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RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS

WHEREAS, on _____, __, 2018, the City Council unanimously adopted Resolution No. _____ declaring a fiscal emergency now exists in the City of Rialto, based upon facts and findings therein, as the term “emergency” is used in Article XIIC, Section 2(b) of the California Constitution; and

WHEREAS, the City Council of the City of Rialto called a Special Municipal Election to be held on Tuesday, April 10, 2018, at which there will be submitted to the voters the following measure:

Shall the measure extending the existing 8% Utility User Tax on telephone, cellular, electricity, gas, sewer, water and cable television, by an additional five years to June 30, 2023, to raise approximately \$14 million annually, to continue basic and essential services for residents while preserving exemptions for senior citizens and members of low-income households, be adopted?	YES	
	NO	

WHEREAS, the City Council has adopted a resolution setting priorities for arguments concerning the above-mentioned measure; and

WHEREAS, California Elections Code § 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal election.

NOW, THEREFORE, the City Council of the City of Rialto does hereby resolve, declare, determine and order as follows:

Section 1: That pursuant to Elections Code Section 9285, when the City Clerk has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City Clerk shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument

1 in favor. The author or a majority of the authors of an argument relating to the foregoing city
2 measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250)
3 words in length. A rebuttal argument may not be signed by more than five (5) authors. The
4 rebuttal arguments shall be filed with the City Clerk not more than ten (10) days after the final
5 date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of
6 Statement to be Filed by Author(s) of Argument as provided for in Elections Code Section 9600.
7 Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal
8 argument shall immediately follow the direct argument which it seeks to rebut.

9 **Section 2:** That all previous resolutions providing for the filing of rebuttal arguments
10 for city measures are repealed.

11 **Section 3.** That the provisions of Section 1 of this Resolution shall apply only to the
12 Special Municipal Election to be held on April 10, 2018, and shall then be repealed.

13 **Section 4:** That the City Clerk shall certify to the passage and adoption of this
14 Resolution and enter it into the book of original Resolutions. This Resolution shall be effective
15 immediately upon passage and adoption.

16 **PASSED, APPROVED AND ADOPTED** this ___ day of ____, 2017.

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DEBORAH ROBERTSON, Mayor

20 **ATTEST:**

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BARBARA A. McGEE, City Clerk

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25 **APPROVED AS TO FORM:**

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FRED GALANTE, City Attorney

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EXHIBIT A
ORDINANCE NO. _____