

**RESOLUTION NO. 40-2023**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFICA CREATING THE MEASURE Y CITIZENS' OVERSIGHT COMMITTEE**

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**WHEREAS**, on June 27, 2022, the City Council approved placing a one-half cent transactions and use tax for funding general city services on the General Election held on November 8, 2022; and

**WHEREAS**, on November 8, 2022 the voters of the City of Pacifica approved the transaction and use tax in Ordinance No.887-C.S.; and

**WHEREAS**, on December 15, 2022 the City Council certified the election results in Council Resolution No. 88-2022 where the voters approved Ordinance No. 887-C.S. amending the City Municipal Code and providing for a Local Transactions and Use Tax; and

**WHEREAS**, Sec. 3-19.15 of Ordinance No. 887-C.S. requires the City Council to adopt a resolution that establishes a Measure Y Citizens' Oversight Committee to review the revenue and expenditure of funds from the tax imposed under this chapter. The members' terms and qualifications, and duties and scope of the committee, shall be as established by the resolution; and

**WHEREAS**, the City Council desires to set forth the procedures by which the Measure Y Citizens' Oversight Committee members will be selected and appointed for the proper implementation Sec. 3-19.15 of Ordinance No. 887-C.S.; and

**WHEREAS**, the Measure Y Citizens' Oversight Committee duties, membership, terms, and general provisions shall be as described in Exhibit A.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Pacifica does hereby authorize the creation of the Measure Y Citizens' Oversight Committee.

. . . . .

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Pacifica, California, held on the 24<sup>th</sup> day of April, 2023, by the following vote:

**AYES**, Councilmembers: *Beckmeyer, Bier, Bigstycck, Boker, Waterlaus.*

**NOES**, Councilmembers: *n/a*

**ABSENT**, Councilmembers: *n/a*

**ABSTAIN**, Councilmembers: *n/a*

*Tygarjas T. Bigstycck*  
\_\_\_\_\_  
Tygarjas Twyrls Bigstycck, Mayor

ATTEST:

*Sarah Coffey*  
\_\_\_\_\_  
Sarah Coffey, City Clerk

APPROVED AS TO FORM:

*Michelle Kenyon*  
\_\_\_\_\_  
Michelle Kenyon, City Attorney

**Exhibit A**  
**Measure Y Citizens' Oversight Committee**

**Purpose**

The Measure Y Citizens' Oversight Committee ("Committee") is created to report annually to the City Council regarding the collection and expenditure of revenue from Measure Y, a one-half cent Transaction and Use Tax.

**Membership**

The Committee shall consist of a minimum of three and a maximum of five members.

**Committee Member Terms**

Appointments to the Committee shall be for a 4-year staggered term unless otherwise determined by the City Council. The first two members appointed by the Council shall serve for an initial 2-year term, and the remaining member(s) shall serve a 4-year term. The Council may remove at any time by majority vote any committee member.

**Committee Duties**

1. Review of the annual audit report prepared by the City's independent auditor related to the prior fiscal year's collection and expenditure of Measure Y revenue.
2. Review and discuss staff's presentation regarding the annual revenue projections and allocation of expenditures as part of the annual budget resource planning
3. Provide community ambassador work to facilitate and promote community education about the variety of government services, mandates and diverse community needs funded by Measure Y.

**Avoidance of Conflicts**

To preserve the integrity and independence of the advisory process, Committee members shall not have a role in determining the use of revenue generated by Measure Y.

**Committee Meetings**

The Committee shall meet once to be briefed on the Annual Budget (mid-year) and again to review the Measure Y Audit Report and adopt an Annual Report on Measure Y revenues and expenses as described under Committee Duties, Item 2.

**General Terms**

When the specific purpose for the Committee is accomplished, the Committee will be disbanded unless extended by action of the City Council.

The Committee shall select one of its members to act as Chair and another to act as Vice Chair on an annual cycle as of date of establishment.

The Committee shall hold open meetings subject to the Brown Act and shall abide by the rules set out in the Commission and Committee Handbook as amended from time to time.