



City of Stockton

City Council Special
Meeting

Meeting Agenda - Final City Council Special

Michael D. Tubbs Mayor/Chair
Elbert H. Holman Jr. Vice Mayor/Vice Chair (District 1)
Daniel R. Wright (District 2)
Susan Lofthus (District 3)
Susan Lenz (District 4)
Christa Fugazi (District 5)
Jesús M. Andrade (District 6)

Tuesday, February 28, 2017

5:30 PM

Council Chamber, City Hall, 425 N. El Dorado
Street, Stockton CA

1. **SPECIAL SESSION CALL TO ORDER / ROLL CALL**

2. **PUBLIC COMMENT**

**Members of the public may only comment regarding items on this agenda.*

3. **ITEMS FOR DISCUSSION**

4. **NEW BUSINESS**

4.1 [16-3254](#) **RESOLUTION TO SET THE BUSINESS LICENSE TAX RATE FOR
MEDICAL CANNABIS BUSINESSES OPERATING IN THE CITY
PURSUANT TO CHAPTER 5.98 OF THE STOCKTON MUNICIPAL
CODE**

Recommended Action: RECOMMENDATION

It is recommended that the City Council adopt a resolution to set the business license tax rate for medical cannabis businesses operating in the City to \$50 per one-thousand dollars in gross receipts, pursuant to Chapter 5.98 of the Stockton Municipal Code.

Department: Administrative Services

Attachments: [Proposed Resolution - Medical Cannabis Tax Rate](#)

5. **PUBLIC HEARING**

5.1 [17-3373](#) **AN URGENCY ORDINANCE AMENDING TITLES 5 AND 16 OF THE
STOCKTON MUNICIPAL CODE RELATING TO MEDICAL CANNABIS
BUSINESSES**

Recommended Action: RECOMMENDATION

Staff recommends that the City Council review and adopt an Urgency Ordinance amending Title 5, Chapter 5.100, section 5.100.080 and Title 16, Chapter 16.80, sections 16.80.195(A)(1) and 16.80.195(B)(1) to:

1. Increase the number of available medical cannabis dispensary permits by two (2), which would increase the citywide dispensary cap for a total of 6 dispensaries; and
2. Limit the number of Conditional Use Permit (CUP) applications that may be processed consistent with the number of available Operator Permits under the applicable cap.

Department: Community Development

Attachments: [Attachment A - Measure P Maps](#)
[Attachment B - Proposed Ordinance - Redline Version](#)
[Proposed Ordinance - Medical Cannabis](#)

6. ADJOURNMENT**CERTIFICATE OF POSTING**

I declare, under penalty of perjury, that I am employed by the City of Stockton and that I caused this agenda to be posted in the City Hall notice case on February 22, 2017, in compliance with the Brown Act.

Bonnie Paige, CMC

By: _____

Deputy

**Members of the public may only comment regarding items on this agenda.*

All proceedings before the City Council are conducted in English. The City of Stockton does not furnish language interpreters and, if one is needed, it shall be the responsibility of the person needing one.

In accordance with the Americans With Disabilities Act and California Law, it is the policy of the City of Stockton to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are disabled and require a copy of a public hearing notice, or an agenda and/or agenda packet in an appropriate alternative format; or if you require other accommodation, please contact the Office of the City Clerk located at 425 North El Dorado Street, Stockton, California 95202 during normal business hours or by calling (209) 937-8459, at least 5 days in advance of the hearing/meeting. Advance notification within this guideline will enable the City/Agency to make reasonable arrangements to ensure accessibility.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the Office of the City Clerk located at 425 North El Dorado Street, Stockton, California 95202 during normal business hours or by calling (209) 937-8459. The Agenda is available on the City of Stockton Website: www.stocktongov.com.

CHALLENGING CITY DECISIONS: The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. If a person wishes to challenge the nature of the above section in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Stockton, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.