



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 8/14/2018

Agenda Placement: 10F

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Mary Booher for Minh Tran - County Executive Officer
County Executive Office

REPORT BY: Molly Rattigan, Deputy County Executive Officer - 253-4112

SUBJECT: Discussion and possible action regarding arguments on Measure I

RECOMMENDATION

County Executive Officer requests discussion and possible action authorizing the Chair of the Board of Supervisors to sign on behalf of the Board of Supervisors an Argument For Measure I and if needed, a rebuttal argument to any opposition to Measure I which may be filed.

ENVIRONMENTAL DETERMINATION: It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)].

EXECUTIVE SUMMARY

On July 31, 2018, the Board placed Measure I, the transient occupancy tax increase, on the ballot. The Board also discussed filing an argument in favor of the Measure. Per the Board's direction, Supervisors Gregory and Pedroza have prepared a draft argument, attached. The argument is brought back to the Board today for review and approval and for authorization for a member or members to sign the argument.

The Board should also consider and provide direction on whether it would like one or more Board members to file a rebuttal argument on Measure I.

PROCEDURAL REQUIREMENTS

1. Staff Reports
2. Public Comments
3. Motion, second, discussion and vote regarding adoption and signing of the argument
4. Motion, second, discussion and vote regarding submitting a rebuttal argument

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

It can be seen with certainty that there is no possibility the proposed action may have a significant effect on the environment and therefore CEQA is not applicable [See Guidelines For the Implementation of the California Environmental Quality Act, 14 CCR 15061(b)(3)]

BACKGROUND AND DISCUSSION

On July 31, 2018, the Board discussed and adopted Ordinance No. 2018-02 (Measure I), proposing to increase the transient occupancy tax for the unincorporated area from 12.0% to 13.0%, with the revenues derived from the increase to be treated as the proceeds of a special tax and spent for affordable and workforce housing programs and services. The Board also adopted a resolution ordering a special election to be conducted on November 6, 2018 to enable the voters to approve or reject Measure I. Under state and constitutional law, the tax increase, which is considered a special tax, will not be effective unless and until it is approved by two thirds of the voters.

On July 31, 2018, the Board placed Measure I on the ballot. The Board discussed filing an argument in favor of the Measure, with the Chair and a few possible Board members to sign it. Per the Board's direction, Supervisors Gregory and Pedroza have prepared the draft argument. The argument is brought back to the Board today for review and adoption and for authorization for a member or members to sign the argument.

Section 9167 of the Elections Code provides that the author(s) of the argument in favor of a ballot measure is/are entitled to file a rebuttal to any argument against the measure that is filed. Thus, if an argument against the Measure is filed, the Board will be entitled to file a rebuttal argument should it wish to do so. Rebuttals are due August 24, 2018. The Board may provide direction and may authorize one or more Board members to prepare and file a rebuttal argument on behalf of the Board.

SUPPORTING DOCUMENTS

A . Draft Ballot Argument

CEO Recommendation: Approve

Reviewed By: Molly Rattigan