

ORDINANCE NO. 1665

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOODLAND AMENDING CHAPTER 3.28 OF TITLE 3 OF THE WOODLAND MUNICIPAL CODE TO EXTEND THE 1/4% TRANSACTIONS AND USE TAX FOR GENERAL PURPOSES, WHICH SHALL CONTINUE TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

WHEREAS, pursuant to California Revenue and Taxation Code Section 7285.9, the City of Woodland (the “City”) has the authority to levy a Transactions and Use Tax for general purposes; and

WHEREAS, a majority of the voters voting on the measure (Measure J) in the City approved a one-quarter of one percent (0.25%) Transactions and Use Tax at an election held on June 3, 2014; and

WHEREAS, the City's Transactions and Use Tax Ordinance is found in Chapter 3 of the City's Municipal Code; and

WHEREAS, Section 3.28.020 sets forth a “Termination Date” of September 30, 2022, at which time Chapter 3.28 of Title 3 of the Municipal Code will be repealed unless an extension or re-authorization is approved by the voters of the City at an election called for that purpose; and

WHEREAS, an extension or re-authorization of the City's Transactions and Use Tax will be submitted to the voters to extend the “Termination Date” of Chapter 3.28 of Title 3 to September 30, 2032; and

WHEREAS, approval of this Ordinance by the voters of the City of Woodland would not raise taxes but would extend an existing tax.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODLAND DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Authority. The City Council enacts this ordinance in accordance with the authority granted to cities by Article XI, Section 7 of the California Constitution.

Section 2. Amendment. The definition of “Operative date” and “Termination date” in Section 3.28.020 of the City's Municipal Code is hereby amended to read as follows:

3.28.020 Definitions

“Operative date” means the first day of the first calendar quarter commencing more than one hundred ten days after the later of the adoption of Ordinance No. 1665 and the approval by the voters of the city of a measure approving the imposition of a transaction and use tax;

provided that, if the city shall not have entered into a contract with the California Department of Tax and Fee Administration as required by Section 3.28.040 prior to such date, the operative date shall be the first day of the first calendar quarter following the execution of such a contract. If this amendment is approved by the City Council on June 16, 2020, and the measure is approved by a majority of the voters voting on the measure at the November 3, 2020 election, the operative date shall be October 1, 2022.

“Termination date” means September 30, 2032, unless this Ordinance is extended or repealed by the voters at a subsequent election.

Section 3. Amendment. In each instance in Chapter 3.28 where the term “Board of Equalization” appears, such reference shall be changed to the “California Department of Tax and Fee Administration.”

Section 4. Spending Plan. The City shall prepare a detailed annual spending plan and report regarding the expenditure of any proceeds from the taxes collected pursuant to Chapter 3.28 of Title 3 of the Woodland Municipal Code. The spending plan and report shall be presented to the public and published in the newspapers.

Section 5. Approval by the Voters. This Ordinance relates to the levying and collecting of transactions and use taxes, shall be submitted to the voters at an election to be held on November 3, 2020, and shall take effect only if approved by a majority of the voters voting on the measure at the November 3, 2020 General Municipal Election. The Ordinance shall then become effective in accordance with Section 3.28. Upon approval by a majority of the voters of the City voting on this Ordinance, the Transactions and Use Tax set forth in Chapter 3.28 of Title 3 of the City's Municipal Code shall be re-authorized and extended through and including September 30, 2032. The City Clerk is hereby directed to publish this Ordinance at least once, within fifteen (15) days of its adoption, in a newspaper of general circulation published and circulated in the City of Woodland.

PASSED AND ADOPTED by the City Council of the City of Woodland at a regular meeting of the City Council held on the 16th day of June, 2020, by the following vote:

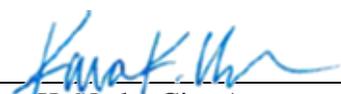
AYES: Barajas, Fernandez, Lansburgh, Rodriguez and Stallard
NOES: None
ABSENT: None
ABSTAIN: None

Rich Lansburgh, Mayor

ATTEST:

APPROVED AS TO FORM:

Ana B. Gonzalez, City Clerk



Kara K. Ueda, City Attorney