



JUL 22 2024

RESOLUTION NO. 24-37

FRESNO COUNTY CLERK

DEPUTY

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FIREBAUGH AMENDING
RESOLUTION NO. 24-16 RELATING TO THE MUNICIPAL ELECTION ON NOVEMBER 5,
2024, LOCAL BALLOT MEASURE TRANSITIONING THE OFFICE OF THE CITY
TREASURER FROM AN ELECTED POSITION TO AN APPOINTED POSITION.**

WHEREAS, the next Statewide General Election to be held in the County of Fresno will take place on November 5, 2024; and

WHEREAS, the City Council of the City of Firebaugh passed Resolution No. 24-16 on May 6, 2024, for the purpose of submitting to the voters a ballot measure to approve transition the position of the City Treasurer from an elected position to an appointed position. and canvass the general municipal election to be held on November 5, 2024, with the statewide general election to be held on that date.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 24-37 supersedes the following sections of Resolution No. 24-16.

Section 1 is hereby amended as follows:

1. Call for Election. The City Council hereby calls a municipal election on November 5, 2024, for the purpose of submitting to the voters a ballot measure to approve transition the position of the City Treasurer from an elected position to an appointed position *for a term of two years*.

Sections 3- 9 is hereby amended as follows:

- 3. Passage Rate of Measure** – The measure will be considered to have passed pursuant to Government Code § 36510 if a simple majority of voters votes “yes.”
- 4. Transmission to the City Attorney.** The Deputy City Clerk is directed, pursuant to Elections Code Section 9280, to transmit a copy of the measure to the City Attorney for the purpose of preparing an impartial analysis of the measure.
- 5. Full Text of the Measure.** The full text of the "Ordinance No. 24-03 of the City of Firebaugh Transitioning the City Treasure Position to Appointed Position," will be available at no cost, from the City Clerk's Office or on the City's website: <https://firebaugh.org>. A statement about how to obtain the full text of the Ordinance will be included in the Voter Information Pamphlet below the Impartial Analysis. The exact form of the measure to be voted upon shall appear on the ballot as follows:

Shall the office of city treasurer be appointive?	Yes
	No

- 6. Consolidation of Election.** The City Council requests that the Board of Supervisors of the County of Fresno, State of California order the consolidation of the election in the City of Firebaugh to be held on November 5, 2024, with any other election(s) to be held on the same date, under California Election Code Sections 10400 et seq.
- 7. Accordance with Section 10403 of Gov Code-** In accordance with the Provisions of Section 10403 of the Elections Code of the State of California, the City Council and the City of Firebaugh acknowledges that the consolidated election will be held and conducted in accordance with the provisions of law regulating the Statewide General Election pursuant to Section 10418 of the Elections Code of the State of California.
- 8. Request to Board of Supervisors-** The Board of Supervisors of the County of Fresno is requested to direct the County Clerk/Registrar of Voters to take any and all steps necessary for and related to the holding of the consolidated election in a manner consistent with law, including, without limitation: the provision of all election materials and equipment;

public materials of notices; the hiring, training and supervision of all officers and other election personnel; the printing and distribution of ballot materials; the translation of ballot materials; the collection of submitted ballots; the tallying and canvassing of votes; and the certification of election results.

9. **Deadline for Submittal of Arguments.** Pursuant to the Elections Code of the State of California the county elections official "... shall fix and determine a reasonable date prior to the election after which no arguments for or against any county measure may be submitted for printing and distribution to the voters ..." (California Elections Code 9163). Once the final deadline is determined by the County, arguments for and against shall not to exceed 300 words and sent to the Deputy City Clerk for transmittal to the County Registrar of Voters and the argument deadline will be set by the County Clerk/Registrar of Voters. The provisions of this Section shall apply only to the election to be held on November 5, 2024, and shall then be repealed.
10. **Conduct of the Election.** The consolidated election shall be held and conducted, election officers appointed, voting precincts designated, ballots printed, polls opened and closed, ballots counted and returned, returns canvassed, results declared, certificates of election issued, and all other proceedings incidental to and connected with the election shall be regulated and done by the County Clerk in accordance with the provisions of law regulating a regularly scheduled election. The Board of Supervisors is hereby requested to issue all officers of the County charged with duties pertaining to the November 5, 2024, election instructions to take any and all steps necessary for the holding of such consolidated election. (California Elections Code 10418.)
11. **Costs.** Pursuant to Section 10002 of the Elections Code of the State of California, the City Council of the City of Firebaugh authorizes reimbursement to the County of Fresno in full for services to be performed as herein requested and that said sum be paid to the County of Fresno upon demand and presentation of a bill to the City of Firebaugh.
12. **Filing with County.** The Deputy City Clerk is directed file with the Board of Supervisors and the County Clerk of Fresno County certified copies of this resolution. The foregoing Resolution No. 24-37 was adopted by the Firebaugh City Council on the July 15, 2024, by the following vote:

THE FOREGOING RESOLUTION WAS APPROVED AND ADOPTED by the City Council of the City of Firebaugh at a regular meeting of the City Council held on July 5, 2024, by the following vote:

AYES: Jenkins, Perez, Renteria, Lopez

NOES:

ABSENT: Valdez

ABSTAIN:

APPROVED:

ATTEST:

Elsa Lopez, Mayor

Rita Lozano, Deputy City Clerk