

RESOLUTION 2016-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A MEASURE PROPOSING THE ADOPTION OF A CHARTER FOR THE CITY AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016

WHEREAS, cities in California are either general cities or charter cities; and

WHEREAS, general law cities may only adopt and enforce ordinances and regulations that are consistent with the laws of the State of California; and

WHEREAS, charter cities may adopt and enforce ordinances and regulations regarding municipal affairs subject only to the limitations contained in the city's charter; and

WHEREAS, the City of Cathedral City ("City") is a general law city; and

WHEREAS, the City Council desires to submit to the voters at the next General Municipal Election scheduled for Tuesday, November 8, 2016 (the "Election"), a measure adopting a charter for the City and converting the City from a general law city to a charter city; and

WHEREAS, the City Council held two public hearings on the proposed charter on June 20, 2016 and July 20, 2016, as required by Government Code section 34458; and

WHEREAS, by previous resolution the City Council called the Election and requested that the County of Riverside consolidate the Election with the statewide general election to be held on the same date.

NOW, THEREFORE, the City Council of the City of Cathedral City resolves:

Section 1. The City Council orders submitted to the voters at the Election a measure proposing the adoption of the charter attached hereto as Exhibit A. The measure shall be designated by letter by the Riverside County Elections Department. The question to appear on the ballot for voter consider shall be as follows:

ADOPTION OF CHARTER. To enhance local control over municipal affairs, shall the City of Cathedral City Charter be adopted to establish Cathedral City as a charter city, and giving the City the power to establish public works contracting procedures, set penalties for violations of ordinances and resolutions, and appoint a city clerk?	YES	
	NO	

Section 2. Three copies of the measure shall be certified and authenticated by the Mayor and City Clerk. One copy shall be recorded with the Riverside County

Recorder's Office, along with the additional documents required by Government Code section 34460. One copy shall be filed in the archives of the City. One copy shall be filed with the Secretary of State. The City Clerk shall make the full text of the measure available for public inspection upon request.

Section 3. The measure shall not take effect unless a majority of votes cast on the measure at the Election are in favor of the measure.

Section 4. Arguments in favor or against the measure shall be filed with the City Clerk of the City of Cathedral City on or before August 22, 2016, not to exceed 300 words, after which no arguments for or against the City measure may be submitted to the City Clerk.

Section 5. Any member of the City Council is hereby authorized to prepare a written argument in favor of or against the measure, not to exceed 300 words.

Section 6. Rebuttal arguments shall be filed with the City Clerk by September 1, 2016, and shall not exceed 250 words in length.

Section 7. The City Clerk is hereby directed to transmit a copy of the measure to the City Attorney, who shall prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure in accordance with Section 9280 of the California Elections Code.

Section 8. The County Election Department is hereby authorized to canvass the returns of the election, including this ballot measure.

Section 9. The Board of Supervisors of the County of Riverside is hereby requested to issue instructions to the County Election Department to take any and all steps necessary for the holding of the election and to consolidate this ballot measure with any other applicable election conducted on the same day in the City. The Board of Supervisors is further requested to order the County Clerk to set forth in the voter information portion of all sample ballots to be mailed to the qualified electors of the City the full text of the measure and to mail with the sample ballots to the electors printed copies of the full text of the measure, together with the arguments and rebuttal arguments (if any) for and against the measure.

Section 10. The City of Cathedral City recognizes that costs will be incurred by the County of Riverside in connection with the election and agrees to reimburse the County for any such costs.

Section 11. The City Clerk is hereby directed to file a certified copy of this Resolution with the Board of Supervisors and the Election Department of the County of Riverside.

Section 12. This Resolution shall take effect upon its adoption.

Section 13. The City Clerk shall certify to the passage of this Resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL THIS 10TH DAY OF AUGUST, 2016.

Stanley E. Henry, Mayor

ATTEST:

Gary F. Howell, City Clerk

APPROVED AS TO FORM:

Eric S. Vail, City Attorney

I, GARY F. HOWELL, CITY CLERK of the City of Cathedral City, do hereby certify that the foregoing Resolution was introduced and adopted at a regular meeting of the City Council held on the 10th day of August, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Gary F, Howell, City Clerk

EXHIBIT "A"

SEE NEXT PAGE