

1 RUA RESOLUTION NO. _____

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3 **A RESOLUTION OF THE RIALTO UTILITY AUTHORITY OF THE**
4 **CITY OF RIALTO, CALIFORNIA, APPROVING A DATE FOR A**
5 **PROPOSITION 218 PUBLIC HEARING FOR THE PROPOSED**
6 **ADJUSTMENT TO THE WATER AND SEWER RATES**

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

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

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

19 **WHEREAS**, the Rialto Utility Authority, jointly with the City of Rialto, desires to initiate
20 proceedings to increase water and sewer rates and desires to set a Proposition 218 public
21 hearing date and time;

22 **NOW, THEREFORE, THE UTILITY AUTHORITY OF THE CITY OF RIALTO DOES**
23 **HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:**

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

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

1 **Section 3:** The Utility Authority 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 Utility Authority 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, Chairperson

ATTEST:

BARBARA McGEE, Board Secretary

APPROVED AS TO FORM:

FRED GALANTE, Authority Counsel

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF RIALTO)

I, Barbara McGee, Board Secretary of the Rialto Utility Authority Board, do hereby certify that the foregoing Resolution No.____ was duly passed and adopted at a regular meeting of the Rialto Utility Authority Board of the City of Rialto held on the ____ day of _____, 2019.

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

Vote on the motion:

AYES:

NOES:

ABSENT:

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

BARBARA McGEE, Board Secretary