

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
RIALTO, CALIFORNIA, APPROVING A DATE FOR A
PROPOSITION 218 PUBLIC HEARING FOR THE PROPOSED
ADJUSTMENT TO THE WATER AND SEWER RATES**

WHEREAS, on November 5, 1996, the California voters approved Proposition 218, a state ballot initiative known as the “Right to Vote on Taxes Act,” adding Article XIID to the California Constitution, which imposed certain requirements when implementing increased rates or fees for services including water and wastewater services; and

WHEREAS, in order for a fee or rate to be imposed or increased, Article XIID requires that, among other things, (1) the parcel upon which a rate or fee is proposed for imposition, be identified, (2) the amount of the rate or fee to be imposed on each such parcel be calculated, (3) written notice by mail of the proposed rate or fee be provided to the owner of record for each identified parcel, and (4) a public hearing must be conducted upon the proposed rate or fee; and

WHEREAS, if written protests against the proposed rate or fee are presented by a majority of owners of the identified parcels, the fee or charge may not be imposed; and

WHEREAS, the City, jointly with the Rialto Utility Authority, desire to initiate proceedings to increase water and sewer rates and desire to set a Proposition 218 public hearing date and time;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES
HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:

Section 1: The foregoing recitals are true and correct and incorporated herein by this reference.

Section 2: The Proposition 218 public hearing shall be held on November 12, 2019, at 6:00 p.m. in the City Council Chambers located at 150 South Palm Avenue, Rialto, California.

1 **Section 3:** The City Council hereby approves the “Proposition 218 Notice to
2 Property Owners of a Public Hearing on Proposed Increases in Sewer Rates” and authorizes
3 the Proposition 218 notifications be mailed to the owner of record’s address shown on the
4 most recently available San Bernardino County Auditor-Controller’s assessment roll and the
5 Rialto Water Services account-holder at least forty-five (45) days prior to the Proposition 218
6 public hearing date.

7 **Section 4:** The City Council hereby approves the “Proposition 218 Notice to
8 Property Owners of a Public Hearing on Proposed Increases in Water Rates” and authorizes
9 the Proposition 218 notifications be mailed to the owner of record’s address shown on the
10 most recently available San Bernardino County Auditor-Controller’s assessment roll and the
11 Rialto Water Services account-holder at least forty-five (45) days prior to the Proposition 218
12 public hearing.

13 **Section 5:** This Resolution shall take effect from and after the date of its passage
14 and adoption.

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PASSED APPROVED AND ADOPTED this ____ day of _____, 2019.

DEBORAH ROBERTSON, Mayor

ATTEST:

BARBARA McGEE, City Clerk

APPROVED AS TO FORM:

FRED GALANTE, City Attorney

1 **STATE OF CALIFORNIA**)
2 **COUNTY OF SAN BERNARDINO**) ss
3 **CITY OF RIALTO**)

4 I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing
5 Resolution No.____ was duly passed and adopted at a regular meeting of the City Council of
6 the City of Rialto held on the ____ day of _____, 2019.

7 Upon motion of Council Member _____, seconded by Council Member
8 _____, the foregoing Resolution No. ____ was duly passed and adopted.

9 Vote on the motion:

10 AYES:

11 NOES:

12 ABSENT:

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14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the
15 City of Rialto this ____ day of _____, 2019.

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18 _____
19 BARBARA McGEE, CITY CLERK
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