


ATTACHMENT 2

 <p style="text-align: center;">County of Sonoma Agenda Item Summary Report</p> <p>Clerk of the Board 575 Administration Drive Santa Rosa, CA 95403</p>	<p>Agenda Item Number: 12 (This Section for use by Clerk of the Board Only.)</p>
<p>To: Board of Supervisors</p>	
<p>Board Agenda Date: October 28, 2014</p>	<p>Vote Requirement: Majority</p>
<p>Department or Agency Name(s): County Administrator's Office</p>	
<p>Staff Name and Phone Number: Veronica Ferguson 707-565-2431</p>	<p>Supervisorial District(s): All</p>
<p>Title: Consideration of Transactions and Use Tax Ordinance</p>	
<p>Recommended Actions:</p>	
<p>Board of Supervisors</p> <ol style="list-style-type: none"> 1. Conduct a public hearing to consider an ordinance imposing a general countywide transaction and use tax (sales tax) in Sonoma County. The ordinance, if adopted, will be placed on the ballot at the June 2, 2015 election, and will become effective if it is approved by a majority of the voters voting on the measure. 2. Adopt a resolution introducing, reading the title of and waiving further reading of a proposed ordinance imposing a transactions and use tax for general purposes. 3. Adopt a resolution rescinding Resolution #14-0326, which placed ordinance 6084 on the March 4, 2015 ballot. (Majority vote required) 4. Adopt a resolution rescinding Resolution #14-0327, which placed an advisory measure on the March 4, 2015 ballot. (Majority vote required) 	
<p>Executive Summary:</p>	
<p>Sonoma County continues to face financial challenges as a result of the recession of the past years, including \$137 million in lost property tax revenue from fiscal year 2008/09 until 2013/14 and \$42 million in lost sales tax revenue from fiscal year 2006/07 until 2012/13. These reductions in revenue, combined with increased costs, failing infrastructure and additional demands for services have resulted in Sonoma County looking for ways to increase general fund revenue for the highest priority needs.</p> <p>In response to these challenges, Sonoma County reduced expenditures from a peak in 2006/07 of \$1.24 billion to \$1.13 billion in 2008/09. Since the peak in 2007/08 of 4,279 FTE, the Board reduced staffing to 3,657 in fiscal year 2011/12.</p> <p>One example of the challenges Sonoma County faces is in the condition of our road network. Sonoma County roads have continued to deteriorate, due in large part to decreased revenue dedicated to road maintenance. In August 2013 the Board Chair created the Long-Term Roads Ad Hoc Committee with a</p>	

charter to improve the quality and safety of the County road system by developing a Long-Term Road Plan including funding strategies for pavement condition improvements. The Board will adopt the Long-Term Road Plan on October 28, 2014. The full implementation of the plan is based on the identification of a permanent funding source. As a result, the Board has directed staff to provide information regarding the possibility of a general countywide sales tax for Sonoma County, not only to address the deterioration of the roads, but other critical county needs.

As one of the funding strategies, on August 12, 2014 the Board adopted Ordinance 6084, the Sonoma County 2015 Transactions and Use Tax Ordinance. The Board also approved Resolution 14-0326 to place this ordinance on the March 4, 2015 ballot. The ordinance approved a 20 year, ¼% general sales tax. The revenue from this tax would be available for all government purposes. In addition to this, the Board approved Resolution 14-0327, placing an advisory measure on the same ballot.

Since that time, staff have received information from interested members of the public that suggests public trust in the government to use new funds wisely is low. Two options may assist in increasing public trust. First, a shorter term for any tax measure limits the exposure for any undesired uses and ties these uses more directly to the elected officials making the decision to request the additional funds. Another option is to provide more time for communication to the public about the needs for the financing and current plans for use and accountability. Finally, there appears to be a widespread belief that an advisory measure is not an effective way of ensuring wise uses but actually reduces public trust in any accompanying ballot measures. In order to give the Board additional options with respect to the actions taken by the Board on August 12, 2014. Specifically, the Board may wish to consider the following changes:

- Reduce the term of the sales tax from 20 years to 5 years
- Move the date of voter approval of the sales tax ordinance from the March 4, 2015 ballot to the June 2, 2015 ballot
- Rescind the Advisory Measure.

In order to effectuate these changes, the Board would consider adoption of a resolution introducing, reading the title of and waiving further reading of a proposed ordinance to supersede the Sonoma County 2015 Transactions and Use Tax Ordinance as well as the adoption of resolutions to rescind resolution # 14-0326 and 14-0327. On November 4, 2014 the Board will consider adoption of the new Sonoma County 2015 Transactions and Use Tax Ordinance, , and a resolution to place the new Sonoma County 2015 Transactions and Use Tax Ordinance on the June 2, 2015 ballot.

Prior Board Actions:

Strategic Plan Alignment Goal 3: Invest in the Future

Maintenance of vital infrastructure, including roads and facilities, and the services provided to the residents and visitors of Sonoma County are necessary to continue to provide thriving, beautiful, sustainable community for all.

Fiscal Summary - FY 14-15

Expenditures		Funding Source(s)	
Budgeted Amount	\$		\$
Add Appropriations Req'd.	\$	State/Federal	\$
	\$	Fees/Other	\$
	\$	Use of Fund Balance	\$
	\$	Contingencies	\$
	\$		\$
Total Expenditure	\$	Total Sources	\$

Narrative Explanation of Fiscal Impacts (If Required):

Staffing Impacts			
Position Title (Payroll Classification)	Monthly Salary Range (A – I Step)	Additions (Number)	Deletions (Number)

Narrative Explanation of Staffing Impacts (If Required):

Attachments:

Attachment A: Resolution Introducing and Waiving Reading of General Tax Ordinance
 Attachment B: Draft General Tax Ordinance
 Attachment C: Summary of Proposed Ordinance and Notice of Public Hearing
 Attachment D: Resolution Withdrawing Order of Special Election of March 3, 2015 for General Sales Tax
 Attachment E: Resolution Withdrawing Order of Special Election of March 3, 2015 for Advisory Measure

Related Items "On File" with the Clerk of the Board:



County of Sonoma
State of California

Date: October 28, 2014

Item Number: _____

Resolution Number: _____



4/5 Vote Required

RESOLUTION OF THE BOARD OF SUPERVISORS, COUNTY OF SONOMA, INTRODUCING, READING THE TITLE OF AND WAIVING FURTHER READING OF A PROPOSED ORDINANCE IMPOSING A GENERAL TRANSACTIONS AND USE TAX

WHEREAS, an ordinance of the Board of Supervisors of the County of Sonoma, State of California, entitled "An Ordinance of the Board of Supervisors of the County of Sonoma, State of California Imposing a General Transactions and Use Tax to be Administered by the State Board of Equalization" imposing a general transactions and use tax of $\frac{1}{4}$ of 1 percent (0.25%) has been introduced and the title read; and

NOW, THEREFORE, BE IT RESOLVED that:

1. Further reading of the proposed ordinance is waived.

2. The Sonoma County Board of Supervisors will consider adoption of the proposed ordinance on November 4, 2014, in the Board of Supervisors Chambers, 575 Administration Drive, Room 102A, Santa Rosa, CA.

Supervisors:

Gorin:

Zane:

McGuire:

Carrillo:

Rabbitt:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.

ORDINANCE NO. _____

**AN ORDINANCE OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA
IMPOSING A GENERAL TRANSACTIONS AND USE TAX TO BE
ADMINISTERED BY THE STATE BOARD OF EQUALIZATION**

Section 1. TITLE. This Ordinance shall be known as the Sonoma County 2015 Transactions and Use Tax Ordinance. This ordinance shall be applicable in the incorporated and unincorporated territory of the County of Sonoma (the "County").

Section 2. OPERATIVE DATE. "Operative Date" means the first day of the first calendar quarter commencing more than 110 days after the adoption of this Ordinance, the date of such adoption being as set forth below.

Section 3. PURPOSE. This Ordinance is adopted to achieve the following, among other purposes, and directs that the provisions hereof be interpreted in order to accomplish those purposes:

A. To impose a retail transactions and use tax in accordance with the provisions of Part 1.6 (commencing with Section 7251) of Division 2 of the Revenue and Taxation Code and Section 7285 of Part 1.7 of Division 2 which authorizes the County to adopt this tax ordinance which shall be operative if a majority of the electors voting on the measure vote to approve the imposition of the tax at an election called for that purpose.

B. To adopt a retail transactions and use tax ordinance that incorporates provisions identical to those of the Sales and Use Tax Law of the State of California insofar as those provisions are not inconsistent with the requirements and limitations contained in Part 1.6 of Division 2 of the Revenue and Taxation Code.

C. To adopt a retail transactions and use tax ordinance that imposes a tax and provides a measure therefor that can be administered and collected by the State Board of Equalization in a manner that adapts itself as fully as practicable to, and requires the least possible deviation from, the existing statutory and administrative procedures followed by the State Board of Equalization in administering and collecting the California State Sales and Use Taxes.

D. To adopt a retail transactions and use tax ordinance that can be administered in a manner that will be, to the greatest degree possible, consistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, minimize the cost of collecting the transactions and use taxes, and at the same time, minimize the burden of record keeping upon persons subject to taxation under the provisions of this Ordinance.

E. To raise the appropriations limit for the County.

Section 4. CONTRACT WITH STATE. Prior to the operative date, the County shall contract with the State Board of Equalization to perform all functions incident to the administration and operation of this Ordinance; provided, that if the County shall not have contracted with the State Board of Equalization prior to the operative date, it shall nevertheless so contract and in such a case the operative date shall be the first day of the first calendar quarter following the execution of such a contract.

Section 5. TRANSACTIONS TAX RATE. For the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers in the incorporated and unincorporated territory of the County at the rate of $\frac{1}{4}$ of 1 percent (0.25%) of the gross receipts of any retailer from the sale of all tangible personal property sold at retail in said territory on and after the operative date of this Ordinance.

Section 6. PLACE OF SALE. For the purposes of this Ordinance, all retail sales are consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination or to a common carrier for delivery to an out-of-state destination. The gross receipts from such sales shall include delivery charges, when such charges are subject to the state sales and use tax, regardless of the place to which delivery is made. In the event a retailer has no permanent place of business in the State or has more than one place of business, the place or places at which the retail sales are consummated shall be determined under rules and regulations to be prescribed and adopted by the State Board of Equalization.

Section 7. USE TAX RATE. An excise tax is hereby imposed on the storage, use or other consumption in the County of tangible personal property purchased from any retailer on and after the operative date of this Ordinance for storage, use or other consumption in said territory at the rate $\frac{1}{4}$ of 1 percent (0.25%) of the sales price of the property. The sales price shall include delivery charges when such charges are subject to state sales or use tax regardless of the place to which delivery is made.

Section 8. ADOPTION OF PROVISIONS OF STATE LAW. Except as otherwise provided in this Ordinance and except insofar as they are inconsistent with the provisions of Part 1.6 of Division 2 of the Revenue and Taxation Code, all of the provisions of Part 1 (commencing with Section 6001) of Division 2 of the Revenue and Taxation Code are hereby adopted and made a part of this Ordinance as though fully set forth herein.

Section 9. LIMITATIONS ON ADOPTION OF STATE LAW AND COLLECTION OF USE TAXES. In adopting the provisions of Part 1 of Division 2 of the Revenue and Taxation Code:

A. Wherever the State of California is named or referred to as the taxing agency, the name of this County shall be substituted therefor. However, the substitution shall not be made when:

1. The word "State" is used as a part of the title of the State Controller, State Treasurer, State Board of Control, State Board of Equalization, State Treasury, or the Constitution of the State of California;

2. The result of that substitution would require action to be taken by or against this County or any agency, officer, or employee thereof rather than by or against the State Board of Equalization, in performing the functions incident to the administration or operation of this Ordinance.

3. In those sections, including, but not necessarily limited to sections referring to the exterior boundaries of the State of California, where the result of the substitution would be to:

a. Provide an exemption from this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not otherwise be exempt from this tax while such sales, storage, use or other consumption remain subject to tax by the State under the provisions of Part 1 of Division 2 of the Revenue and Taxation Code, or;

b. Impose this tax with respect to certain sales, storage, use or other consumption of tangible personal property which would not be subject to tax by the state under the said provision of that code.

4. In Sections 6701, 6702 (except in the last sentence thereof), 6711, 6715, 6737, 6797 or 6828 of the Revenue and Taxation Code.

B. The word "County" shall be substituted for the word "State" in the phrase "retailer engaged in business in this State" in Section 6203 and in the definition of that phrase in Section 6203.

Section 10. PERMIT NOT REQUIRED. If a seller's permit has been issued to a retailer under Section 6067 of the Revenue and Taxation Code, an additional transactor's permit shall not be required by this Ordinance.

Section 11. EXEMPTIONS AND EXCLUSIONS.

A. There shall be excluded from the measure of the transactions tax and the use tax the amount of any sales tax or use tax imposed by the State of California or by any city, city and county, or county pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or the amount of any state-administered transactions or use tax.

B. There are exempted from the computation of the amount of transactions tax the gross receipts from:

1. Sales of tangible personal property, other than fuel or petroleum products, to operators of aircraft to be used or consumed principally outside the County in which the sale is made and directly and exclusively in the use of such aircraft as common carriers of persons or

property under the authority of the laws of this State, the United States, or any foreign government.

2. Sales of property to be used outside the County which is shipped to a point outside the County, pursuant to the contract of sale, by delivery to such point by the retailer or his agent, or by delivery by the retailer to a carrier for shipment to a consignee at such point. For the purposes of this paragraph, delivery to a point outside the County shall be satisfied:

a. With respect to vehicles (other than commercial vehicles) subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, and undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code by registration to an out-of-County address and by a declaration under penalty of perjury, signed by the buyer, stating that such address is, in fact, his or her principal place of residence; and

b. With respect to commercial vehicles, by registration to a place of business out-of-County and declaration under penalty of perjury, signed by the buyer, that the vehicle will be operated from that address.

3. The sale of tangible personal property if the seller is obligated to furnish the property for a fixed price pursuant to a contract entered into prior to the operative date of this Ordinance.

4. A lease of tangible personal property which is a continuing sale of such property, for any period of time for which the lessor is obligated to lease the property for an amount fixed by the lease prior to the operative date of this Ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, the sale or lease of tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

C. There are exempted from the use tax imposed by this Ordinance, the storage, use or other consumption in this County of tangible personal property:

1. The gross receipts from the sale of which have been subject to a transactions tax under any state-administered transactions and use tax ordinance.

2. Other than fuel or petroleum products purchased by operators of aircraft and used or consumed by such operators directly and exclusively in the use of such aircraft as common carriers of persons or property for hire or compensation under a certificate of public convenience and necessity issued pursuant to the laws of this State, the United States, or any foreign government. This exemption is in addition to the exemptions provided in Sections 6366 and 6366.1 of the Revenue and Taxation Code of the State of California.

3. If the purchaser is obligated to purchase the property for a fixed price pursuant to a contract entered into prior to the operative date of this Ordinance.

4. If the possession of, or the exercise of any right or power over, the tangible personal property arises under a lease which is a continuing purchase of such property for any period of time for which the lessee is obligated to lease the property for an amount fixed by a lease prior to the operative date of this Ordinance.

5. For the purposes of subparagraphs (3) and (4) of this section, storage, use, or other consumption, or possession of, or exercise of any right or power over, tangible personal property shall be deemed not to be obligated pursuant to a contract or lease for any period of time for which any party to the contract or lease has the unconditional right to terminate the contract or lease upon notice, whether or not such right is exercised.

6. Except as provided in subparagraph (7), a retailer engaged in business in the County shall not be required to collect use tax from the purchaser of tangible personal property, unless the retailer ships or delivers the property into the County or participates within the County in making the sale of the property, including, but not limited to, soliciting or receiving the order, either directly or indirectly, at a place of business of the retailer in the County or through any representative, agent, canvasser, solicitor, subsidiary, or person in the County under the authority of the retailer.

7. "A retailer engaged in business in the County" shall also include any retailer of any of the following: vehicles subject to registration pursuant to Chapter 1 (commencing with Section 4000) of Division 3 of the Vehicle Code, aircraft licensed in compliance with Section 21411 of the Public Utilities Code, or undocumented vessels registered under Division 3.5 (commencing with Section 9840) of the Vehicle Code. That retailer shall be required to collect use tax from any purchaser who registers or licenses the vehicle, vessel, or aircraft at an address in the County.

D. Any person subject to use tax under this Ordinance may credit against that tax any transactions tax or reimbursement for transactions tax paid to a County imposing, or retailer liable for a transactions tax pursuant to Part 1.6 of Division 2 of the Revenue and Taxation Code with respect to the sale to the person of the property the storage, use or other consumption of which is subject to the use tax.

Section 12. AMENDMENTS. All amendments subsequent to the effective date of this Ordinance to Part 1 of Division 2 of the Revenue and Taxation Code relating to sales and use taxes and which are not inconsistent with Part 1.6 and Part 1.7 of Division 2 of the Revenue and Taxation Code, and all amendments to Part 1.6 and Part 1.7 of Division 2 of the Revenue and Taxation Code, shall automatically become a part of this Ordinance, provided however, that no such amendment shall operate so as to affect the rate of tax imposed by this Ordinance.

Section 13. ENJOINING COLLECTION FORBIDDEN. No injunction or writ of mandate or other legal or equitable process shall issue in any suit, action or proceeding in any court against

the State or the County, or against any officer of the State or the County, to prevent or enjoin the collection under this Ordinance, or Part 1.6 of Division 2 of the Revenue and Taxation Code, of any tax or any amount of tax required to be collected.

Section 14. INCREASE OF APPROPRIATIONS LIMIT. The appropriations limit of the County shall be increased by the amount of revenue anticipated to be collected by the County from the transactions and use tax to allow spending of the tax revenue for the period allowed by law.

Section 15. SEVERABILITY. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 16. EFFECTIVE DATE. This Ordinance relates to the levying and collecting of the County transactions and use taxes and shall take effect immediately upon the close of the polls on June 2, 2015, if the measure is approved by a majority of the electors voting on the measure at the election held that day.

Section 17. GENERAL TAX. The tax imposed by this Ordinance is a general tax within the meaning of Article 13 C, Section 1(a) of the California Constitution. The revenue generated by this general tax is available for general governmental purposes. To that end, the Auditor-Controller is instructed to deposit the revenue from the tax into the County General Fund and to include his estimate of the revenue from this general tax, together with his estimates of other revenue sources, in the tabulation that he is annually required to prepare by Government Code Section 29060. The revenue from this general tax shall be available to the Board of Supervisors for annual appropriations in the County's budget for any lawful expenditure. Nothing in this Ordinance nor in any other ordinance, advisory measure, resolution, or policy shall be construed as limiting, in any way, the amount or the objects of the appropriations and expenditures that can be made from the revenue of the tax nor be construed as creating a continuing appropriation.

Section 18. COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA). Pursuant to the State CEQA Guidelines section 15378(b)(4), adoption of this Ordinance is not a "project" subject to the requirements of CEQA.

Section 19. TERMINATION DATE. The authority to levy the tax imposed by this Ordinance shall expire five (5) years from the operative date of this Ordinance, unless extended by the voters in the manner set forth in Revenue and Taxation Code Section 7285.

PASSED AND ADOPTED by the Board of Supervisors, County of Sonoma, State of California, on _____, by the following vote:

Gorin:	Zane:	McGuire:	Carrillo:	Rabbitt:
Ayes:	Noes:	Absent:	Abstain:	

Chairperson

Attest:

(Signature)

Secretary

(Title)

**SUMMARY OF PROPOSED ORDINANCE AND
NOTICE OF PUBLIC HEARING
SONOMA COUNTY BOARD OF SUPERVISORS
ADOPTION OF GENERAL TAX SUBJECT TO VOTER APPROVAL**

NOTICE IS HEREBY GIVEN that the Board of Supervisors (“Board”) of the County of Sonoma (“County”) will hold a public hearing on Tuesday, October 28, 2014, at 10:00 am, or as soon thereafter as this matter may be heard, in the hearing room at the Board of Supervisors, located at 575 Administration Drive, Room 102A, Santa Rosa, California, to consider whether to adopt an ordinance imposing a general countywide transactions and use tax.

The proposed ordinance imposes a general tax within the meaning of Article XIII C, §1(a) of the California Constitution, with the revenue generated by the tax available for general governmental purposes. The ordinance provides, upon approval by the majority of the Sonoma County electorate pursuant to Article 13 C, §2(b) of the California Constitution, for the imposition of a general retail transactions and use tax at a rate of one-quarter of one percent in accordance with Revenue and Taxation Code section 7285. If the Board adopts the ordinance, it will be placed on the ballot at the June 2, 2015 election and will become effective if it is approved by a majority of the voters voting on the measure.

The tax proposed in the ordinance would be a quarter-cent transactions and use tax imposed for five (5) years on retail sales in the County, beginning October 1, 2015. The tax would be collected in the same manner as sales tax is currently collected. The ordinance is in a form provided by the State Board of Equalization to ensure it includes all of the necessary procedural requirements and exemptions and exclusions from the tax.

Copies of the proposed ordinance are available at the County Administrator’s Office, located at 575 Administration Drive, Suite 104A, Santa Rosa, California and are also available on-line at www.sonoma-county.org.

ALL INTERESTED PERSONS ARE HEREBY INVITED TO BE PRESENT
AND HEARD ON THE PROPOSED ORDINANCE.

By: _____



County of Sonoma
State of California

Date: _____ Item Number: _____
Resolution Number: _____

4/5 Vote Required

Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California, Calling for the Withdrawal of a Special Election to Submit to the Voters of Sonoma County a Proposed Quarter-Cent Sales Tax Measure Entitled the "Sonoma County 2015 Transactions and Use Tax Ordinance," and Repealing Resolution No. 14-0326

Whereas, this Board of Supervisors (the "Board") on August 12, 2014, adopted Resolution No. 14-0326 calling for a special election to submit to the voters of Sonoma County a proposed quarter-cent sales tax measure entitled the "Sonoma County 2015 Transactions and Use Tax Ordinance," and ordering that the special election be consolidated with the statewide general election to be conducted on March 3, 2015; and

Whereas, subsequent to the passage of Resolution No. 14-0326, the Board determined that it was in the County's best interest to alter the duration of the proposed sales tax measure and the date upon which the measure would be submitted to the voters; and

Whereas, Elections Code §9605 provides that the Board may withdraw a measure previously ordered submitted to a vote of the electorate at any time up to the 83rd day prior to the election; and

Whereas, this Board of Supervisors desires to withdraw from the voters of Sonoma County the question of whether to approve the Sonoma County 2015 Transactions and Use Tax Ordinance from the March 3, 2015 ballot.

Now, Therefore, Be It Resolved

1. The election established by the Board of Supervisors by Resolution No. 14-0326 on March 3, 2015, is hereby withdrawn.
2. Resolution No. 14-0326 is hereby repealed.
3. The recitals set forth above are true, correct and valid.

Resolution #

Date:

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Supervisors:

Gorin:

Zane:

McGuire:

Carrillo:

Rabbitt:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.



County of Sonoma
State of California

Date:

Item Number: _____

Resolution Number: _____



4/5 Vote Required

Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California, Calling for the Withdrawal of a Special Election to Submit to the Voters of Sonoma County an Advisory Measure Relating to the Use of Any New Voter-Approved General Transactions and Use Tax Revenues for Roadway and Transit Projects Within the Next Twenty (20) Years, and Repealing Resolution No. 14-0327

Whereas, this Board of Supervisors (the “Board”) on August 12, 2014, adopted Resolution No. 14-0327 calling for a special election to submit to the voters of Sonoma County an Advisory Measure relating to the use of any new voter-approved general transactions and use tax revenue from the Sonoma county 2015 Transactions and Use Tax Ordinance for roadway and transit projects within the next twenty (20) years (the “Advisory Measure”), and ordering that the special election be consolidated with the statewide general election to be conducted on March 3, 2015; and

Whereas, subsequent to the passage of Resolution No. 14-0327, the Board determined that [the Advisory Measure was not in the County’s best interest at this time; and

Whereas, Elections Code §9605 provides that the Board may withdraw a measure previously ordered submitted to a vote of the electorate at any time up to the 83rd day prior to the election; and

Whereas, this Board of Supervisors desires to withdraw from the voters of Sonoma County the question of whether to approve the Advisory Measure from the March 3, 2015 ballot.

Now, Therefore, Be It Resolved

1. The election established by the Board of Supervisors by Resolution No. 14-0327 on March 3, 2015, is hereby withdrawn.
2. Resolution No. 14-0327 is hereby repealed.
3. The recitals set forth above are true, correct and valid.

Resolution #

Date:

Page 2

Supervisors:

Gorin:

Zane:

McGuire:

Carrillo:

Rabbitt:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.