

RESOLUTION NUMBER 4239

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA SUBMITTING A MEASURE TO THE VOTERS OF PERRIS RELATING TO THE CITY CLERK'S POSITION AT THE SPECIAL MUNICIPAL ELECTION, NOVEMBER 3, 2009

WHEREAS, a Special Municipal Election is scheduled for Tuesday, November 3, 2009; and

WHEREAS, the City Council also desires to submit to the voters at the election a question relating to the City Clerk's position.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Perris;

SECTION 1. That the City Council, pursuant to its right and authority, does order submitted to the voters at the Special Municipal Election the following question:

Shall the position of City Clerk be appointive?	YES
	NO

SECTION 2. If the majority of the voters support this question, the City Clerk shall no longer be an elective official of the City of Perris. From and after November 2, 2010, or upon earlier vacancy in the office of City Clerk, the City Clerk shall be appointed to an at-will position. Notwithstanding California Government Code Section 36502 to the contrary, the City Clerk is not required to be a resident or elector in the City.

SECTION 3. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 4. The City Council of the City of Perris further does resolve, declare and order:

- (a) That notice of time and place of holding said election is hereby given and the City Clerk is hereby authorized, instructed and directed to give such further or additional notice of said election in the time, form and manner as required by California law.
- (b) That the City Council authorizes the City Clerk to administer said election, including but not limited to, contracting with the County of Riverside and any consultant necessary to assist with conducting the election, and otherwise take all reasonably necessary steps to ensure the proper handling and conduct of the special election authorized by this resolution, and all reasonably and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

(c) That upon presentation of this Resolution to the County of Riverside, this Resolution shall constitute a request to the County Board of Supervisors and County elections official to consolidate this election with any other election being held within the jurisdiction on the same date, and for provision of services which may include preparation and printing of election materials, use of County lists of registered voters, distribution of ballots, counting of votes, and any other election-related services.

SECTION 5. That the City Council directs the City Attorney to prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure. The impartial analysis shall be filed in the manner required by law.

SECTION 6. That the City Clerk shall certify to the passage and adoption of this Resolution.

PASSED, APPROVED AND ADOPTED by the City Council this 30th day of June, 2009.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Judy L. Haughney

State of California)
County of Riverside)
City of Perris)

I, Judy L. Haughney, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number 4239 was adopted by the City Council of the City of Perris and was passed at a regular meeting of the City Council on the 30th day of June, 2009, by the following vote:

AYES:	COUNCILMEMBERS:	Rogers, Evans, Busch
NOES:	COUNCILMEMBERS:	Yarbrough, Landers
ABSTAIN:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None

City Clerk, Judy L. Haughney