

CITY OF DOWNEY
CITY ATTORNEY'S IMPARTIAL ANALYSIS OF MEASURE "D"
SUPPLEMENTAL 1/4% TRANSACTIONS AND USE (SALES) TAX

On July 23, 2024, the City Council unanimously voted to place Measure "D" on the November 5, 2024 general municipal election ballot. By placing Measure "D" on the ballot, the City complies with Article XIII C of the California Constitution (Proposition 218), which requires a majority of the voters to approve an ordinance that establishes a general tax.

If approved by a majority of Downey voters, this Measure would authorize a supplemental one-quarter percent (1/4%) retail transactions and use (sales) tax within the City of Downey. A one-quarter percent (1/4%) rate equates to an extra 25¢ per \$100 purchased. It is estimated that Measure "D" will provide an additional \$6,000,000 in annual local funding that could be used for maintaining general City services such as 9-1-1 emergency response, fire/police protection programs, recruiting/retaining public safety personnel, street and pothole repair, and youth programs. This tax would be a "general tax," meaning that revenues raised from the tax would go into the City's general fund to pay for any lawful City program, improvement, or service.

California Revenue and Taxation Code section 7285.9 authorizes the City to levy a general transactions and use/sales tax at a rate of one-quarter percent (1/4%) so long as the tax is approved by a majority of the voters voting in an election on that issue. If approved, the tax would remain in effect until ended by Downey voters voting at a subsequent election.

The tax would be paid in addition to current sales taxes and would be collected at the same time and in the same manner as existing sales taxes. All revenues raised by the tax would remain in the City and would not be shared with the State, County, or any other agency.

A "yes" vote on Measure "D" will authorize the 1/4% transactions and use (sales) tax.

A "no" vote on Measure "D" will not authorize the 1/4% transactions and use (sales) tax.

The above statement is an impartial analysis of Measure "D". If you desire a copy of the Measure, please call the City's elections official at (562) 904-7280 and a copy will be mailed at no cost to you.

/s/ JOHN M. FUNK
City Attorney