

# Q2 2012



# City of Brentwood Sales Tax *Update*

Third Quarter Receipts for Second Quarter Sales (April - June 2012)

## Brentwood In Brief

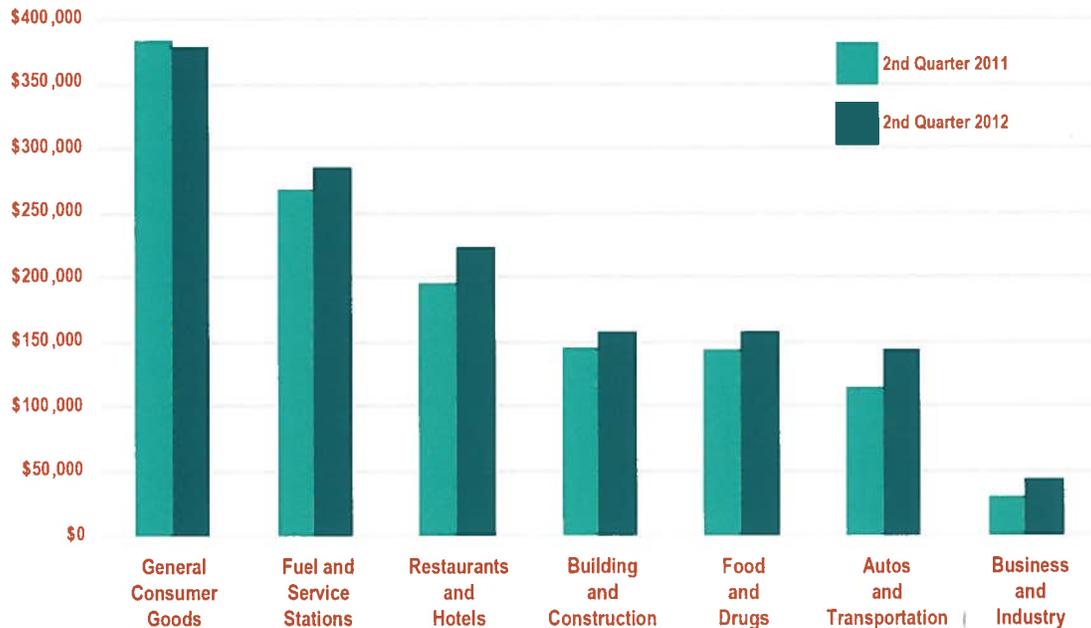
Receipts for Brentwood's April through June sales rose 7.8% compared to the same quarter one year ago.

Recent additions contributed to the increases from specialty stores and all categories of restaurants. Sales increased from family apparel, some automotive sector outlets and the building and construction group. Accounting aberrations that affected one or both quarters inflated results from used car dealers, service stations, the food and drugs group and several classifications of business-to-business transactions.

Receipt of double-up payments in the year-ago period overstated losses from electronics/appliances and exaggerated the impact of the closure of a home furnishings store.

Adjusted for reporting anomalies, taxable sales for all of Contra Costa County increased 11.6% over the same period; the Bay Area was up 8.1%.

## SALES TAX BY MAJOR BUSINESS GROUP



### TOP 25 PRODUCERS

In Alphabetical Order

Ace Hardware	Home Depot
Arco AM PM	Kohls
AT&T Mobility	Penas Motors
Best Buy	Quick Stop
Big B Lumber	Raleys
Bill Brandt Ford	Ross
BJs Restaurant & Brewhouse	Safeway
Brentwood Service Station	Save Mart
Chevron	TJ Maxx
Circle K Gas	Tower Mart
CVS Pharmacy	Walgreens
D Devi Oil Shell	Winco Foods
Dallas Shanks Services	

### REVENUE COMPARISON

One Quarter – Fiscal Year To Date

	2011-12	2012-13
Point-of-Sale	\$1,277,865	\$1,387,120
County Pool	148,620	148,223
State Pool	(757)	1,377
<b>Gross Receipts</b>	<b>\$1,425,728</b>	<b>\$1,536,720</b>
Cty/Cnty Share	(35,643)	(38,418)
<b>Net Receipts</b>	<b>\$1,390,085</b>	<b>\$1,498,302</b>
Less Triple Flip*	\$(347,521)	\$(374,575)

\*Reimbursed from county compensation fund

**Statewide Results**

Net of payment aberrations, second quarter retail sales were 7.5% higher than the same period one year earlier.

Purchases of new automobiles, spurred by low interest rates, easy credit and manufacturers' incentives, outpaced first quarter growth and generated 22% of the total increase. Business-to-business sales reflected strength in a number of sectors, notably heavy industrial, business services and equipment for energy related projects. Restaurant and hotel receipts grew by 8.6%, outpacing all other industry groups except autos and transportation. Family apparel sales were strong but weak electronics/appliances returns and lackluster results from department stores and big box discounters held general consumer group gains to a modest 3.9%. Flattening fuel prices and ongoing weakness in lumber and building materials sales also restrained overall results.

**Outlook for the Year**

The momentum for the recovery is slowing and has recently prompted another round of "quantitative easing" by the Federal Reserve Board in an effort to reinvigorate the housing market and spur business investment by keeping interest rates low. Retail growth in California, which fell further than the nation as a whole during the "Great Recession," may outpace the nation going forward but stubborn unemployment, nearly static income levels, and cautious business spending will keep overall sales at moderate levels at least through 2014-15.

**Sales Tax from On-line Retailers**

AB 155, which was passed last year as a compromise with Amazon.com went into effect on September 15. While the bill expanded the state's ability to require the collection of tax

on out-of-state sales, local agencies expecting immediate revenue gains will be disappointed.

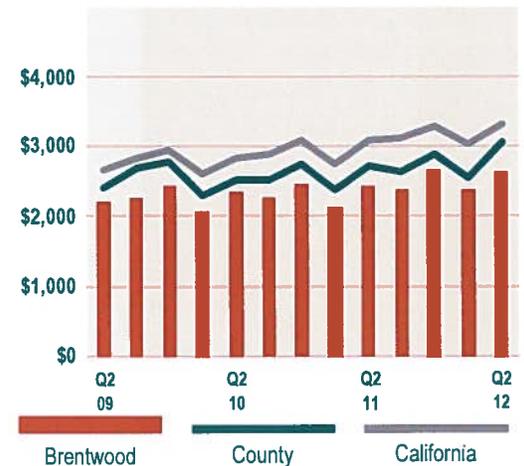
Federal case law continues to provide that remote sellers without nexus in a state are not required to collect that state's sales tax. Amazon agreed not to contest AB 155's definition of nexus which includes remote sellers who have annual sales in California of one million dollars or more and who have an in-state affiliate that provides services in connection with the remote seller's sales if those connected sales exceed \$10,000 per year.

The Board of Equalization's initial estimate was that the legislative change would raise approximately \$38.2 million in one-cent local revenues. However since then, Amazon which was a significant portion of the estimate has decided to build distribution facilities in California which will divert the revenues to the hosting jurisdictions. Other remote sellers, such as Overstock.com, have announced that

they will simply drop their in-state affiliates to avoid collecting the tax.

The Board of Equalization expects to add up to 100 staff positions over the next three years to enforce the new provisions. However, at least initially, local governments should not expect annual revenues of more than \$0.25 per capita and the ultimate solution continues to be federal legislation that eliminates the nexus prohibition and levels the playing field for all retailers.

**SALES PER CAPITA**



**BRENTWOOD TOP 15 BUSINESS TYPES**

Business Type	Brentwood		County	HdL State
	Q2 '12*	Change	Change	Change
Automotive Supply Stores	42.2	8.3%	30.5%	8.0%
Department Stores	— CONFIDENTIAL —		8.8%	1.0%
Drug Stores	32.7	3.3%	3.3%	3.4%
Electronics/Appliance Stores	84.6	-16.1%	-4.9%	-2.2%
Family Apparel	79.1	8.1%	9.9%	8.8%
Grocery Stores Liquor	96.7	1.5%	4.5%	4.2%
Home Furnishings	35.0	-12.5%	1.0%	7.1%
Lumber/Building Materials	— CONFIDENTIAL —		18.7%	20.5%
New Motor Vehicle Dealers	— CONFIDENTIAL —		25.2%	22.3%
Restaurants Beer And Wine	45.5	16.9%	-2.1%	0.7%
Restaurants Liquor	60.0	27.3%	10.8%	11.0%
Restaurants No Alcohol	95.6	5.8%	7.9%	8.1%
Service Stations	285.2	6.5%	1.1%	2.3%
Specialty Stores	49.1	11.4%	6.4%	2.2%
Used Automotive Dealers	39.6	126.5%	17.2%	13.6%
<b>Total All Accounts</b>	<b>\$1,387.1</b>	<b>8.5%</b>	<b>12.8%</b>	<b>6.7%</b>
<b>County &amp; State Pool Allocation</b>	<b>149.6</b>	<b>1.2%</b>		
<b>Gross Receipts</b>	<b>\$1,536.7</b>	<b>7.8%</b>		
City/County Share	(38.4)	-7.8%		
<b>Net Receipts</b>	<b>\$1,498.3</b>	<b>7.8%</b>		

\*In thousands