

**ACTION SHEET
CITY COUNCIL COMMITTEE MEETING OF 05/13/15
ITEM FROM FINANCE COMMITTEE MEETING OF 05/04/15**

ISSUE:

15. Request for Approval a Resolution Relating to the Municipal Gross Receipts Tax Ordinance, Section 18-10 SFCC 1987; Directing Staff to Evaluate the Allocation and Expenditure of Gross Receipts Tax Dedicated for the Public Bus System and Quality of Life Purposes for FY 2012/2013, FY 2013/2014 and FY 2014/2015 so That the Governing Body May Determine Whether to Amend the Dedication Provision of Section 18-10 SFCC 1987. (Councilor Maestas) (Oscar Rodriguez)

Committee Review:

Public Works Committee (approved) 04/27/15

City Council (scheduled) 05/13/15

Fiscal Impact – No

FINANCE COMMITTEE ACTION: APPROVED AS CONSENT ITEM

FUNDING SOURCE:

SPECIAL CONDITIONS OR AMENDMENTS

STAFF FOLLOW-UP:

VOTE	FOR	AGAINST	ABSTAIN
COUNCILOR TRUJILLO	X		
COUNCILOR RIVERA	X		
COUNCILOR LINDELL	X		
COUNCILOR MAESTAS	X		
CHAIRPERSON DOMINGUEZ			

4-13-15

City of Santa Fe, New Mexico

LEGISLATIVE SUMMARY

Resolution No. 2015-___

Gross Receipts Tax Dedication Provision (Transit)

SPONSOR(S): Councilor Maestas

SUMMARY: The proposed resolution relates to The Municipal Gross Receipts Tax Ordinance, Section 18-10 SFCC 1987. It directs staff to evaluate the allocation and expenditure of gross receipts tax dedicated for the public bus system, the general fund, and quality of life purposes for FY 2012/2013, FY 2013/2014, and FY 2014/2015 so that the Governing Body may determine whether to amend the dedication provision of Section 18-10 SFCC 1987.

PREPARED BY: Rebecca Seligman, Legislative Liaison Assistant

FISCAL IMPACT: No

DATE: April 23, 2015

ATTACHMENTS: Resolution
FIR

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2015-_____

3 INTRODUCED BY:

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5 Councilor Joseph Maestas

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10 A RESOLUTION

11 RELATING TO THE MUNICIPAL GROSS RECEIPTS TAX ORDINANCE, SECTION 18-10
12 SFCC 1987; DIRECTING STAFF TO EVALUATE THE ALLOCATION AND
13 EXPENDITURE OF GROSS RECEIPTS TAX DEDICATED FOR THE PUBLIC BUS
14 SYSTEM, THE GENERAL FUND, AND QUALITY OF LIFE PURPOSES FOR FY
15 2012/2013, FY 2013/2014, AND FY 2014/2015 SO THAT THE GOVERNING BODY MAY
16 DETERMINE WHETHER TO AMEND THE DEDICATION PROVISION OF SECTION 18-
17 10 SFCC 1987.

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19 WHEREAS, Section 18-10 SFCC 1987 imposes on any person engaging in business in the
20 City of Santa Fe, for the privilege of engaging in business, an excise tax equal to one and one-quarter
21 percent (1.25%) of the gross receipts reported or required to be reported by the person pursuant to the
22 New Mexico Gross Receipts and Compensating Tax Act as it now exists or as it may be amended;
23 and

24 WHEREAS, Subsection 18-10.4 SFCC 1987 dedicates the revenue from the fifth one-quarter
25 percent (1/4%) increment of the municipal gross receipts tax to the public bus system and quality of

1 life purposes; and

2 **WHEREAS**, the Governing Body desires that staff evaluate the allocation and expenditure of
3 the Gross Receipts Tax that is dedicated to the public bus system and quality of life purposes and
4 report to the Governing Body on the uses and disposition of such funds for the public bus system and
5 quality of life purposes.

6 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
7 **CITY OF SANTA FE** that staff is directed to evaluate the allocation and expenditure of Gross
8 Receipts Tax designated for the public bus system, the General Fund, and quality of life purposes in
9 FY 2012/2013, FY 2013/2014, and FY 2014/2015 and report to the Governing Body on the allocation
10 and expenditure of such funds and whether a balance remained in the fund at the end of each such
11 fiscal year.

12 **BE IT FURTHER RESOLVED** that staff is directed to review the process by which needs
13 for the public bus system are identified and prioritized for the expenditure of the designated 1/4%
14 Municipal Gross Receipts Tax.

15 **BE IT FURTHER RESOLVED** that staff shall report their findings to the Governing Body
16 within 60 days of adoption of this resolution so that the Governing Body may determine whether
17 there is a need to amend the dedication provision in 18-10.4 SFCC 1987.

18 PASSED, APPROVED and ADOPTED this ____ day of _____, 2015

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20 _____
21 JAVIER M. GONZALES, MAYOR

22 ATTEST:

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24 _____
25 YOLANDA Y. VIGIL, CITY CLERK

1 APPROVED AS TO FORM:

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3 _____

4 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *Legislation/Resolutions 2015/Gross Receipts Tax (18_10_4)*

City of Santa Fe Fiscal Impact Report (FIR)

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

Section A. General Information

(Check) Bill: _____ Resolution: X

(A single FIR may be used for related bills and/or resolutions)

Short Title(s): **A RESOLUTION RELATING TO THE MUNICIPAL GROSS RECEIPTS TAX ORDINANCE, SECTION 18-10 SFCC 1987; DIRECTING STAFF TO EVALUATE THE ALLOCATION AND EXPENDITURE OF GROSS RECEIPTS TAX DEDICATED FOR THE PUBLIC BUS SYSTEM, THE GENERAL FUND, AND QUALITY OF LIFE PURPOSES FOR FY2012/2013, F 2013/2014, AND FY 2014/2015 SO THAT THE GOVERNING BODY MAY DETERMINE WHETHER TO AMEND THE DEDICATION PROVISION OF SECTION 18-10 SFCC 1987.**

Sponsor(s): Councilor Maestas

Reviewing Department(s): Finance Department

Persons Completing FIR: Jesse Guillen/Oscar Rodriguez Date: 4/22/15 Phone: 955-6518/955-6530

Reviewed by City Attorney: *Kelley A. Brennan* Date: 4/23/15
(Signature)

Reviewed by Finance Director: *[Signature]* Date: 4-23-2015
(Signature)

Section B. Summary

Briefly explain the purpose and major provisions of the bill/resolution:

This resolution would direct staff to evaluate the dedication provision provide for in Section 18-10 SFCC 1987 specifically designated for the public bus system, the general fund, and quality of life purposes. The evaluation would be used to determine whether or not the dedication provision should be amended.

Section C. Fiscal Impact

Note: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resource Department for each new position(s) requested (prorated for period to be employed by fiscal year)*

1. Projected Expenditures:

- a. Indicate Fiscal Year(s) affected – usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)
- b. Indicate: "A" if current budget and level of staffing will absorb the costs
"N" if new, additional, or increased budget or staffing will be required
- c. Indicate: "R" – if recurring annual costs
"NR" if one-time, non-recurring costs, such as start-up, contract or equipment costs
- d. Attach additional projection schedules if two years does not adequately project revenue and cost patterns

Finance Director: _____

e. Costs may be netted or shown as an offset if some cost savings are projected (explain in Section 3 Narrative)

 X Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
Expenditure Classification	FY _____		"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

Personnel*	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____
Fringe**	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____
Capital Outlay	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____
Land/ Building	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____
Professional Services	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____
All Other Operating Costs	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____
Total:	\$ _____	_____	_____	_____	\$ _____	_____	_____	_____

* Any indication that additional staffing would be required must be reviewed and approved in advance by the City Manager by attached memo before release of FIR to committees. **For fringe benefits contact the Finance Dept.

2. Revenue Sources:

- a. To indicate new revenues and/or
- b. Required for costs for which new expenditure budget is proposed above in item 1.

Column #:	1	2	3	4	5	6
Type of Revenue	FY _____		"R" Costs Recurring or "NR" Non-recurring	FY _____	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

_____	\$ _____	_____	_____	\$ _____	_____	_____
_____	\$ _____	_____	_____	\$ _____	_____	_____
_____	\$ _____	_____	_____	\$ _____	_____	_____
Total:	\$ _____	_____	_____	\$ _____	_____	_____

3. Expenditure/Revenue Narrative:

Explain revenue source(s). Include revenue calculations, grant(s) available, anticipated date of receipt of revenues/grants, etc. Explain expenditures, grant match(s), justify personnel increase(s), detail capital and operating uses, etc. (Attach supplemental page, if necessary.)

No impact

Section D. General Narrative

1. Conflicts: Does this proposed bill/resolution duplicate/conflict with/companion to/relate to any City code, approved ordinance or resolution, other adopted policies or proposed legislation? Include details of city adopted laws/ordinance/resolutions and dates. Summarize the relationships, conflicts or overlaps.

No conflict

2. Consequences of Not Enacting This Bill/Resolution:

Are there consequences of not enacting this bill/resolution? If so, describe.

Municipal GRT would continue to be used for supporting the public bus system, the General Fund and for quality of life purposes.

3. Technical Issues:

Are there incorrect citations of law, drafting errors or other problems? Are there any amendments that should be considered? Are there any other alternatives which should be considered? If so, describe.

No conflict

4. Community Impact:

Briefly describe the major positive or negative effects the Bill/Resolution might have on the community including, but not limited to, businesses, neighborhoods, families, children and youth, social service providers and other institutions such as schools, churches, etc.

The resolution will not cost more staff time or funding. The tasks being called for will be completed with existing resources within Finance's and the Utility's current work plans.
