

ATTACHMENT II

**SANTA BARBARA COUNTY  
INDIAN GAMING LOCAL COMMUNITY  
BENEFIT COMMITTEE  
BYLAWS**

2013

Deleted: April 15

Deleted: 04

**ARTICLE 1: Name**

The Committee shall be known as the Santa Barbara County Indian Gaming Local Community Benefit Committee ("Community Benefit Committee" or "Committee").

**ARTICLE 2: Geographic Area**

The Community Benefit Committee shall represent the same geographic area as is served by the political entity known as the County of Santa Barbara. This includes both incorporated and unincorporated areas.

**ARTICLE 3: History and Legal Authority**

The Community Benefit Committee was formed pursuant to State legislation, in the form of Senate Bill 621, an act to amend Section 12012.85 of, and to add Chapter 7.5 (commencing with Section 12710) to Part 2 of Division 3 of Title 2 of the California Government Code). SB 621 was chaptered into law on October 12, 2003, by the Secretary of State (Chapter 858, Statutes of 2003).

Deleted: SB

Deleted: of

Deleted: C

**ARTICLE 4: Purpose**

The purpose of the Community Benefit Committee is to select all grants to be made from each Individual Tribal Casino Account or the County Tribal Casino Account. (Government Code Section 12715(b)(1))

**ARTICLE 5: Committee Responsibilities**

The Committee shall have the following responsibilities as specified in Government Code, Section 12710 et. seq.:

- A. Select all grants for funding from each Individual Tribal Casino Account or the County Tribal Casino Account (Section 12715 (b)(1))

- B. Ensure that the following uses shall be the priorities for the receipt of grant money from Individual Tribal Casino Accounts: law enforcement; fire services; emergency medical services; environmental impacts; water supplies; waste disposal; behavioral; health; planning and adjacent land uses; public health; roads, recreation and youth programs, and child care programs (Section 12715 (g))
- C. Establish all application policies and procedures for grants from the Individual Casino Account or County Tribal Casino Account (Section 12715 (b)(1)(A))
- D. Assess the eligibility of applications for grants from local jurisdictions, within Santa Barbara County, impacted by tribal gaming operations (Section 12715 (b)(1)(B))
- E. Determine the appropriate amount for reimbursement, from the aggregate County tribal account, of the demonstrated costs incurred by the County for administering the grant programs. The reimbursement for county administrative costs may not exceed 2 percent of the aggregate county tribal account in any given fiscal year. (Section 12715 (b)(1)(C))
- F. Submit to the State Controller a list of approved projects for funding from Individual Tribal Casino Accounts. (Section 12715 (k)(1))

Deleted: j

**ARTICLE 6: Membership – Appointment and Representation**

The Committee shall be composed of seven (7) representatives, consisting of the following:

Deleted: <#>Regular Members¶  
¶

Deleted: regular members

A. Two (2) representatives from the County of Santa Barbara (County members), appointed by the County Board of Supervisors;

Deleted: (County members)

B. One (1) elected representative, from the City of Solvang (City member), which is the only city located within four (4) miles of a tribal casino in the County, appointed by the County Board of Supervisors;

Deleted: Three

Deleted: 3

Deleted: s

Deleted: s

C. Two (2) representatives selected upon the recommendation of the Santa Ynez Band of Chumash Indians (Tribe members), which is the only tribe paying into the Indian Gaming Special Distribution Fund in Santa Barbara County; and

Deleted: and

Deleted: from

D. Two (2) "At-Large" representatives from cities within the County [other than the City of Solvang] (At-Large members), appointed by the County

Formatted: List Paragraph, Left, No bullets or numbering

[Board of Supervisors with agreement from the Santa Ynez Band of Chumash Indians.](#)

## ARTICLE 7: Terms of Office

Tribes' terms of office shall be determined by the Santa Ynez Band of Chumash Indians. [All other members shall be appointed annually for a term of one year and until a successor has been appointed. Members may be reappointed for subsequent terms.](#)

## ARTICLE 8: Committee Meetings, Quorum and Voting

### 1. Regular Meetings

The Committee shall meet periodically [from approximately January to May each year](#) at [the City of Solvang administration offices at times](#) to be determined by the Committee.

### 2. Quorum and Voting

A. Four (4) voting members, to include at least one [County member, one City or At-Large member, and one Tribe member](#), of the Committee shall constitute a quorum. A quorum is required for the transaction of any business of the Community Benefit Committee. No act of the Committee shall be valid without the votes of the greater of the following: A majority of all voting members present; or

B. Three members of a quorum.

### 3. Special Meetings

Special meetings may be called by the Chair, or at the request of a majority of the members. Committee members shall be given at least [24 hours advance](#) notice, in writing, of all special meetings.

### 4. Meeting Announcements

Pursuant to the Brown Act, all meetings of the Committee shall be noticed and shall be open to the public. Public notice of each meeting shall state the date, time, location and the agenda for the meeting, and [for regular meetings](#) shall be posted [not less than seventy-two hours \(72\) before the time of the meeting.](#)

### 5. Meeting Agendas

Deleted: .

Deleted: ¶  
<#>Alternate Members ¶

¶  
The Committee may include 3 alternate members as follows:¶

¶  
<#>One (1) representative from the County (County alternate member), appointed by the County Board of Supervisors;¶

¶  
<#>One (1) elected representative from the City of Solvang (City alternate member), which is the only city located within four (4) miles of a tribal casino in the County, appointed by the County Board of Supervisors; and¶

¶  
<#>One (1) representative (Tribe alternate member) selected by the Santa Ynez Band of Chumash Indians. ¶

¶  
Alternate members may attend meetings and may participate in discussions of Committee business but may not vote, unless a regular member for the same membership category is absent from the meeting. ¶

Deleted: rtitle

Deleted: ¶  
Regular and alternate County and City Members' terms of office shall be determined by the County and City respectively.

Formatted: No bullets or numbering

Deleted: ¶  
Regular and alternate

Deleted: M

Deleted: '

Deleted: ¶

Deleted: a

Deleted: and location

Deleted: member from each membership category (

Deleted: )

Formatted: Indent: Left: 0.45", No bullets or numbering

Deleted: ¶  
¶  
¶

Formatted

Deleted: person

Deleted: 72

Deleted: hours advance

Formatted

Deleted: in locations determined by the Committee,

Formatted

Meeting agendas, for all Committee meetings, shall be transmitted in advance, in writing, to all Committee members and other interested persons who have submitted a request in writing. There shall be a notation on the agenda for public comments.

Deleted: c

Agendas should be transmitted to Committee members 72 hours in advance of each regular meeting.

Deleted: c

Formatted: No bullets or numbering

Deleted: mailed

Deleted: scheduled

Where appropriate and feasible, written backup information material should be submitted concurrently with the proposed agenda items for advance distribution to Committee members.

Deleted: ¶

Proposed agenda items shall be submitted, in writing, to the administrative staff no later than seven (7) days prior to a scheduled meeting. ¶

Deleted: County staff will prepare meeting agendas in cooperation with the Committee Chairperson.

Deleted: c

### **ARTICLE 9: Attendance**

Members of the Committee are expected to attend all meetings of the Committee. Committee members shall notify Committee staff, in advance, if they are unable to attend a meeting of the Committee.

### **ARTICLE 10: Election of Officers**

A. The Committee shall elect the following officers: a Chair, and a Vice Chair,

Deleted: person

Deleted: person

B. Annually, at the first meeting of each calendar year, the Committee shall elect a Chair, and Vice-Chair, by a majority vote of all voting members present.

Deleted: person

Deleted: person

C. The Chair, of the Committee shall, manage meetings of the Committee. In the absence of the Chair, the Vice-Chair, shall, manage meetings of the Committee.

Deleted: person

Deleted: call and shall

Deleted: person

Deleted: person

D. A special election may be called in the event an officer is not able to complete his/her term of office. The newly elected person will assume office immediately upon election.

Deleted: call and

### **ARTICLE 11: Committee Vacancies**

Upon any vacancy within the Committee, appointment of the representative selected to fill the vacancy shall be in the same manner as that used in the original appointment of the departing Committee member.

Deleted: c

A resigning Committee member shall submit his/her written resignation to the appointing entity and to the Committee Chair, The Committee Chair, is responsible for notifying Committee staff of any unscheduled vacancies.

Deleted: c

Deleted: person

Deleted: person

The absence of a Committee member from two (2) consecutive meetings of the Committee shall be cause for the Chair, of the Committee to contact the Committee member to discuss participation in the meetings. Whenever a Committee member fails to attend two (2) consecutive meetings or three (3) total meetings in a calendar year, without good cause entered into the minutes, the Committee Chair, may recommend that the Committee member be removed from the Committee.

- Deleted: c
- Deleted: c
- Deleted: man
- Deleted: c
- Deleted: c
- Deleted: man
- Deleted: c

### **ARTICLE 12: Removal of Committee Members**

Committee members may be removed from the Committee at any time by a majority vote of the appointing authority.

- A. The County Board of Supervisors may at any time, by a majority vote, remove a County, City or At-Large member,
- B. The City Council of the City of Solvang may at any time, by a majority vote, recommend that the Board of Supervisors remove a City member, The recommendation to remove a City member shall be transmitted, in writing, to the Board of Supervisors.
- C. The Santa Ynez Band of Chumash Indians may at any time remove a Tribe member, Upon removal of a member, the Tribe shall notify the Board of Supervisors in writing,

- Deleted: or County alternate member
- Deleted: or City alternate member
- Formatted: Body Text Indent 2, Left, Numbered + Level: 1 + Numbering Style: A, B, C, ... + Start at: 1 + Alignment: Left + Aligned at: 0.4" + Tab after: 0.65" + Indent at: 0.65", Adjust space between Latin and Asian text, Adjust space between Asian text and numbers
- Deleted: or Tribe alternate member
- Deleted: ¶
- Deleted:

### **ARTICLE 13: Conflict of Interest**

All members of the Committee, unless otherwise exempt, shall be covered by the Political Reform Act and a Single Comprehensive Conflict of Interest Code.

- Deleted: ¶
- Deleted: **ARTICLE 14: AD HOC COMMITTEES**¶
- ¶
- <#>Establishment and Appointment¶
- <object>¶
- Ad hoc Committees may be established and appointed by the Chairperson. The Chairperson, with the concurrence of the Committee, shall appoint the members and the chair of the Ad Hoc Committee(s) Regular, ex officio and non-members may be appointed to the Ad Hoc Committee(s). Only appointed members of the Committee can vote on a decision to be presented to the Committee at large.¶
- ¶
- <#>Assignments¶
- ¶
- The Chairperson will define, in precise terms, the assignment to be completed, providing a definitive time frame for reporting to the Committee. The Ad hoc Committee will be

### **ARTICLE 14: Amendments to Bylaws**

Any proposed Bylaw amendments shall be circulated to the Committee, in writing, at least 72 hours in advance of the meeting at which a vote may be called. The Bylaws of the Committee may be amended if approved by a majority vote of the quorum.

- Deleted: 5
- Deleted: The Committee shall develop bylaws and may amend them as necessary. Bylaws
- Formatted
- Deleted: P
- Deleted: ¶
- Deleted: ¶
- ¶
- Formatted: Font: (Default) Tahoma, 12 pt
- Deleted: ¶
- Deleted: **ARTICLE 16: General Provisions**¶
- ¶
- Formatted: Level 4, Keep with next