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CITY OF BERKELEY  
CITY CLERK DEPARTMENT

## REBUTTAL TO THE ARGUMENT AGAINST MEASURE V

### FACTS IS GOOD POLICY and GOOD GOVERNMENT

FACTS opponents argue: The FACTS Ordinance is unclear and unnecessary and reports require risky “certifications.”

**Nonsense!**

#### **FACTS Reporting Requirements Are Clear.**

- FACTS reporting requirements are substantially the same as those found in the resolution Council passed unanimously in January 2010. (See, [www.committee4facts.com](http://www.committee4facts.com) )
- For 2-1/2 years, the Council and City Manager have ignored the reporting requirements in their January 2010 resolution.
- In April 2011, *Councilmember Wozniak explained: We pass resolutions all the time and don't expect them to be followed.*

#### **FACTS Ordinance Is Necessary.**

- FACTS addresses Berkeley's staggering \$1.2+ billion in unfunded obligations.
- Berkeley residents need to know what is behind our increasing expenses, decreasing services and crumbling infrastructure.
- **Mayor Bates conceded: “I don't think the [FACTS] initiative does anything that we don't want to do anyway”** (May 29, 2012 Council meeting).
- Only after the FACTS initiative was filed with enough signatures to qualify, did Council pass by split vote an unenforceable, watered-down resolution mimicking the FACTS initiative.
- As before, the new Council resolution can be ignored. The FACTS Ordinance cannot.

#### **FACTS Requires No Risky Certification.**

- “Certification” is clearly defined in Paragraph B (“I have read the report and believe the report...is reasonably accurate...”).
- The City Manager can certify the reports.

- If Berkeley prepares FACTS reports as they must, Council's freedom to tax or finance debt will not be restricted.

**INSIST on the FACTS!**

**VOTE "YES" ON MEASURE V**

L. Tim Wallace, Economist and Former California Director of Food and Agriculture;  
and, on behalf of Steering Committee, Berkeley Budget SOS

Karl J. Reeh, President – Le Conte Neighborhood Association

Carmine Guerro, Partner [retired] of Big 4 Accounting Firm and Qualified Audit  
Committee Financial Expert as Defined by SEC Rules

Isabelle Gaston, President - Northeast Berkeley Association (NEBA)

Jacquelyn McCormick, founder Berkeley Council Watch, Coordinator Berkeley Budget  
SOS and Mayoral Candidate