

**IN THE CITY COUNCIL OF THE CITY OF VALLEJO
ORDINANCE NO. 1715 N.C. (2d)**

**AN ORDINANCE ADDING CHAPTER 7.100 TO THE VALLEJO MUNICIPAL CODE
PERTAINING TO REQUIREMENTS FOR LIMITED IMMUNITY AND REPEALING
ORDINANCE NO. 1709 N.C. (2d)**

WHEREAS, the Compassionate Use Act adopted by voters in 1996, and the Medical Marijuana Program Act, enacted by the state legislature in 2003, provided California's qualified patients and their primary caregivers with limited immunities to specified criminal prosecutions under state law for purposes including to ensure that qualified patients and their primary caregivers who obtain and use marijuana for medical purposes are not subject to state criminal prosecution; and

WHEREAS, in November 2011, City of Vallejo voters passed Measure C, a marijuana business tax-revenue ordinance which provides that payment of a business license tax and its acceptance by the City shall not entitle any person to carry on a marijuana business in a zone or locality in which the conduct of such marijuana business is in violation of any law; and

WHEREAS, the zoning ordinance of the City of Vallejo does not allow medical marijuana dispensaries or any marijuana business as a use, which renders any such use an illegal public nuisance per se; and

WHEREAS, in recent years, according to police sightings, neighborhood complaints, and internet information, more than 40 medical marijuana businesses operated or are operating in the City of Vallejo without any land use approval under the Vallejo Municipal Code, and an unknown number of these businesses continue to open, close, and reopen in Vallejo with no regulatory authorization from the City; and

WHEREAS, on April 28, 2015, Ordinance No. 1707 N.C. (2d) was adopted, which amended the marijuana tax ordinance to stop collection of the marijuana tax until the earlier of an effective date of a regulatory ordinance or October 20, 2015; and

WHEREAS, a regulatory ordinance, Ordinance No. 1709 N.C. (2d), was adopted by City Council on May 26, 2015, and subsequently suspended when a referendum petition was filed and certified by the City Clerk; and

WHEREAS, the City wishes to resume collection of marijuana tax and also address the continued proliferation of unauthorized medical marijuana dispensaries in the City by accepting tax from, and granting limited immunity from enforcement of its prohibition on medical marijuana dispensaries under the Vallejo Municipal Code to, those medical marijuana dispensaries that meet certain criteria, until the number of medical marijuana dispensaries is reduced to no more than four (4) medical marijuana dispensaries and until such time as the California Supreme Court rules on what cities can and cannot regulate and the City enacts new medical marijuana legislation consistent with court decision; and

WHEREAS, medical marijuana dispensaries are not legal within the City of Vallejo because Vallejo's zoning ordinance does not allow 'medical marijuana' as a use and therefore by law such use is prohibited; and

WHEREAS, despite the prohibition medical marijuana dispensaries have opened their doors and continue to operate in the City of Vallejo; and

WHEREAS, neither electrical or building permits, nor fire inspections, nor payment of taxes in any way bestows a legal right to use land for a medical marijuana dispensary; and

WHEREAS, all medical marijuana dispensaries currently operating are operating in violation of local law and therefore each such operation constitutes a nuisance; and

WHEREAS, Vallejo Municipal Code section 1.12.020 provides that uses contrary to the ordinances of the City of Vallejo constitute a public nuisance; and

WHEREAS, the City nevertheless recognizes that the availability of medical marijuana through a limited number of regulated medical marijuana dispensaries is a valid governmental interest to ensure access to those sick people who have a doctor's recommendation in compliance with state law while ensuring that the impacts of those dispensaries on the neighborhood are regulated, as detailed in staff reports; and

WHEREAS, the City expects that a number of medical marijuana dispensaries will close over time as a result of economics and/or competition, and the City wishes to minimize the diversion of City resources to lawsuits to close dispensaries.

NOW, THEREFORE, The City of Vallejo City Council does hereby find that:

1. Existing medical marijuana dispensaries are operating illegally despite the City's prohibition and such operations constitute a public nuisance.
2. Based on a comparison with other cities, and the information gathered by staff, it is reasonable to allow the operation of dispensaries that meet specified criteria so that Vallejo residents have access to medical marijuana, and allow the market to reduce the number of dispensaries and contain the proliferation of unregulated, illegal dispensaries.
3. Limited civil immunity is a vehicle that will allow those existing medical marijuana dispensary operators that have obtained tax certificates and paid their quarterly taxes, and are otherwise compliant with the requirements of this ordinance, to operate. Such civil immunity is not meant to be a punitive measure but rather to allow the continued provision of medical marijuana to qualified patients and continued revenue to the city.

AND FURTHER, THE CITY COUNCIL OF THE CITY OF VALLEJO DOES ORDAIN as follows:

SECTION 1. Vallejo Municipal Code Chapter 7.100 is hereby added to read as follows:

Chapter 7.100 Medical Marijuana

7.100.010 Purpose and Intent

7.100.020 Definitions

7.100.030 No Authority to Permit Use in Any Zone; Unlawful to Distribute Marijuana; Unlawful to Make False Statements

7.100.040 No Vested or Nonconforming Rights

7.100.050 Limited Immunity

7.100.060 Location

- 7.100.070 Prohibited Activity
- 7.100.080 Requirements and Proof of Compliance
- 7.100.090 Operating Conditions
- 7.100.100 Prohibition Against Transfer or Relocation
- 7.100.110 Maintenance of Records
- 7.100.120 Inspection Authority
- 7.100.130 Existing Medical Marijuana Dispensaries
- 7.100.140 Enforcement
- 7.100.150 Limited Severability

7.100.010 Purpose and Intent.

It is the purpose and intent of this chapter to address the proliferation of Medical Marijuana Dispensaries but grant limited immunity from the enforcement of its prohibition to Medical Marijuana Dispensaries that do not violate the restrictions set forth in this ordinance until such time as the California Supreme Court rules on what cities can and cannot regulate and the City enacts new medical marijuana legislation consistent with court ruling. This ordinance is not intended to conflict with federal or state law. Nothing in this ordinance purports to permit activities that are otherwise illegal under federal, state, or local law.

7.100.020 Definitions.

The following words or phrases, whenever used in this Chapter, shall be given the following definitions:

"City" means the City of Vallejo, and any legislative body granted regulatory authority over Medical Marijuana Dispensary operations by this ordinance.

"City Manager" means the City Manager of the City of Vallejo or his/her designee.

"Manager" means a Medical Marijuana Dispensary member with responsibility for the establishment, organization, registration, supervision, or oversight of the operation of a Medical Marijuana Dispensary, including but not limited to members who perform the functions of president, vice president, director, operating officer, financial officer, secretary, treasurer, or manager of the Medical Marijuana Dispensary.

"Marijuana" shall be construed as defined in California Health and Safety Code section 11018 and further shall specifically include any product that contains marijuana or a derivative of marijuana, including edibles.

"Medical Marijuana Dispensary" is any collective, cooperative, dispensary or association as described in California Health and Safety Code section 11362.775 that distributes, dispenses, stores, exchanges, processes, delivers, makes available, transmits and/or gives away Marijuana in the City for medicinal purposes to four (4) or more Qualified Patients and/or Primary Caregivers pursuant to California Health and Safety Code sections 11362.5, 11362.7 et seq.

- (1) Notwithstanding the above, "Medical Marijuana Dispensary" does not include:
 - (a) Any dwelling unit where a maximum of three (3) or fewer Qualified Patients, persons with an identification card, and/or primary caregivers process or associate to collectively or cooperatively cultivate Marijuana on-site, with respect to Qualified Patients and persons with an identification card for their own personal medical use, and with respect to

the Primary Caregivers for the personal medical use of the Qualified Patients or persons with an identification card who have designated the individual as a Primary Caregiver, in accordance with California Health and Safety Code sections 11362.5 and 11362.7 et seq.;

(b) Any location during only that time reasonably required for a Primary Caregiver to distribute, deliver, or give away Marijuana to a Qualified Patient or person with an identification card who has designated the individual as a Primary Caregiver, for the personal medical use of the Qualified Patient or person with an identification card, in accordance with California Health and Safety Code section 11362.5 and 11362.7 et seq.;

(c) The location of any clinic licensed pursuant to Chapter 1 (commencing with section 1200), a health care facility licensed pursuant to Chapter 2 (commencing with section 1250), a residential care facility for persons with chronic life-threatening illness licensed pursuant to Chapter 3.01 (commencing with section 1568.01), a residential care facility for the elderly licensed pursuant to Chapter 3.2 (commencing with section 1569), a hospice, or a home health agency licensed pursuant to Chapter 8 (commencing with section 1725), all of Division 2 of the California Health and Safety Code where: (i) a Qualified Patient or person with an identification card receives medical care or supportive services, or both, from the clinic, facility, hospice, or home health agency, and (ii) the owner or operator, or one of not more than three employees designated by the owner or operator, of the clinic, facility, hospice, or home health agency has been designated as a Primary Caregiver pursuant to California Health and Safety Code section 11362.7(d) by that Qualified Patient or person with an identification card; or

(d) Any vehicle during only that time reasonably required for its use by: (i) a Qualified Patient or person with an identification card to transport Marijuana for his or her personal medical use, or (ii) a Primary Caregiver to transport, distribute, deliver, or give away Marijuana to a Qualified Patient or person with an identification card who has designated the individual as a Primary Caregiver, for the personal medical use of the Qualified Patient or person with an identification card, in accordance with California Health and Safety Code section 11362.765.

“Member” is a patient, manager, or other person who has acquired membership and who participates in the collective, cooperative or dispensary by buying, receiving, distributing, dispensing, storing, exchanging, processing, or delivering marijuana to the Medical Marijuana Dispensary.

“Property” as used in this chapter means the location at which the Medical Marijuana Dispensary members, employees, volunteers or agents distribute Marijuana.

The following words or phrases when used in this section shall be construed as defined in the California Health and Safety Code sections 11362.5 and 11362.7: “Attending Physician,” “Identification Card,” “Primary Caregiver,” “Qualified Patient.”

7.100.030 No Authority to Permit Use in Any Zone; Unlawful to Distribute Marijuana; Unlawful to Make False Statements.

A. The use of any building, structure, location, premises or land for a Medical Marijuana Dispensary is not currently enumerated in the Vallejo Municipal Code’s zoning ordinance as a permitted use in any zone. The Medical Marijuana Dispensary land use is therefore not allowed. So long as this chapter remains in effect, the planning manager shall not have the authority to determine that the use of any building, structure, location, premise or land as a Medical Marijuana Dispensary may be permitted in any zone, or to grant any variance authorizing any Medical

Marijuana Dispensary. Both primary and accessory Medical Marijuana Dispensary uses are included in this prohibition.

B. It is unlawful for any person to cause, permit or engage in the cultivation, possession, distribution, exchange or giving away of Marijuana or products containing Marijuana in any form, for medical or non-medical purposes except as provided in this chapter, and pursuant to any and all other applicable local and state law. The prohibition includes renting, leasing, or otherwise permitting a Medical Marijuana Dispensary to occupy or use a location, vehicle, or other mode of transportation.

C. It is unlawful for any person knowingly to make any false, misleading or inaccurate statement or representation in any form, record, filing or documentation required to be maintained, filed or provided to the City under this chapter or any applicable section of the Vallejo Municipal Code. A violation of this subsection may be prosecuted as a misdemeanor punishable by imprisonment in the county jail not exceeding six months, or by a fine not exceeding one thousand dollars (\$1,000), or by both.

7.100.040 No Vested or Nonconforming Rights.

This chapter prohibits Medical Marijuana Dispensaries. Neither this chapter, nor any other provision of the Vallejo Municipal Code, failure to act, statement, representation, certificate, approval, or permit issued by the City or its departments, or their respective representatives, agents, employees, attorneys or assigns, shall create, confer, or convey any vested or nonconforming right or benefit regarding any Medical Marijuana Dispensary.

7.100.050 Limited Immunity.

Notwithstanding the activities prohibited by this chapter, and notwithstanding that Medical Marijuana Dispensary is not and shall not become a permitted use in the City for so long as this chapter remains in effect, a limited immunity shall be available and may be asserted as an affirmative defense to an action brought by the City of Vallejo to enjoin activity prohibited under Vallejo Municipal Code section 7.100.030B but only so long as each and every provision and clause of this chapter remains valid, effective and operative and only if the Medical Marijuana Dispensary complies with all requirements of sections 7.100.060-7.100.110. The limited immunity provided in this chapter shall not be asserted as an affirmative defense to any violation of law except as expressly set forth in this chapter. Further, nothing contained in this limited immunity is intended to provide or shall be asserted as a defense to a claim for violation of law brought by any county, state or federal governmental authority. Finally, any immunity or benefit conferred by this ordinance shall expire permanently and in full on the effective date of the City Council's enactment of new medical marijuana legislation after medical marijuana ruling by the California Supreme Court, or otherwise upon repeal of this ordinance.

7.100.060 Location.

A. For purposes of the grant of limited immunity only, all Medical Marijuana Dispensaries shall be located as follows:

All Medical Marijuana Dispensaries shall be located a minimum of one thousand (1,000) feet from any public or private school, kindergarten through high school. The distance specified in this section shall be the horizontal distance measured in a straight line from the property line of the

school to the closest property line of the lot on which the Medical Marijuana Dispensary is to be located without regard to intervening structures.

B. Any Medical Marijuana Dispensary that is otherwise compliant with the provisions of this chapter, but does not comply with subsection A must relocate to a site compliant with subsection A and at least 2,000 feet from another Medical Marijuana Dispensary no more than 90 days after the effective date of this ordinance, with an additional 90 days if the City Manager determines the Medical Marijuana Dispensary has shown good cause..

7.100.070 Prohibited Activity.

A. No Medical Marijuana Dispensary or Manager shall cause or permit the sale, distribution or exchange of medical Marijuana or of any edible medical marijuana product manufactured, processed, prepared, or packaged at the property to any person who is not a member or a Manager of the permitted Medical Marijuana Dispensary.

B. There shall be limited cultivation of Marijuana subject to regulations developed by staff and approved by City Council resolution at a later date.

C. No manufacture of concentrated cannabis in violation of California Health and Safety Code section 11379.6 is allowed.

D. No Medical Marijuana Dispensary shall be open to or provide Marijuana, in any form, to anyone between the hours of eight o'clock (8:00) p.m. and nine o'clock (9:00) a.m.

E. No person under the age of twenty-one (21) shall be employed by or allowed to volunteer at the Medical Marijuana Dispensary, or allowed on the property, unless that minor is a Qualified Patient and is accompanied by his or her licensed attending physician, parent(s) or documented legal guardian.

F. No Medical Marijuana Dispensary shall possess Marijuana that was not cultivated by its Managers or members.

G. No Medical Marijuana Dispensary, Manager or member shall cause or permit the sale, dispensing, or consumption of alcoholic beverages, or any controlled substance, on the property or in the parking area of the Property.

H. No transactions outside, or partially outside of an enclosed building are permitted. No transactions which are performed through walk-up or drive-through service are allowed.

I. No Medical Marijuana Dispensary, Manager or member shall cause or permit the use, inhalation, smoking, eating, ingestion, or otherwise consumption of marijuana on the Property, including the parking areas of the property.

7.100.080 Requirements and Proof of Compliance.

No Medical Marijuana Dispensary, Manager or person shall carry on, maintain or conduct any Medical Marijuana Dispensary related operations, including retail or wholesale sales of Marijuana or preparing, giving away or distributing edible Marijuana products unless all requirements in sections 7.100.60-7.100.110 are met. The City Manager is authorized to

determine that a requirement is met when a Medical Marijuana Dispensary demonstrates circumstances beyond its control.

A. Any Medical Marijuana Dispensary seeking to pay marijuana business tax and receive limited immunity from prosecution shall submit to the City Manager or designee the following on or before September 20, 2015.

1. A tax certificate issued by the City to the dispensary before April 23, 2013.
2. Evidence that the Medical Marijuana Dispensary operated prior to April 23, 2013.
3. Evidence demonstrating the Medical Marijuana Dispensary paid quarterly taxes from the date of opening until the City ceased accepting tax in February 2015.
4. The address of the property where the Medical Marijuana Dispensary is operating.
5. Evidence that the site of the Medical Marijuana Dispensary complies with the location requirement of section 7.100.060.
6. The name, address, telephone number, title and function(s) of each Manager. For each Manager, a fully legible copy of one (1) valid government-issued form of photo identification, such as a driver's license.
7. No person who is currently charged with or has been convicted within the previous ten (10) years of a crime of moral turpitude (such as theft, fraud, or assault), or who is currently on parole or probation for crimes involving the sale or distribution of any controlled substance, shall be engaged directly or indirectly in the management of the Medical Marijuana Dispensary nor, further, shall manage or handle the receipts and expenses of the collective. For each Manager, submit a summary criminal history ("LiveScan") prepared not more than two (2) weeks prior to the date of submission and demonstrating that there are no pending charges or convictions for any crime (including, without limitation, theft, fraud, or assault) within the previous 10 years, and that the subject is not currently on parole or probation for the sale or distribution of a controlled substance.
8. Either (a) if the Medical Marijuana Dispensary is incorporated, a certified copy of Secretary of State Articles of Incorporation, Certificate(s) of Amendment, Statement(s) of Information and a copy of the Medical Marijuana Dispensary's bylaws demonstrating that the Medical Marijuana Dispensary is organized as a non-profit entity; or (b) if the Medical Marijuana Dispensary is unincorporated, a copy of the Medical Marijuana Dispensary's notarized creating document demonstrating that the Medical Marijuana Dispensary is organized as a non-profit entity. A creating document may include articles of association, bylaws, constitution, or other documents that set forth how the Medical Marijuana Dispensary will operate.
9. A seller's permit from the California Board of Equalization.
10. The name and address of the applicant's current agent for service of process.
11. A copy of the Medical Marijuana Dispensary's operating conditions, containing a statement dated and signed by each Manager, under penalty of perjury, he or she has read, understands and shall ensure compliance with all operating conditions.
12. A copy of the prohibited activity checklist, available from the City containing a statement dated and signed by each Manager, under penalty of perjury, that he or she has read, understands and shall ensure that neither the Medical Marijuana Dispensary nor its members and Managers shall engage in the prohibited activity.
13. A statement of whether edible medical marijuana is prepared at the Property and, if so, evidence of approval from Solano County Department of Resource Management.
14. No Medical Marijuana Dispensary owner shall own and operate more than one Medical Marijuana Dispensary in Vallejo.

B. Annually with the application to renew the tax certificate the Medical Marijuana Dispensary shall submit any updates to or revisions to the information in subsection A.

7.100.090 Operating Conditions.

A Medical Marijuana Dispensary must have a prohibited activity checklist acknowledging each prohibited activity set forth in section 7.100.070, to be signed by each Manager, with an obligation to refrain from such activity. In addition, each Medical Marijuana Dispensary shall continually operate in accordance with all of the following conditions of operation, provided that additional conditions may be imposed by the City as necessary to preserve the public health, safety, and welfare:

- A. The Property satisfies all location requirements as set forth in this chapter.
- B. All taxes and fees paid to the City are current.
- C. The Property complies with all applicable Building and Fire Code provisions, the Property Maintenance Ordinance, and the Property is maintained free of debris, litter and trash.
- D. The Property provides a sufficient odor-absorbing ventilation and exhaust system so that odor generated inside the Property is not detected outside the Property, anywhere on adjacent Property or public rights-of-way, or within any other unit located within the same building as the Medical Marijuana Dispensary.
- E. No Medical Marijuana Dispensary shall operate for profit. All transactions, including but not limited to cash or in-kind contributions, reimbursement or compensation, shall be fully documented.
- F. The Medical Marijuana Dispensary must have a security plan including procedures for verifying identification of Qualified Patients and Primary Caregivers both before entering the collective and again before receiving medical marijuana; a description of the physical presence of licensed and uniformed security guards required to be present including their number, location and specific hours on site; and a theft prevention plan which includes locked exterior doors and windows during the times the business is closed.
- G. The Medical Marijuana Dispensary must use point of sale software acceptable to the finance director.

7.100.100 Prohibition Against Transfer or Relocation.

- A. No Medical Marijuana Dispensary that is sold or transferred will receive limited immunity. Transfer is a change in principals, assignment of lease or sale of business asset other than a Marijuana product.
- B. Except for a relocation allowed under section 7.100.060, no Medical Marijuana Dispensary shall relocate. The following shall be deemed an unauthorized change in location:
 - 1. Any relocation or expansion that includes a separate piece of property or parcel of land.
 - 2. Any expansion of the property which represents a greater than fifty (50) percent increase in the square footage of occupancy or in the square footage that is open to the public.

7.100.110 Maintenance of Records.

A. A Medical Marijuana Dispensary shall maintain the following accurate and truthful records on the Property:

1. The full name, address, and telephone number(s) of the owner, landlord and/or lessee of the Property.
2. The full name, address, and telephone number(s) of each Manager and the exact nature of the participation in the management of the Medical Marijuana Dispensary.
3. The full name, address, and telephone number(s) of each Medical Marijuana Dispensary member and Manager who participates in the collective cultivation of Marijuana.
4. The current address of all sites at which Marijuana is cultivated on behalf of the Medical Marijuana Dispensary.
5. The full name, date of birth, residential address, and telephone number(s) of each Medical Marijuana Dispensary member and Manager; the date each joined; the exact nature of each member's and Manager's participation in the Medical Marijuana Dispensary; and the status of each member and Manager as a Qualified Patient or Primary Caregiver.
6. A written accounting of all cash and in-kind contributions, reimbursements, and compensation provided by or to the Managers and members to or from the Medical Marijuana Dispensary, and all expenditures and costs incurred by the Medical Marijuana Dispensary.
7. An inventory record documenting the dates and amounts of Marijuana stored on the property.
8. Copies of the prohibited activity checklist containing a statement dated and signed by each Medical Marijuana Dispensary member and Manager, under penalty of perjury, that he or she has read, understands and shall not engage in the prohibited activity.

B. These records shall be maintained by the Medical Marijuana Dispensary for a period of five (5) years and shall be made available by the collective to the City upon request, subject to the authority set forth in section 7.100.120.

7.100.120 Inspection Authority.

City representatives may enter and inspect the property of every Medical Marijuana Dispensary between the hours of nine o'clock (9:00) a.m. and seven o'clock (7:00) p.m., or at any reasonable time to ensure compliance and enforcement of the provisions of this chapter. It is unlawful for any Property owner, landlord, lessee, Medical Marijuana Dispensary member or Manager or any other person having any responsibility over the operation of the Medical Marijuana Dispensary to refuse to allow, impede, obstruct or interfere with an inspection.

7.100.130 Existing Medical Marijuana Dispensaries.

Existing Medical Marijuana Dispensaries are prohibited. Any existing Medical Marijuana Dispensary, operator, establishment, or provider operating any existing Medical Marijuana Dispensary that has failed to meet the requirements of sections 7.100.060-7.100.110 shall receive no limited immunity and be deemed an illegal public nuisance.

When the number of Medical Marijuana Dispensaries decreases to less than four, the City Council may establish criteria and a process for receiving and evaluating applications for an additional Medical Marijuana Dispensary.

7.100.140 Enforcement.

A. Any person violating any provision of this chapter or misrepresenting any material fact in demonstrating compliance with requirements for limited immunity shall be deemed guilty of a misdemeanor punishable by a fine of not more than one thousand dollars (\$1,000) or by imprisonment for not more than twelve (12) months, or by both such fine and imprisonment.

B. As a nuisance per se, any violation of this chapter shall be subject to injunctive relief, revocation of the certificate of occupancy for the property, disgorgement and payment to the City of any and all monies unlawfully obtained, costs of abatement, costs of investigation, attorney fees, and any other relief or remedy available at law or equity. The City may also pursue any and all remedies and actions available and applicable under local and state law for any violation committed by the Medical Marijuana Dispensary, its Managers, members or any person related or associated with the Medical Marijuana Dispensary.

C. Any violation of the terms and conditions of the Medical Marijuana Dispensary, of this chapter shall be grounds for loss of immunity.

7.100.150 Limited Severability.

If any provision or clause of section 7.100.030 of this chapter is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such invalidity shall invalidate every other provision, clause and application of section 7.100.030 of this chapter, and to this end the provisions and clauses of section 7.100.030 of this chapter are declared to be inseverable.

SECTION 2. EFFECTIVE DATE AND PUBLICATION. This ordinance shall take effect thirty (30) days after adoption.

SECTION 3. REPEAL OF ORDINANCE NO. 1709 N.C. (2d). Ordinance No. 1709 N.C. (2d) is hereby repealed.


FIRST READ at a special meeting of the Council of the City of Vallejo held on the 21st day of July, 2015 and finally passed and adopted at a regular meeting of the Council held on the 28th day of July, 2015 by the following vote:

- AYES: Vice Mayor Malgapo, Councilmembers Dew-Costa, McConnell, Miessner, Sampayan and Verder-Aliga
- NOES: Mayor Davis
- ABSTAIN: None
- ABSENT: None



OSBY DAVIS, MAYOR

ATTEST:



DAWN G. ABRAHAMSON, CITY CLERK
July 29, 2015