



# Solano County

675 Texas Street  
Fairfield, California 94533  
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## Minutes - Draft Board of Supervisors

*Erin Hannigan (Dist. 1), Chairwoman  
(707) 553-5363*

*Linda J. Seifert (Dist. 2), Vice-Chair  
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*James P. Spering (Dist. 3)  
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*John M. Vasquez (Dist. 4)  
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*Skip Thomson (Dist. 5)  
(707) 784-6130*

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Tuesday, August 2, 2016

8:30 AM

Board of Supervisors Chambers

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### CALL TO ORDER

*The Solano County Board of Supervisors met on the 2nd day of August 2016 in regular session in the Board of Supervisors' Chambers at the Solano County Government Center, 675 Texas Street, Fairfield, California at 8:30 A.M. Present were Supervisors Seifert, Spering, Thomson, Vasquez and Chairwoman Hannigan. Chairwoman Hannigan presided. Also present were County Administrator Birgitta E. Corsello and County Counsel Dennis Bunting.*

### ROLL CALL

**Present** 5 - Linda J. Seifert, Erin Hannigan, James P. Spering, John M. Vasquez and Skip Thomson

### CLOSED SESSION

*The Solano County Board of Supervisors recessed to Closed Session at 8:31 A.M. to discuss the following matters:*

1      [16-594](#)      Conference with Legal Counsel: Potential Litigation: One case

*Attachments:*      [A - Memorandum](#)

### RECONVENE

*This meeting of the Solano County Board of Supervisors reconvened at 9:00 A.M. All members were present and Chairwoman Hannigan presided.*

**REPORT OF ACTION IN CLOSED SESSION (IF APPLICABLE)**

*County Counsel Dennis Bunting advised that there was nothing to report. He then noted a correction to the report out from the July 26, 2016 Board meeting regarding the name of the law firm that was hired. He advised that the name was Ginn & Crosby LLP.*

**SALUTE TO THE FLAG AND A MOMENT OF SILENCE**

*This meeting of the Solano County Board of Supervisors continued with the Salute to the Flag and a Moment of Silence.*

**PRESENTATIONS**

- 2**      [16-587](#)      Adopt and present a resolution recognizing Assemblymember Bill Dodd as the 2016 Robin Jenkins Memorial Award winner in Solano County (Supervisor Vasquez)

*Attachments:*      [A - Resolution](#)  
                                 [Adopted Resolution](#)  
                                 [Minute Order](#)

**On motion of Supervisor Vasquez, seconded by Supervisor Seifert, the Board adopted and presented Resolution 2016-139 recognizing Assemblymember Bill Dodd as the 2016 Robin Jenkins Memorial Award winner in Solano County. So ordered by 5-0 vote. (see Resolution Book)**

**Enactment No: Resolution 2016-139**

- 3**      [16-581](#)      Adopt and present resolutions recognizing Ana Farina as the Solano County Teacher of the Year 2016/17 and Betty Bradanini as the Solano County Classified School Employee of the Year (Supervisor Vasquez)

*Attachments:*      [A - Resolution - Ana Farina](#)  
                                 [B - Resolution - Betty Bradanini](#)  
                                 [Adopted Resolution - Ana Farina](#)  
                                 [Adopted Resolution - Betty Bradanini](#)  
                                 [Minute Order](#)

**On motion of Supervisor Vasquez, seconded by Supervisor Thomson, the Board adopted and presented Resolution 2016-140 and Resolution 2016-141 recognizing Ana Farina as the Solano County Teacher of the Year 2016/17 and Betty Bradanini as the Solano County Classified School Employee of the Year. So ordered by 5-0 vote. (see Resolution Book)**

**Enactment No: Resolution 2016-140 and Resolution 2016-141**

- 4      [16-593](#)      Receive a presentation from Napa County honoring Sheriff Thomas A. Ferrara for his assistance during the August 2014 Napa Earthquake

Attachments:      [Minute Order](#)

**Received**

- 5      [16-560](#)      Present a plaque of appreciation to Bill Milton, Information Technology Specialist, for over 14 years of service to Solano County upon his retirement from the Department of Information Technology (Supervisor Sperring)

Attachments:      [Minute Order](#)

**Presented**

- 6      [16-531](#)      Adopt and present a resolution declaring August 2016 as Breastfeeding Awareness Month in Solano County (Chairwoman Hannigan)

Attachments:      [A - Resolution](#)  
                                 [Adopted Resolution](#)  
                                 [Minute Order](#)

**On motion of Supervisor Seifert, seconded by Supervisor Vasquez, the Board adopted and presented Resolution 2016-142 declaring August 2016 as Breastfeeding Awareness Month in Solano County. So ordered by 5-0 vote. (see Resolution Book)**

**Enactment No: Resolution 2016-142**

## **ITEMS FROM THE PUBLIC**

*Chairwoman Hannigan invited members of the public to address the Board on matters not listed on the agenda but within the subject matter jurisdiction of the Board. The following comments were received:*

*A) George Guynn, Jr., Suisun City, commented on public rights and against taxes.*

*B) Donald Tipton, unincorporated Vallejo, commented on a recent newspaper article regarding the Mare Island Bridge logo.*

## **ADDITIONS TO OR DELETIONS FROM THE AGENDA**

*There were no additions to or deletions from the Solano County Board of Supervisors' agenda for August 2, 2016.*

## APPROVAL OF THE AGENDA

On motion of Supervisor Seifert, seconded by Supervisor Vasquez, the Board approved the agenda of the Solano County Board of Supervisors for August 2, 2016 as submitted. So ordered by 5-0 vote.

## PUBLIC COMMENT ON CONSENT CALENDAR

*Chairwoman Hannigan invited members of the public to address the Board on items listed on the Consent Calendar. There were no public comments.*

## APPROVAL OF THE CONSENT CALENDAR

On motion of Supervisor Seifert, seconded by Supervisor Sperring, the Board approved the following Consent Calendar items by 5-0 vote.

## CONSENT CALENDAR

- 7      [16-589](#)      Approve an agreement for \$164,800 with Archer Building Company, Inc. of El Dorado Hills, CA for the Office Tenant Improvement Project at 275 Beck Avenue in Fairfield; and Authorize the County Administrator or designee to execute the agreement and any amendments within the approved project budget

*Attachments:*      [A - Agreement](#)  
                                 [B - Bidders of Record](#)  
                                 [Executed Agreement](#)  
                                 [Minute Order](#)

**Approved**

- 8      [16-583](#)      Adopt a resolution and plaque of appreciation honoring Rita Ladera, Office Assistant II, for 23 years of service to Solano County upon her retirement from the Department of Child Support Services

*Attachments:*      [A - Resolution](#)  
                                 [Adopted Resolution](#)  
                                 [Minute Order](#)

**Adopted**

**Enactment No: Resolution 2016-143**

## REGULAR CALENDAR

- 9      [16-584](#)      Adopt an ordinance adding Article XVII of Chapter 11 of the Solano County Code imposing a general countywide transactions and use tax (sales tax) of one-quarter of one percent for a period not to exceed ten years pursuant to the authority granted by Revenue and Taxation Code section 7285 to be placed on the ballot at the November 8, 2016 election (4/5 vote required); and Adopt a resolution submitting to the voters of Solano County the proposed quarter-cent general sales tax measure entitled the "Solano County 2017 Transactions and Use Tax Ordinance" on the November 8, 2016 election

Attachments:      [A - Resolution](#)  
                                 [B - Ordinance](#)  
                                 [C - Public Notice - Summary CA General Sales Tax](#)  
                                 [D - Alliance FNG Letter](#)  
                                 [E - FM3 Solano County Ballot Measure Memo](#)  
                                 [F - Draft FNG Sample Funding Plan Expenditures](#)  
                                 [G - FNG Policy Solano Fund for Children](#)  
                                 [H - Common Priorities](#)  
                                 [I - Solano Fund for Children 10-Year Timeline](#)  
                                 [J - PowerPoint 8.2.16](#)  
                                 [Adopted Resolution](#)  
                                 [Adopted Ordinance No. 2016-1772](#)  
                                 [Minute Order](#)

*Principal Management Analyst Debbie Vaughn introduced the item and provided the Board with an overview of the proposed ordinance and resolution including a timeline for the proposed general sales tax measure and a proposed Citizens' Oversight Committee Proposed membership.*

*Supervisor Vasquez commented on the proposed oversight committee membership and asked if it could be changed.*

*County Counsel Dennis Bunting noted that it could be changed and advised that the Board decided the composition of the oversight committee and that the committee must be created if the ordinance passed.*

*Ms. Vaughn continued to provide the Board with information on the proposed structure for input and recommendation.*

*Supervisor Vasquez asked about the duties of the oversight committee.*

*Mr. Bunting noted that the oversight committee does make budget recommendations that are to be brought to the Board for consideration. He also noted that the recommendations would be presented to the Board at budget hearings.*

*Chairwoman Hannigan commented on the oversight committee and asked if the cities would appoint a representative member from their cities.*

*Executive Director of the Solano Children's Network Alan Kerzin advised that the Board members would be appointing the oversight committee members.*

*In response to a question from Chairwoman Hannigan, Mr. Bunting advised that individuals could be encouraged to apply for the oversight committee and that the Board would review and appoint the representatives. He also advised that the Board would decide the length of the terms of the representatives. Lastly, he noted that the appointment process was at the discretion of the Board.*

*Supervisor Seifert commented on her remarks at the last Board meeting noting that the materials she had referenced being available had actually not been made available at that time to the County's administration staff.*

*Chairwoman Hannigan invited members of the public to address the Board on this matter and the following comments were received:*

*A) Jay Speck, Solano County Superintendent of Schools, commented on the need to help children within the County and to give the public a chance to vote on the proposed sales tax measure.*

*B) George Guynn, Jr., Suisun City, commented against the proposed sales tax measure and against additional taxes on the public.*

*C) Cheryl Gewing, representing Common Ground, commented in support of the proposed sales tax measure and on her experience with teaching and helping children.*

*Chairwoman Hannigan asked if any of the funds would go towards education.*

*Mr. Kerzin advised that some funds would go to preschool and after school programs.*

*Children's Alliance and Child Abuse Prevention Council President Juan Cisneros advised that it would also provide funds for homeless children to keep them in school.*

*D) Lenisha Anderson, Vallejo, commented in support of the proposed sales tax measure and on her experience with the Parent Leadership Training Institute and helping children in Vallejo.*

*Mr. Cisneros commented on Supervisor Seifert's remarks regarding additional materials made available previously.*

*Supervisor Seifert advised that she was under the impression that additional materials had been made available to staff previously and had since learned that they were not.*

*Mr. Cisneros provided the Board with an overview of proposed funding plan expenditures.*

*Supervisor Vasquez noted that these were just recommendations for expenditures but advised that the Board would decide where the funds would be spent at budget hearings. He then asked if there was an endowment fund that would be set up for planning for needs after the ten year period had passed.*

*Mr. Cisneros advised that future funding could be found to sustain the programs.*

*Supervisor Vasquez commented on the need to look at keeping some of the funds back as a reserve.*

*Chairwoman Hannigan commented on the proposed expenditure plan and asked about the administration fee of five percent.*

*County Administrator Birgitta Corsello advised that the administration costs varied depending on what staff was in place and what type of grant was applied for. She noted that it was not unusual to see a range of 5-15% budgeted for administrative overhead costs. She advised that it would be the Board's decision how much to allocate to that cost component.*

*Mr. Kerzin noted that polling indicated a high percentage should go to services and that the 5% fee was just a suggestion for administration costs.*

*Chairwoman Hannigan noted that the potential for the budget was large and that the administration costs needed to be looked at closely.*

*Suisun City Vice-Mayor Lori Wilson provided the Board with information on recommendations regarding potential ways that needs within the priority areas could be met with the funding.*

*Supervisor Vasquez asked if vision care had been looked at.*

*Ms. Wilson advised that there would be a focus on this and that the oversight committee membership included members from the healthcare field.*

*Supervisor Sperring suggested that the statement about spending be that all of the funding go to support programs for children and that examples of programs be provided. He also commented that there could be a potential conflict with the Solano Children's Alliance having direct access to the Board of Supervisors and advised that all three groups should be in agreement on recommendations made to the Board. He suggested that there be public hearings held on a regular basis so that the public could provide feedback on their priorities. He then asked if the title of "citizens' oversight committee" could be changed to "citizens' advisory committee" to clarify the purpose of the committee.*

*Mr. Bunting noted that the citizen oversight committee's role was to make recommendations to the Board and to also oversee that the funds were spent and used per the Board's direction.*

*Supervisor Spering commented on Measure H's formula for distribution of funds and advised that there was not a specific formula for the Children's Alliance measure.*

*Mr. Bunting advised that the recommendation for spending funds would be made to the Board by the citizens' oversight committee for the Board to decide on.*

*Supervisor Spering asked what the citizens' oversight committee would be overseeing.*

*Mr. Bunting advised that they would be overseeing how the funds were spent.*

*Ms. Corsello noted that the citizens' oversight committee was like having a second set of eyes to ensure accountability of the contracts, success of the delivery of the programs that had been recommended as priorities and the expenditure plan.*

*Supervisor Spering suggested that the proposed structure needed to be changed to remove the direct line from the Solano Children's Alliance to the Board.*

*Supervisor Seifert advised that the line be eliminated for the purposes of the measure but noted that it didn't change the role of the Children's Alliance in reporting to the Board.*

*Ms. Wilson advised that the line could be removed and that the proposed measure included two quarterly meetings that provided the public with an opportunity to provide input.*

*Supervisor Spering requested to have a requirement added that an annual public hearing be held concerning the priorities identified.*

*Chairwoman Hannigan commented that there were instances in the report that indicated the citizens' oversight committee was also an advisory body and asked if the Board was being asked to approve two different bodies.*

*Mr. Bunting advised that the citizens' oversight committee was a body appointed by the Board specifically for the measure and that it was different than the Children's Alliance advisory board.*

*Supervisor Spering clarified that for this sales tax measure, the Children's Alliance, First 5 Solano and the citizens' oversight committee would work together to provide recommendations to the County Administrator for presentation to the Board and that the Children's Alliance would not work independently on recommendations to the Board in regards to the sales tax measure funds.*

*Supervisor Thomson asked why the Children's Alliance was being included in the recommendation process when they were already an advisory board to the Board of Supervisors. He then commented on augmenting school site services including student and family counselors and asked if the schools had the capacity to take on these additional duties.*

*Ms. Wilson noted that schools had staff already and that the funds would provide additional resources and support.*

*Supervisor Thomson asked if the schools had enough counselors to pick up an additional work load.*

*Ms. Wilson noted that the funds would provide additional counselors or additional staff for the counselors.*

*Supervisor Thomson commented on collaboration with the Solano County Office of Education and local public school and asked if this would supplant what was already there or add to it.*

*Ms. Wilson noted that it would not be supplanting but would be to add to or augment upon what was already in place.*

*Supervisor Thomson commented that it should be augmentation and not supplanting.*

*Ms. Wilson noted that the goal was to enhance what already existed and if needed to create something that could be sustained.*

*Supervisor Thomson asked what the McKinney-Vento system was.*

*Mr. Cisneros advised that it was a federal definition for a homeless family.*

*Ms. Corsello advised that the County went through some experience with this when the homeless count was conducted. She noted that there was an expanded definition in the school system when the child did not have a permanent address.*

*Supervisor Thomson asked what "families not served by the current system" meant.*

*Mr. Cisneros noted that this section referred to 80% of families identified that needed access to quality early care and didn't have access to it.*

*Ms. Wilson commented on the transition period for a family that could be between receiving assistance and making too much to qualify for child care assistance noting that the funds could be a potential source of funding help to ease the financial burden on those in this situation.*

*Supervisor Thomson commented that families were struggling with the issue of whether it was cheaper to work and find daycare or to stay home with their children.*

*Supervisor Thomson commented on mental health services for children.*

*Mr. Cisneros noted that one of the items proposed was to provide more training to health providers to be able to screening children early on before it became a bigger issue.*

*Supervisor Thomson noted that his office was working with groups of parents with special needs children and asked how the child care could assist them.*

*Mr. Kerzin advised that there was a big need for training of providers in that area, that one of the items proposed included funding for this and that these group are already included in discussions.*

*Supervisor Thomson commented on the lack of child care centers and noted a need for assistance for individuals navigating the maze of obtaining a child care license. He commented on the additional information that had been provided and noted that he felt more comfortable to support the measure, however he also noted that he would be demanding that the money be spent efficiently and effectively.*

*Chairwoman Hannigan noted that there needed to be a robust campaign on this measure, that there needed to be a ground campaign and money raised to make sure voters know about the need for the measure. She then commented on the need for the ballot measure to be shown in the right order with the tax so that there was not confusion for the voters. She then noted that the Board's role was to allow the voters to decide if the proposed sales tax measure should pass.*

*Supervisor Seifert thanked everyone involved in bringing the ordinance forward and commented on the importance of a strong campaign for support of the measure. She commented on the abundance of measures that would be on the ballot and the need to make this measure stand out. She also commented that the funds would not be enough in the end, that there was a need to be careful of promises made and that it would be important to show how the measure was effective so that voters would be supportive of renewing it at the end of ten years.*

*Supervisor Spering commented on programs, noting that the proposed programs were examples only and that the challenge would be to make sure that the funds being spent were being managed correctly.*

*Supervisor Vasquez commented on working at school sites, putting school nurses back in schools, the importance of Family Resource Centers (FRCs) and the need to make sure the funds are spent wisely.*

**On motion of Supervisor Vasquez, seconded by Supervisor Seifert, the Board adopted Ordinance 2016-1772 adding Article XVII of Chapter 11 of the Solano County Code imposing a general countywide transactions and use tax (sales tax) of one-quarter of one percent for a period not to exceed ten years pursuant to the authority granted by Revenue and Taxation Code section 7285 to be placed on the ballot at the November 8, 2016 election (4/5 vote required); and adopted Resolution No. 2016-144, a resolution submitting to the voters of Solano County the proposed quarter-cent general sales tax measure entitled the "Solano County 2017 Transactions and Use Tax Ordinance" on the November 8, 2016 election. So ordered by 5-0 vote. (see Ordinance and Resolution books)**

**Enactment No: Ordinance No. 2016-1772 and Resolution No. 2016-144**

**10**      **16-585**

Adopt a resolution calling for a special election to submit to the voters of Solano County a non-binding advisory measure relating to the use of any new transactions and use tax revenue generated by the Solano County 2017 Transactions and Use Tax Ordinance and order that the special election be consolidated with the November 8, 2016 Presidential General Election

Attachments:      [A - Children's Services Advisory Measure Full Text](#)  
                                  [B - Ordinance](#)  
                                  [C - Public Notice - Summary CA General Sales Tax](#)  
                                  [D - Resolution](#)  
                                  [E - Alliance FNG Letter](#)  
                                  [F - FM3 Solano County Ballot Measure Memo](#)  
                                  [G - Draft FNG Sample Funding Plan Expenditures](#)  
                                  [H - FNG Policy Solano Fund for Children](#)  
                                  [I - Common Priorities](#)  
                                  [J - Solano Fund for Children 10-Year Timeline](#)  
                                  [Adopted Resolution](#)  
                                  [Minute Order](#)

*Chairwoman Hannigan invited members of the public to address the Board on this matter and the following comments were received:*

*A) George Guynn, Jr., Suisun City, commented on special sales tax and general sales tax measures and on the public's trust of how money would be spent.*

*County Counsel Dennis Bunting advised that the measure would require that all revenues be used in Solano County and not used to supplant existing funding for support of children's programs.*

On motion of Supervisor Vasquez, seconded by Supervisor Seifert, the Board adopted Resolution No. 2016-145 calling for a special election to submit to the voters of Solano County a non-binding advisory measure relating to the use of any new transactions and use tax revenue generated by the Solano County 2017 Transactions and Use Tax Ordinance and order that the special election be consolidated with the November 8, 2016 Presidential General Election. So ordered by 5-0 vote. (see Resolution Book)

Enactment No: Resolution 2016-145

11      [16-588](#)

Receive an update on the results of staff's focused research and public outreach efforts relative to medical marijuana regulation and provide further direction regarding any further outreach or information needs; Provide direction to staff on components and provisions of a permanent ordinance addressing medical marijuana regulation; Receive an update from County Counsel on the Adult Use of Marijuana Act ballot measure; and Consider introducing a proposed ordinance to amend Article XII of Chapter 11 of the Solano County Code imposing a business license tax of up to 15% on commercial marijuana businesses to be placed on the ballot at the November 8, 2016 election (4/5 vote required)

Attachments:      [A - Ordinance](#)  
                             [B - Map of County Industrial Areas](#)  
                             [Minute Order](#)

***On motion of Supervisor Seifert, seconded by Supervisor Vasquez, the Board approved reading the proposed ordinance amending Article XIII of Chapter 11 of the Solano County Code to add a Countywide General Business License Tax on Marijuana businesses by title only and waived further reading by a majority vote. So ordered by 5-0 vote.***

*Assistant Director of Resource Management Terry Schmidtbauer introduced the item.*

*Senior Planner Karen Avery provided the Board with an overview of prior Board actions and MMRSA (Medical Marijuana Regulation and Safety Act) Quick Facts.*

*Deputy County Counsel Davina Smith provided the Board with an overview of state licensing under MMRSA.*

*Chairwoman Hannigan asked if MMRSA was new regulations as opposed to how things currently operated.*

*Ms. Smith advised that the State would not issue licenses until 2018 for Adult Use of Marijuana Act (AUMA) and 2017 for MMRSA.*

*In response to a question from Chairwoman Hannigan, Ms. Smith noted that there were differences between medical and personal use and then provided the Board with information on MMRSA Non-Commercial Cultivation.*

*Chairwoman Hannigan commented on the lack of setback requirements.*

*Ms. Smith advised that regulations on personal cultivation were at the direction of the Board.*

*Supervisor Seifert commented on personal cultivation restrictions and asked what could be done with the marijuana plants.*

*Ms. Smith advised that under the new system, the only way individuals could get medical marijuana would be through personal cultivation, caregiver cultivation or through a dispensary. She then provided information about how marijuana plants were processed and noted that there would be some yard waste that would need to be disposed of. She noted that regulations surrounding building codes and disposal of the plant waste would need to be looked at further.*

*Supervisor Vasquez asked whether marijuana processed for food fell under federal food regulations or under the California Homemade Food Act.*

*Mr. Schmidtbauer noted that this was an issue that was still being worked on.*

*Supervisor Vasquez commented on using marijuana in foods made at home and whether it would be allowed to be sold at a market type setting.*

*Mr. Schmidtbauer advised that it would be considered a drug added to the food and that there would need to be requirements and regulations identified by the state around this issue.*

*Supervisor Vasquez asked if the Homemade Food Act applied to personal marijuana use at home.*

*Mr. Schmidtbauer noted that food made at home had to be labeled with what the ingredients were.*

*County Administrator Birgitta Corsello noted that it was ultimately a drug.*

*Supervisor Vasquez commented on the need to regulate marijuana.*

*Ms. Smith advised that the code identified marijuana as neither a drug nor a food and that this would need to be addressed moving forward. She then provided information on what the State of Colorado was doing to regulate marijuana use.*

*Chairwoman Hannigan asked if marijuana was regulated similar to alcohol and Ms. Smith advised that it was regulated from seed to final purchaser.*

*Ms. Avery provided information on what the State of Oregon was doing to regulate marijuana use.*

*Supervisor Seifert commented on what the other states were doing and requested that more information be provided about enforcement in regards to intoxication issues. She then commented on the lack of testing for public safety personnel to test whether someone was publicly intoxicated. She advised that there was a need for more information about how to address enforcement and testing.*

*Ms. Avery provided the Board with information about outreach efforts and feedback received from meeting with the Sheriff's Office, Health and Social Services, Agriculture Department, Agricultural Advisory Committee and the Solano County Farm Bureau. She then provided the Board with a map of the Industrial Zoning in unincorporated Solano County.*

*Chairwoman Hannigan commented on the possibility of creating a regulation on personal cultivation in unincorporated Solano County.*

*Ms. Avery provided the Board with information on the variety of areas that would need to be looked at for regulating personal marijuana cultivation.*

*Chairwoman Hannigan asked about creating regulations in unincorporated areas of the County.*

*Ms. Avery noted that regulations could be looked at for unincorporated areas.*

*Chairwoman Hannigan asked about businesses in the Lambie manufacturing area.*

*Ms. Corsello noted that the Lambie area was mostly electricity manufacturers.*

*Ms. Avery noted that a specific plan would have to be created for the area.*

*Chairwoman Hannigan asked if there were other businesses in that area that would be displaced or affected by marijuana uses.*

*Planning Program Manager Mike Yankovich noted that the area was heavy industry and underdeveloped.*

*Ms. Smith then provided the Board with information on the Adult Use of Marijuana Act (AUMA).*

*Chairwoman Hannigan asked that a chart of all the information could be created for the Board.*

*Ms. Smith advised that staff could develop a chart as things moved along.*

*Ms. Avery provided the Board with an overview of recommendations and noted that staff needed direction from the Board regarding process and potential regulation for Medical Marijuana.*

*Supervisor Seifert asked if there would be more background information presented regarding the Business License Tax Measure.*

*Ms. Smith provided the Board with information on the Business License Tax Measure.*

*Chairwoman Hannigan commented on how the tax would be equated.*

*Mr. Yankovich noted that a marijuana business would be taxed at 15% of gross receipts.*

*In response to Chairwoman Hannigan, Ms. Corsello provided the Board with information on two taxes on business licenses in the unincorporated county relating to generation of electricity by wind turbines and tons of waste disposal. She noted that both were revenues coming in to the General Fund and advised putting the tax in place because it would be a vote of the people and would allow unintended consequences of marijuana use to be addressed.*

*Supervisor Thomson commented in support of medical marijuana and asked if medical marijuana was being treated differently than prescriptions from a local pharmacy in regards to being taxed.*

*Ms. Smith noted that it would be a business license tax which were not applicable to pharmacies.*

*Mr. Bunting advised that Davis exempted medical marijuana and was not sure that there were marijuana pharmacies within the county at this time.*

*Supervisor Thomson advised that he was opposed to taxing medical marijuana.*

*Ms. Corsello advised that it would be difficult to tell what the use would be unless permit regulations were in place.*

*Supervisor Thomson asked for more research on what other jurisdictions were doing about this.*

*Chairwoman Hannigan noted that it would be important to have information about what other jurisdictions in other states were doing and what the different nuances were that these places were dealing with. She then commented on the need for regulations on both medical and recreational use.*

*Supervisor Thomson commented on placing requirements that the producer distinguishes between whether it was medical or recreational use.*

*Ms. Smith noted that the state was still developing regulations on MMRSA but it was very clear in MMRSA that the plants would be tracked from seed to sale and would indicate what use it was used for. She advised that the Board could distinguish between the uses if they chose to do so.*

*Mr. Bunting noted that this could be a placeholder for now and that the Board could always amend the ordinance later. He advised that the key was to get the ordinance on the ballot.*

*Supervisor Seifert commented on the need to get something on the ballot and the need for enforcement dollars. She then commented that there would likely be a saturation point in the industry and that the tax was appropriate to help reduce those looking to do it only for profit.*

*Supervisor Thomson asked how the 15% tax was reached.*

*Ms. Smith noted that other local jurisdictions were using 15% as a percentage.*

*Supervisor Thomson noted that he was not supportive of a tax higher than this.*

*Mr. Yankovich noted that the maximum was up to 15%.*

*Chairwoman Hannigan asked if the language should state up to 15% of each dollar of gross receipts and that the Board could decide on the percentage later.*

*Ms. Smith advised using 15% and adjusting it later if the Board decided to do so.*

*Chairwoman Hannigan invited members of the public to address the Board on this matter and the following comments were received:*

*A) George Guynn, Jr., Suisun City, commented on recreational and medical use of marijuana and in support of taxing marijuana.*

*B) George Michael Kimmel, Fairfield, commented in opposition to taxing medical marijuana.*

*C) Donald Tipton, unincorporated Vallejo, commented in support of medical marijuana cultivation and against collecting taxes on it.*

*D) Patrick Byron, Rio Vista, commented on the need to make distinction between medical and recreational use, against taxing medical marijuana, how the tax money would be used and lack of public outreach efforts for patients.*

*Chairwoman Hannigan advised that the tax would only apply to the unincorporated county areas and that the cities would have their own regulations.*

*E) Abraham Ramos, Vacaville, commented on expanding zoning for cultivation and distribution.*

*F) Linda Sanchez, Benicia, commented in support of regulations on marijuana use, taxing medicinal use at a different level than that of recreation use and a lack of zoning for marijuana cultivation and dispensing.*

*G) Johanna Nowak Palmer, representing the Solano County Alcohol, Tobacco and Other Drug (ATOD) Coalition, commented in support of prohibiting cultivation, dispensing and delivery of marijuana.*

*Supervisor Thomson commented on public outreach and asked if it would be a next step.*

*Ms. Avery noted that extensive public outreach took place in 2013 and that staff had conducted a more focused look this time on manufacturing and commercial uses. She noted that a Planning Commission study session was being looked at for August or September.*

*Supervisor Thomson suggested using the tax revenues for programs dealing with youth and the negative impacts of smoking and alcohol.*

*Chairwoman Hannigan commented on the need to look at personal cultivation, zoning, and safety concerns with indoor cultivation. She requested that staff bring back more information on commercial cultivation and dispensing, what was happening in other states, what opportunities were out there in manufacturing areas, where there might be opportunity for a new revenue stream and how to ensure people are following the rules. She then commented in support of the business license tax and putting the ordinance on the November ballot.*

*Supervisor Sperring commented that this was not an issue that could be ignored. He then commented on impacts of medical marijuana cultivation on the community that needed to be evaluated and mitigated. He also commented in support of the business license tax and the need for more information on what other states and jurisdictions were doing. He also commented on the need for more information from law enforcement on what was going on.*

*Supervisor Thomson commented that more information was needed to make sure the Board did due diligence on this issue. He commented in support of putting the ordinance forward and noted that the Board could always amend it if needed.*

*Supervisor Vasquez commented on mixed messages being sent to youth and on how to best prepare for dealing with the issue of marijuana.*

***On motion of Supervisor Hannigan, seconded by Supervisor Thomson, the Board approved the introduction of an ordinance amending Article XIII of Chapter 11 of the Solano County Code to add a Countywide General Business License Tax on Marijuana businesses. So ordered by 5-0 vote.***

*Ms. Corsello commented on what staff had provided in the presentation and asked for clarification that staff needed to bring back information on what other state and counties were doing and that staff needed to address the various components of that when this matter came back to the Board.*

*Chairwoman Hannigan noted that this was correct and commented on the distinction that it would address the unincorporated areas of the county and not the cities.*

*Mr. Schmidtbauer noted that the ordinance would come back before the Board on August 9, 2016.*

*Chairwoman Hannigan clarified that the additional information could come back to the board at a later time after it had been thoroughly researched.*

**Introduced**

## **BOARD MEMBER COMMENTS AND REPORTS ON MEETINGS**

*Chairwoman Hannigan invited members of the Board to make comments or reports on meetings. The following comments were received:*

*A. Supervisor Vasquez requested that this meeting of the Solano County Board of Supervisors be adjourned in memory of Janice Zawadski, an active member of the Vacaville community.*

## **ADJOURN:**

*This meeting of the Solano County Board of Supervisors adjourned at 12:43 P.M. in memory of Janice Zawadski. Next meeting of the Solano County Board of Supervisors will be August 9, 2016 at 1:00 P.M., Board Chambers, 675 Texas Street, Fairfield, California.*

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**ERIN HANNIGAN, Chairwoman**  
**Solano County Board of Supervisors**

**BIRGITTA E. CORSELLO, Clerk**  
**Solano County Board of Supervisors**

By \_\_\_\_\_  
**Jeanette Neiger, Chief Deputy Clerk**