



1           **WHEREAS**, the City Council is authorized and directed by statute to submit to the voters  
2 the ballot measure, and the City Council therefore wishes to have the voters consider the same at a  
3 special municipal election to be held on April 10, 2018; and

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

6           **Section 1:**     The foregoing recitals are true and correct and are incorporated herein by  
7 reference.

8           **Section 2:**     Pursuant to Article XIII C, Section 2(b) of the California Constitution,  
9 Government Code Section 53724, and Elections Code Sections 306, 9222, and 1301 the City  
10 Council hereby calls a special election on April 10, 2018 at which it shall submit to the qualified  
11 voters of the City of Rialto a measure, which if approved, will continue the City's Utility User  
12 Tax, a general tax. As required by Elections Code Section 13247, the abbreviated form of the  
13 measure to appear on the ballot is specified below. The City Clerk is hereby authorized and  
14 directed to make any changes to the text of the proposition or this resolution as required to  
15 conform to any requirements of law.

16           **Section 3:**     Pursuant to Government Code Section 53724, the measure, contained in the  
17 Ordinance attached hereto as Exhibit "A", proposes to amend the Utility User Tax Ordinance of  
18 the City of Rialto, codified as Chapter 3.16 of the Rialto Municipal Code, to continue the Utility  
19 User Tax for an additional 5 years. The type of tax proposed by the Ordinance is a general tax  
20 currently charged to utility users in the City of Rialto. The rate of tax to be levied by the  
21 Ordinance is 8%, which is the same rate now in effect. The tax on the affected utility users shall  
22 be collected by the City. The date upon which the election shall be held on the issue is April 10,  
23 2018.

24           **Section 4:**     The City Council, pursuant to its right and authority, hereby orders that, at  
25 the Special Municipal Election on April 10, 2018, the ballot measure concerning the measure  
26 discussed above shall be presented and printed upon the ballot submitted to the qualified voters the  
27 following question:  
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<p>1 Shall the measure extending the existing 8% Utility User Tax  2 on telephone, cellular, electricity, gas, sewer, water and cable  3 television, by an additional five years to June 30, 2023, to raise  4 approximately \$14 million annually, to continue basic and  5 essential services for residents while preserving exemptions for  6 senior citizens and members of low-income households, be  7 adopted?</p>	<b>YES</b>	
	<b>NO</b>	

8 **Section 5:** That the text of the Ordinance to be submitted to the voters is attached as  
9 Exhibit “A” to this resolution.

10 **Section 6:** That the vote requirement for the measure to pass is a majority (50% +1) of  
11 the votes cast.

12 **Section 7:** That the ballots to be used at the election shall be in form and content as  
13 required by law, and that the election shall be held and conducted in the manner prescribed by law.

14 **Section 8:** That the City Council authorizes its City Clerk to administer the election  
15 and is authorized, instructed, and directed to procure and furnish any and all official ballots,  
16 notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in  
17 order to properly and lawfully conduct the election.

18 **Section 9:** Pursuant to California Election Code § 10242, the polls for the Special  
19 Municipal Election shall open at seven o’clock a.m. on the day of the election, and shall remain  
20 open continuously from that time until eight o’clock p.m. of the same day when the polls shall be  
21 closed, except as otherwise provided in California Election Code § 14401.

22 **Section 10:** That in all particulars not recited in this Resolution, the Special Municipal  
23 Election shall be held and conducted in accordance with the provisions of law regulating  
24 municipal and statewide elections.

25 **Section 11:** That notice of the time and place of holding the Special Municipal Election  
26 is hereby given and the City Clerk is authorized, instructed and directed to give further or  
27 additional notice of the election, in the time, form and manner required by law.

28 **Section 12:** That pursuant to the provisions of Elections Code Section 10002, this City  
Council requests the Board of Supervisors of San Bernardino County to permit the San Bernardino

1 County Election Department (Registrar of Voters Office) to prepare and furnish the following for  
2 use in conducting the election:

- 3 a. A listing of county precincts with number of registered voters in each, so the  
4 City may consolidate election precincts into city voting precincts, and maps of  
5 the voting precincts.
- 6 b. A list of polling places and poll workers the county uses for their elections.
- 7 c. The voter record of the names and address of all eligible registered voters in the  
8 City in order that the City and/or the City's consultant may:
  - 9 i. Produce labels for vote-by-mail voters;
  - 10 ii. Produce labels for sample ballot pamphlets; and
  - 11 iii. Print Rosters of Voters and Street Indexes.
- 12 d. Voter signature verification services as needed.
- 13 e. Make available to the City election equipment and assistance as needed  
14 according to state law.

15 **Section 13:** That the City shall reimburse the County for services performed when the  
16 work is completed and upon presentation to the City of a properly approved bill.

17 **Section 14:** That the ballots to be used at the election shall be in the form and content as  
18 required by law.

19 **Section 15:** That the City Clerk is authorized, instructed, and directed to coordinate with  
20 the Registrar of Voters Office of the County of San Bernardino to procure and furnish any and all  
21 official ballots, notices, printed matter, and all supplies, equipment and paraphernalia that may be  
22 necessary in order to properly and lawfully conduct the election.

23 **Section 16:** The City Clerk is hereby directed to file a certified copy of this Resolution  
24 with the Board of Supervisors and the Registrar of Voters Office of the County of San Bernardino.

25 **Section 17:** That the City Clerk shall certify to the passage and adoption of this  
26 Resolution and enter it into the book of original Resolutions. This Resolution shall be effective  
27 immediately upon passage and adoption.

28 **PASSED, APPROVED AND ADOPTED** this \_\_\_ day of \_\_\_\_, 2017.

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DEBORAH ROBERTSON, Mayor

**ATTEST:**

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BARBARA A. McGEE, City Clerk

**APPROVED AS TO FORM:**

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FRED GALANTE, City Attorney

1 **STATE OF CALIFORNIA** )  
2 **COUNTY OF SAN BERNARDINO** ) ss  
3 **CITY OF RIALTO** )  
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5 I, Barbara A. McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing  
6 Resolution No. \_\_\_\_\_ was duly passed and adopted at a regular meeting of the City Council of  
7 the  
8 City of Rialto held on the \_\_\_ day of \_\_\_\_\_, 2017.

9 Upon motion of Council Member \_\_\_\_\_, seconded by Council Member  
10 \_\_\_\_\_, the foregoing Resolution No. \_\_\_\_\_ was duly passed and adopted.

11 Vote on the motion:

12 AYES:

13 NOES:

14 ABSENT:  
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16 **IN WITNESS WHEREOF**, I have hereunto set my hand and the Official Seal of the City  
17 of Rialto this 27th day of June, 2017.  
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21 BARBARA A. McGEE, City Clerk  
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**EXHIBIT "A"**  
**ORDINANCE NO. \_\_\_\_\_**