

RESOLUTION NO. 2018-41

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA
AMENDING RESOLUTION NO. 2018-39
BY CHANGING THE WORDING OF THE BALLOT QUESTION
FOR A MEASURE WHICH WOULD IMPOSE A CANNABIS BUSINESS
ACTIVITIES TAX ON CANNABIS BUSINESSES IN THE CITY

-o0o-

WHEREAS, on June 26, 2018, the City Council adopted Resolution No. 2018-39 ordering submission to the voters at the General Municipal Election to be held on Tuesday, November 6, 2018, of a ballot measure which if approved by a majority of the electors in the City of San Juan Bautista would impose a cannabis business activities tax on cannabis businesses in the City; and

WHEREAS, Resolution 2018-39 is attached as Exhibit A; and

WHEREAS, the County Registrar of Voters notified the City of a discrepancy contained in Resolution 2018-39 wherein the ballot questions references footages rather than square footage as being the unit of measurement for the \$3-\$12 tax imposed for cultivation of cannabis; and

WHEREAS, the City Council desires to amend Resolution 2018-39 to revise the wording of the ballot question, help expedite production of an accurate voter guide and avoid confusion concerning the proposed measure.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of San Juan Bautista that:

1. Section 7 of Resolution 2018-39 is hereby amended and revised to read in its entirety as follows:

“7. Acknowledges the ballot question shall be submitted to the voters shall be submitted for a “Yes” or “No” vote in substantially the following form:

Shall an Ordinance adding Title 5, Chapter 5-32 “Cannabis Business Activities Tax Ordinance of the City of San Juan Bautista” to the San Juan Bautista Municipal Code imposing an indefinite tax upon cannabis business activities based on square footage: \$3-\$12 per square foot, increased annually based on Consumer Price Index; on distributors: 0.5%-8%; on manufacturers: 2%-8%; on retailers: 3%-10%; on testing laboratories: 1%-5%; and, on microbusiness: 2%-8%; which revenue can be spent for unrestricted general revenue purposes and may raise \$935,000 annually, be adopted?	YES
	NO

This question requires the approval of a simple majority (50% plus 1) of those voting. The referenced Ordinance is attached hereto as Exhibit 1 and incorporated in this Resolution by this reference. The question shall be submitted to the voters in the City of San Juan Bautista.”

PASSED AND ADOPTED by the City Council of the City of San Juan Bautista at a regular meeting duly held on August 21, 2018 by the following vote:

AYES: West, Boch, Martorana, Freeman

NOES: None

ABSENT: DeVries

Jim West, Mayor

ATTEST:

Trish Paetz, Deputy City Clerk

APPROVED AS TO FORM:

Deborah A. Mall, City Attorney