

**CITY OF BROOKINGS
STATE OF OREGON**

RESOLUTION 16-R-1073

A RESOLUTION OF THE CITY OF BROOKINGS, OREGON, (CITY) CALLING FOR A MEASURE PROPOSING A THREE PERCENT TAX ON THE SALE OF MARIJUANA ITEMS BY A MARIJUANA RETAILER WITHIN THE LIMITS OF THE CITY AND DIRECTING THE CITY ATTORNEY TO PREPARE A BALLOT TITLE FOR PLACEMENT OF SAID TAX ON THE TUESDAY, NOVEMBER 8, 2016 ELECTION BALLOT.

Whereas, section 34a of House Bill 3400 (2015) provides that a City Council may adopt an ordinance to be referred to the voters that imposes up to a three percent tax or fee on the sale of marijuana items by a marijuana retailer in the area subject to the jurisdiction of the City; and

Whereas, the City Council of the City of Brookings (City) adopted Ordinance 16-O-753, attached herein as Exhibit A, imposing a three percent (3%) tax on the sale of marijuana items by a marijuana retailer in the area subject to City's jurisdiction.

Now, Therefore, Be It Resolved, by the City Council of the City of Brookings, Oregon, as follows:

1. **MEASURE:** A measure election is hereby called for the purpose of submitting to the electors of the City of Brookings a measure imposing a three percent tax on the sale of marijuana items by a marijuana retailer in the area subject to the jurisdiction of the city, a copy of which is attached hereto as "Exhibit A" and incorporated herein by this reference.
2. **ELECTION CONDUCTED BY MAIL:** The measure election will be held at the next general election to be held on Tuesday, November 8, 2016. As required by ORS 254.465, the measure election will be conducted by mail by the Elections Official of Curry County, according to the procedures adopted by the Oregon Secretary of State.
3. **DELEGATION:** The City authorizes the City Manager, or the City Manager's designee, to act on behalf of the City and to take such further action as is necessary to carry out the intent and purposes set forth herein, in compliance with the applicable provisions of law.
4. **PREPARATION OF BALLOT TITLE:** The City Attorney is hereby directed to prepare the ballot title for the measure, and deposit the ballot title with the city elections officer within the time set forth by Oregon State law.
5. **NOTICE OF BALLOT TITLE AND RIGHT TO APPEAL:** Upon receiving the ballot title for this measure, the City Elections Officer shall publish in the next available edition

of a newspaper of general circulation in the City a notice of receipt of the ballot title, including notice that an elector may file a petition for review of the ballot title.

6. FILING WITH COUNTY ELECTIONS OFFICE: The City Elections Officer shall deliver the Notice of Measure Election to the Curry County Elections Office and the ballot title for inclusion on the general election ballot to be held on Tuesday, November 8, 2016.

Passed by the City Council April 25, 2016 ; effective May 24, 2016.

Attest:



Mayor Ron Hedenskog



City Recorder Joyce Heffington