

RESOLUTION NO. 2018-39

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
AUTHORIZING AN ADVISORY MEASURE TO BE DESIGNATED
MEASURE “__” TO BE SUBMITTED TO THE VOTERS ON THE
NOVEMBER 6, 2018 STATEWIDE GENERAL ELECTION,
REQUESTING FRESNO COUNTY ELECTIONS TO CONDUCT THE
ELECTION, AND REQUESTING CONSOLIDATION OF THE ELECTION**

WHEREAS, the City of Parlier has experienced, and continues to experience, a decline in revenues that has caused the City to reevaluate the services it provides citywide, including fire services;

WHEREAS, the City of Parlier desires to maintain and enhance fire services within the City;

WHEREAS, the next opportunity to place a measure on the ballot in 2018 is the regularly scheduled Statewide General Election to be held on November 6, 2018.

WHEREAS, the City of Parlier has placed Measure __ on the November 6, 2018 Statewide General Election ballot;

WHEREAS, Measure __ authorizes a utility users tax of four percent (4%) on electric, natural gas and telecommunications services for an indefinite period of time to raise approximately \$398,000.00 annually;

WHEREAS, Measure __ would ensure that all Parlier citizens who use gas, electricity and telecommunications services contribute to the funding of essential City services, such as fire protection services, and that it not be limited to property owners only; and

WHEREAS, Measure __ provides a fair appeals process in the event any citizen of Parlier feels they are being unjustly assessed with the tax.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the City Council of the City of Parlier as follows:

SECTION 1: That a municipal election is hereby called and ordered to be held in the City on November 6, 2018, at which election there shall be submitted to the qualified voters the proposition set forth below.

SECTION 2: The City Council requests of the Fresno County Board of Supervisors that the election for this measure be consolidated with the statewide election to be held on November 6, 2018.

SECTION 3: The question to be submitted to the voters with respect to the ballot measure shall be printed on the election ballot in the following form:

ADVISORY MEASURE __	Yes _____
If Measure __ passes, should the revenues raised be primarily used to provide, maintain and enhance fire services in the City of Parlier?	No _____

The County Election Clerk is hereby requested to print this Advisory Measure immediately following the City of Parlier's Measure ____ on the November 6, 2018 ballot.

SECTION 4: The City Attorney shall prepare, and the County Elections Clerk shall publish, a synopsis of the measure in accordance with Election Code Section 12111.

SECTION 5: The following constitutes the synopsis of the measure to be voted on for purposes of meeting the publication requirements of Election Code Section 12111:

MEASURE TO BE VOTED ON

Notice is hereby given that the following measure is to be voted on at the general municipal election to be held in the City of Parlier, on Tuesday, the 5th day of June, 2018.

**ADOPTION OF AN ADVISORY MEASURE TO PROVIDE
GUIDANCE TO THE CITY COUNCIL REGARDING USE OF
UTILITY USERS TAX FUNDS FOR ESSENTIAL CITY SERVICES**

If Measure __ passes, the City of Parlier will enact an ordinance that imposes a four percent (4%) utility users tax on electric, natural gas and telecommunications services to raise enough money annually to ensure that essential City services, such as fire protection services among others, can continue to be provided for the citizens of Parlier. The ordinance would include procedures for fair and broad-based application. The purpose of this Measure __ is to advise the City Council that the funds received from the Measure __ utility users tax should primarily be used to provide, maintain and enhance fire services in the City of Parlier.

Dated: _____

City Elections Official
City of Parlier

SECTION 6: The full text of the measure is as follows: If Measure __ passes, should the revenues raised be primarily used to provide, maintain and enhance fire services in the City of Parlier? The full text is not required to be printed in the Sample Ballot and Voters Pamphlet. However, the full text of the measure shall also be made available at the office of the Fresno County Clerk/Registrar of Voters and the Parlier City Clerk's Office (559-646-3545).

SECTION 7: Passage of the Measure requires fifty percent plus one (50% + 1) votes.

SECTION 8: The City of Parlier requests that the Fresno County Clerk/Registrar of Voters conduct the election and canvass the returns, and the City consents to reimburse the Registrar of Voters for all costs incurred for these services.

SECTION 9: In all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 10: Arguments in favor or against the proposed measure are permissible and shall be filed with the Fresno County Clerk/Registrar of Voters in accordance with Elections Code Section 9282. The City Manager and his staff are hereby directed to prepare and file a written argument in favor of the proposed measure not to exceed 300 words on behalf of the City Council.

SECTION 11: Pursuant to Election Code Section 10002, the County Clerk/Registrar of Voters is hereby requested to take all steps incident to the preparation for and the holding of the election in accordance with law and these specifications.

SECTION 12: The City Attorney shall prepare an impartial analysis of the measures in accordance with Elections Code Section 9280 and file it with the Fresno County Clerk/Registrar of Voters.

SECTION 13: The City Clerk shall file a certified copy of this resolution with the Fresno County Clerk/Registrar of Voters as required by law. The City Clerk is hereby authorized and directed to work with the Fresno County Clerk/Registrar of Voters and take all steps necessary to cause placement of the measures on the ballot.

SECTION 14: The City Clerk and the City Attorney are authorized to make any typographical, clerical, non-substantive corrections to this resolution and to the ballot measure as may be deemed necessary by the Fresno County Clerk/Registrar of Voters.

The foregoing resolution was approved and adopted at a regular meeting of the City Council of the City of Parlier held on the 19th day of July, 2018, by the following vote:

AYES: Mayor Beltran, Mayor Pro tem Escoto, Councilwoman Maldonado, Councilman Pimentel

NOES: None

ABSTAIN: None

ABSENT: **Councilmen Rodriguez**

ATTEST:

Alma M. Beltran, Mayor _____

Dorothy Garza
City Clerk
[00554511]