



NB-35

MAYOR ROBERT GARCIA
CITY OF LONG BEACH

Date: March 13, 2018
To: Members of the City Council
From: Mayor Robert Garcia
Subject: June 5, 2018 Ballot Initiative

RECOMMENDATION:

Adopt a Resolution 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. (Citywide)

DISCUSSION:

On March 7, 2018, the City Council passed a resolution putting a Charter Amendment on the June 5, 2018 ballot regarding the transfer of funds from utilities to the City's general fund. As part of the ballot process there needs to be opportunity for primary and rebuttal arguments. The resolution provides for the appointment of authors for the primary arguments for and against, and the rebuttals thereto, and sets the rules in connection with, among other things, the length and the submission deadlines for the arguments and the rebuttals.

TIMING CONSIDERATIONS:

City Council action is recommended on March 13, 2018 to meet the requirements mandated by the California Elections and Government Codes for placing a Charter Amendment on the June 5, 2018 ballot.

FISCAL IMPACT:

None.

SUGGESTED ACTION:

Approve Recommendation.



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

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RESOLUTION NO.

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"):

"City of Long Beach Utility Revenue Transfer Charter Amendment. 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: _____

9 Against the City Measure: _____

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

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

22 Section 2. Rebuttal Arguments. Pursuant to Section 9285 of the
23 Elections Code of the State of California and Long Beach Municipal Code Section
24 1.24.040, when the City Clerk has selected the primary arguments for and against the
25 City Measure which will be printed and distributed to the voters, the Clerk shall send
26 copies of the primary argument in favor of the City Measure to the author(s) of the
27 primary argument against, and copies of the primary argument against to the author(s) of
28 the primary argument in favor. The authors or persons designated by them may prepare

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

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

10 Section 4. June 5, 2018 Election. That the provisions of Sections 1 and
11 2 shall apply only to the election to be held on June 5, 2018, and shall then be repealed.

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

14 I hereby certify that the foregoing resolution was adopted by the City
15 Council of the City of Long Beach at its meeting of _____, 2018
16 by the following vote:

17
18 Ayes: Councilmembers: _____

19 _____

20 _____

21 _____

22 Noes: Councilmembers: _____

23 _____

24 Absent: Councilmembers: _____

25 _____

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28 _____
City Clerk



City of Long Beach Memorandum
Working Together to Serve

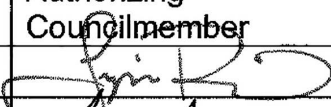
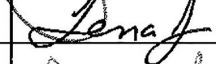

REQUEST TO ADD AGENDA ITEM

Date: March 9, 2018
To: Monique De La Garza, City Clerk
From: Mayor Robert Garcia
Subject: Request to Add Agenda Item to Council Agenda of March 13, 2018

Pursuant to Municipal Code Section 2.03.070 [B], the City Councilmembers signing below request that the attached agenda item (due in the City Clerk Department by Friday, 12:00 Noon) be placed on the City Council agenda under New Business via the supplemental agenda.

The agenda title/recommendation for this item reads as follows:

Adopt a Resolution 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.

Council District	Authorizing Councilmember	Signed by
3		SUZIE PRICE
1		Lena Gonzalez
6		Dee Andrews