

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

RESOLUTION NO. RES-18-0039

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH, CALIFORNIA, PROVIDING FOR THE FILING OF PRIMARY AND REBUTTAL ARGUMENTS AND SETTING RULES FOR THE FILING OF WRITTEN ARGUMENTS REGARDING A CITY CHARTER AMENDMENT MEASURE TO BE SUBMITTED AT THE JUNE 5, 2018 GENERAL MUNICIPAL ELECTION

WHEREAS, a General Municipal Election is to be held in the City of Long Beach, California on June 5, 2018, at which there will be submitted to the voters the following City charter amendment measure ("City Measure"):

<b>"City of Long Beach Utility Revenue Transfer Charter Amendment.</b> To maintain general City services like 9-1-1 emergency response, police/fire protection, street/pothole repairs, senior services, parks and libraries, shall the City of Long Beach amend its Charter to authorize annual fund transfers from the City's water, sewer and gas utilities to the General Fund not to exceed 12% of utility gross revenues, generating approximately \$25,500,000 annually for unrestricted general revenue purposes, requiring annual independent audits, until ended by voters?"	Yes
	No

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

Section 1. Primary Arguments. That pursuant to Long Beach Municipal Code Section 1.24.020, the Mayor, with the approval of the City Council, may designate a person, or association of persons, to write primary arguments either for or against or both for and against a city measure. In doing so, the Mayor shall designate one of the following:

A. The Mayor;

- 1 B. An elected officer of the City;
- 2 C. An appointive officer of the City;
- 3 D. An association of citizens; or
- 4 E. An individual voter.

5 That pursuant to said authority, the Mayor, with the approval of the City  
6 Council, hereby designates the following person(s) to write primary arguments with  
7 regard to the City Measure:

8 For the City Measure: Robert Garcia, Mayor, Michael DuRee,  
9 Fire Chief, and Robert Luna, Police Chief.

10 Against the City Measure: Diana Lejins, Taxpayers Rights  
11 Advocate, E. Gerrie Schipske, Attorney, Thomas Stout, Long  
12 Beach Taxpayers Association, and Joseph Weinstein, CARP.

13 All arguments shall be submitted in accordance with Article 4, Chapter 3,  
14 Division 9 of the Elections Code of the State of California and Long Beach Municipal  
15 Code Chapter 1.24. Author(s) may change an argument until and including the date fixed  
16 below by the City Clerk, after which no arguments for or against the City Measure may be  
17 submitted to the City Clerk.

18 The deadline to submit arguments for or against the City Measure pursuant  
19 to this Resolution is declared by the City Clerk to be Friday, March 16, 2018, at 4:30 p.m.  
20 Each argument shall not exceed 300 words and shall be filed with the City Clerk, signed,  
21 and include the printed name(s) and signature(s) of the author(s) submitting it, or if  
22 submitted on behalf of an organization, the name of the organization, and the printed  
23 name and signature of at least one of its principal officers who is the author of the  
24 argument.

25 Section 2. Rebuttal Arguments. Pursuant to Section 9285 of the  
26 Elections Code of the State of California and Long Beach Municipal Code Section  
27 1.24.040, when the City Clerk has selected the primary arguments for and against the  
28 City Measure which will be printed and distributed to the voters, the Clerk shall send

1 copies of the primary argument in favor of the City Measure to the author(s) of the  
2 primary argument against, and copies of the primary argument against to the author(s) of  
3 the primary argument in favor. The authors or persons designated by them may prepare  
4 and submit rebuttal arguments not exceeding 250 words. The rebuttal arguments shall be  
5 filed with the City Clerk not later than **Tuesday, March 27, 2018 at 4:30 p.m.** Author(s)  
6 may change a rebuttal argument until and including the date fixed above by the City  
7 Clerk, after which no rebuttal arguments for or against the City Measure may be  
8 submitted to the City Clerk. Rebuttal arguments shall be printed in the same manner as  
9 the primary arguments. Each rebuttal argument shall immediately follow the primary  
10 argument which it seeks to rebut.

11 Section 3. Prior Resolutions. That all previous resolutions providing for  
12 the filing of primary and rebuttal arguments related to City measures are repealed.

13 Section 4. June 5, 2018 Election. That the provisions of Sections 1 and  
14 2 shall apply only to the election to be held on June 5, 2018, and shall then be repealed.

15 Section 5. This resolution shall take effect immediately upon its adoption  
16 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of March 13, 2018 by the following vote:

Ayes: Councilmembers: Gonzalez, Pearce, Price, Supernaw,  
Mungo, Uranga, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: Andrews, Austin.

  
\_\_\_\_\_  
City Clerk

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