(a) of the California
20 Constitution.

21 Section 4. This Resolution shall take effect immediately upon its
22 adoption by the City Council, and the City Clerk shall certify the vote adopting this
23 Resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of September 15, 2020, by the following vote:

Ayes: Councilmembers: Zendejas, Pearce, Price,
Supernaw, Mungo, Andrews,
Uranga, Austin, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s) Councilmembers: None.



City Clerk

OFFICE OF THE CITY ATTORNEY
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