

Argument against Measure F – City of Benicia sales tax increase.

VOTE NO on MEASURE F.

Among the many reasons why Measure F is fatally and legally flawed are the following:

First, Benicia increased the Sales and Use Tax earlier this year in March 2024.

Second, Measure F is legally flawed because it is written in the language of an Advisory Measure Only. Ordinances (and statutes) may only be proposed and enacted with simple declarative language. Unlike Advisory Measures, no legislation may be enacted as a question.

Third, Measure F is fatally flawed because it lacks any "enacting clause" required by State law to enact ordinances. Such a clause is unnecessary for an Advisory Measure.

Fourth, Measure F is fatally flawed because the City Attorney has poisoned the measure with a so-called "Summary" which is more than twice as long as the proposed measure. This new substantive language expressly revises and amends Measure F. Such an amendment and revision is expressly prohibited by State law.

Fifth, measure F does not create a "citizen's oversight committee". The best that can be said is that it requests the City Council to create and appoint such a committee. And experience indicates that such a committee has little independence and no real power.

Measure F as amended? F NO!

s/Michael Nolan, President
Solano County Taxpayers Association

s/Christopher Shenfield
Benicia Resident

s/Devin Versace
Benicia Resident