

RESOLUTION NO. 74975

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSÉ APPROVING THE INCREASED LIBRARY PARCEL TAX RATES FOR FY 2009-2010 AND APPROVING THE PLACEMENT OF THE LIBRARY PARCEL TAX ON THE FY 2009-2010 SANTA CLARA COUNTY PROPERTY TAX ROLL

WHEREAS, in August, 2004, the City Council of the City of San José (“City”) adopted Resolution No. 72268, placing a Library Parcel Tax, as provided in the San José Library and Reading Protection Measure (Measure S), on the November, 2004 ballot; and

WHEREAS, at the City’s general election held in November, 2004, voters approved Measure S (San José Library and Reading Protection Measure) by the required two-thirds vote and authorized a ten-year Library Parcel Tax to provide funding to maintain and enhance Citywide library services and facilities; and

WHEREAS, in order for the County of Santa Clara to place the Library Parcel Tax on the Fiscal Year (“FY”) 2009-2010 property tax roll, the City Council is required to adopt a resolution approving the tax rate for FY 2009-2010; and

WHEREAS, the Library Parcel Tax rate schedule for FY 2009-2010 is attached as Exhibit A to this Resolution; and

WHEREAS, the Library Parcel tax rate schedule incorporates a 1.17% increase over the library parcel tax rates approved by the City Council for FY 2008-09;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSÉ THAT:

1. Pursuant to the provisions of Chapter 4.79 of the San José Municipal Code, the City Council approves the increased Library Parcel Tax rates for FY 2009-2010 as set forth in the attached Exhibit A, including the calculation of the Consumer

Price Index adjustment, as more fully described in the memorandum to this Council, dated May 26, 2009, from the Director of the Finance Department. Further, the Library Parcel Tax is to be levied on parcels of land in the City of San José for FY 2009-2010 in accordance with the tax rate schedule for FY 2009-10 set forth in the attached Exhibit A.

2. The City's Director of Finance shall cause a certified copy of this Resolution to be delivered to the Auditor of the County of Santa Clara for entry in the assessment book of the respective sums in dollars and cents, to be paid as established by this Resolution and Chapter 4.79 of the San José Municipal Code.

ADOPTED this 16th day of June, 2009, by the following vote:

AYES: CAMPOS, CHU, CONSTANT, HERRERA, KALRA,
LICCARDO, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: CHIRCO, NGUYEN.

DISQUALIFIED: NONE.

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

EXHIBIT A
LIBRARY PARCEL TAX RATES
(FY 2008-09 Actual and FY 2009-10 Proposed Library Tax Rates)

Land Use Classification	FY 2008-09 Parcel Tax	Proposed FY 2009-10 Parcel Tax (1.17% Increase)
Single Family Parcels	\$27.00/Parcel	\$27.32/Parcel
Condominium/Townhome Parcels	\$27.00/Parcel	\$27.32/Parcel
Other Residential Parcels (Fraternity, Sorority, Boarding, Rooming House, Farm Labor Camp)		
Up to 20 Units	\$10.12/Unit	\$10.24/Unit
21 to 50 Units	\$199.10 + \$6.75/Unit Greater than 20 Units	\$201.43 + \$6.83/Unit Greater than 20 Units
51 to 100 Units	\$404.78 + \$3.37/Unit Greater than 50 Units	\$409.52 + \$3.41/Unit Greater than 50 Units
Over 100 Units	\$573.22 + \$1.36/Unit Greater than 100 Units	\$579.93 + \$1.38/Unit Greater than 100 Units
Multi-Family Residential Parcels		
Up to 20 Units	\$13.56/Unit	\$13.72/Unit
21 to 50 Units	\$271.22 + \$9.04/Unit Greater than 20 Units	\$274.39 + \$9.15/Unit Greater than 20 Units
51 to 100 Units	\$542.34 + \$4.51/Unit Greater than 50 Units	\$548.69 + \$4.56/Unit Greater than 50 Units
Over 100 Units	\$768.00 + \$1.80/Unit Greater than 100 Units	\$776.99 + \$1.82/Unit Greater than 100 Units
Commercial Parcels		
Less than or equal to 0.5 acres	\$80.98/Acre	\$81.93/Acre
Greater than 0.5 acres to 1.0 acre	\$40.49 + \$53.99/Acre Greater than 0.50 Acres	\$40.96 + \$54.62/Acre Greater than 0.50 Acres
Greater than 1.0 acre to 5.0 acres	\$67.48 + \$40.49/Acre Greater than 1.0 Acres	\$68.27 + \$40.96/Acre Greater than 1.0 Acres
Greater than 5.0 acres to 10 acres	\$229.43 + \$27.00/Acre Greater than 5.0 Acres	\$232.11 + \$27.32/Acre Greater than 5.0 Acres
Greater than 10 acres	\$364.40 + \$6.75/Acre Greater than 10.0 Acres	\$368.66 + \$6.83/Acre Greater than 10.0 Acres
Minimum Special Tax per Parcel	\$13.49/Parcel	\$13.65/Parcel

EXHIBIT A
LIBRARY PARCEL TAX RATES
(FY 2008-09 Actual and FY 2009-10 Proposed Library Tax Rates)

Land Use Classification	FY 2008-09 Parcel Tax	Proposed FY 2009-10 Parcel Tax (1.17% Increase)
Professional Parcels		
Less than or equal to 0.5 acres	\$121.46/Acre	\$122.88/Acre
Greater than 0.5 acres to 1.0 acre	\$60.74 + \$80.98/Acre Greater than 0.50 Acres	\$61.45 + \$81.93/Acre Greater than 0.50 Acres
Greater than 1.0 acre to 5.0 acres	\$101.23 + \$60.74/Acre Greater than 1.0 Acres	\$102.41 + \$61.45/Acre Greater than 1.0 Acres
Greater than 5.0 acres to 10 acres	\$344.16 + \$40.49/Acre Greater than 5.0 Acres	\$348.19 + \$40.96/Acre Greater than 5.0 Acres
Greater than 10 acres	\$546.60 + \$10.12/Acre Greater than 10.0 Acres	\$553.00 + \$10.24/Acre Greater than 10.0 Acres
Minimum Special Tax per Parcel	\$20.25/Parcel	\$20.49/Parcel
Industrial Parcels		
Less than or equal to 0.5 acres	\$40.49/Acre	\$40.96/Acre
Greater than 0.5 acres to 1.0 acre	\$20.25 + \$27.00/Acre Greater than 0.50 Acres	\$20.49 + \$27.32/Acre Greater than 0.50 Acres
Greater than 1.0 acre to 5.0 acres	\$33.75 + \$20.25/Acre Greater than 1.0 Acres	\$34.14 + \$20.49/Acre Greater than 1.0 Acres
Greater than 5.0 acres to 10 acres	\$114.72 + \$13.49/Acre Greater than 5.0 Acres	\$116.06+ \$13.65/Acre Greater than 5.0 Acres
Greater than 10 acres	\$182.20 + \$3.37/Acre Greater than 10.0 Acres	\$184.33 + \$3.41/Acre Greater than 10.0 Acres
Minimum Special Tax per Parcel	\$6.75/Parcel	\$6.83/Parcel
Vacant Parcels		
Less than or equal to 0.5 acres	\$10.11/Acre	\$10.23/Acre
Greater than 0.5 acres to 1.0 acre	\$5.05 + \$6.75/Acre Greater than 0.50 Acres	\$5.11 + \$6.83/Acre Greater than 0.50 Acres
Greater than 1.0 acre to 5.0 acres	\$8.43 + \$5.05/Acre Greater than 1.0 Acres	\$8.53 + \$5.11/Acre Greater than 1.0 Acres
Greater than 5.0 acres to 10 acres	\$28.63 + \$3.37/Acre Greater than 5.0 Acres	\$28.96 + \$3.41/Acre Greater than 5.0 Acres
Greater than 10 acres	\$45.48 + \$0.84/Acre Greater than 10.0 Acres	\$46.01 + \$0.85/Acre Greater than 10.0 Acres
Minimum Special Tax per Parcel	\$6.75/Parcel	\$6.83/Parcel