



# Mendocino County

## Legislation Details (With Text)

**File #:** 16-857      **Version:** 1      **Name:**  
**Type:** Resolution-Ordinance      **Status:** Adopted  
**File created:** 7/28/2016      **In control:** Sheriff-Coroner  
**On agenda:** 8/2/2016      **Final action:** 8/2/2016  
**Title:** Consideration and Possible Adoption of a Resolution to Present to the Voters of the County an Urgency Ordinance Enacting Language to Allow the State Board of Equalization to Administer the Transactions and Use Tax that May Be Imposed by a Voter Sponsored Initiative on the November 8, 2016, Mendocino County Ballot; and Adoption of an Urgency Ordinance of the Mendocino County Board of Supervisors Adopting Enacting Language to Allow the State Board of Equalization to Administer the Transactions and Use Tax that May Be Imposed by a Voter Sponsored Initiative on the November 8, 2016, Mendocino County Ballot (Sponsor: Sheriff's Office)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance 4360, 2. Resolution 16-089, 3. RMHS Enacting Ordinance with Appx A, 4. RMHS Enacting Ordinance (MS Word)

Date	Ver.	Action By	Action	Result
8/2/2016	1	Board of Supervisors		

**To: Board of Supervisors**

**From:** Sheriff-Coroner

**Meeting Date:** August 2, 2016

**Department Contact:** Sheriff Tom Allman

**Phone:** 463-4411

**Item Type:** Regular Agenda

**Time Allocated for Item:** 30 min.

**Agenda Title:**

Consideration and Possible Adoption of a Resolution to Present to the Voters of the County an Urgency Ordinance Enacting Language to Allow the State Board of Equalization to Administer the Transactions and Use Tax that May Be Imposed by a Voter Sponsored Initiative on the November 8, 2016, Mendocino County Ballot; and Adoption of an Urgency Ordinance of the Mendocino County Board of Supervisors Adopting Enacting Language to Allow the State Board of Equalization to Administer the Transactions and Use Tax that May Be Imposed by a Voter Sponsored Initiative on the November 8, 2016, Mendocino County Ballot (Sponsor: Sheriff's Office)

**Recommended Action/Motion:**

Adopt Resolution to present to the voters of the County an Urgency Ordinance enacting language to allow the State Board of Equalization to administer the transactions and use tax that may be imposed by a voter sponsored initiative on the November 8, 2016, Mendocino County ballot and adopt Urgency Ordinance of the Mendocino County Board of Supervisors adopting enacting language to allow the State Board of Equalization to administer the transactions and use tax that may be imposed by a voter sponsored initiative on the

November 8, 2016, Mendocino County ballot

**Previous Board/Board Committee Actions:**

None.

**Summary of Request:**

The voter sponsored initiative titled “An Initiative to Add a Temporary Half-Cent Sales Tax to Fund Facilities in Mendocino County to Assist in the Diagnosis and Treatment of Mental Health and Drug Dependency” (the “Initiative”) was filed with the County Clerk’s Office on June 24, 2016. On July 12, 2016, the Registrar of Voters certified that the petition had sufficient verified signatures.

Following the certification by the Registrar of Voters, County staff became aware that the Initiative, as drafted and signed, did not contain enacting language required by the State Board of Equalization in order for it to collect and administer the tax proposed by the Initiative.

In order to effectuate the will of the voters, should the Initiative be approved by the required two-thirds vote, enacting language must be placed on the November ballot. The Sheriff is proposing, for the Board’s consideration, an urgency ordinance that would accompany the Initiative on the November ballot. The ordinance contains the language required by the State Board of Equalization. However, both the Initiative and the proposed ordinance would need to be approved by a two-thirds vote of the electorate in order to be approved.

Also prepared for the Board’s consideration is a resolution that calls for the election regarding the ordinance, which includes the ballot language.

**Alternative Action/Motion:**

Do not adopt ordinance or resolution.

**Supplemental Information Available Online at:**

**Fiscal Impact:**

**Source of Funding:** N/A

**Current F/Y Cost:** N/A

**Budgeted in Current F/Y:** No

**Annual Recurring Cost:** N/A

**Supervisory District:** All

**Vote Requirement:** 4/5's

**Agreement/Resolution/Ordinance Approved by County Counsel:** Yes

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**CEO Liaison:** Alan D. Flora, Assistant CEO

**CEO Review:** Choose an item.

**Comments:**