

RESOLUTION NUMBER 3288

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS CALLING A SPECIAL TAX ELECTION TO BE HELD ON NOVEMBER 2, 2004 TO CONSIDER A PROPOSED ORDINANCE ADOPTING A SPECIAL TAX TO FUND POLICE AND FIRE SERVICES, AND CONSOLIDATING THE SPECIAL ELECTION WITH THE GENERAL ELECTIONS TO BE HELD ON NOVEMBER 2, 2004

WHEREAS, the City Council of the City of Perris (the "Council") recognizes that it is necessary and desirable that the City of Perris (the "City") levy a special tax within the City to provide funding for police and fire protection services; and

WHEREAS, the special tax shall be designated as the "Public Safety Special Tax" (the "Special Tax"); and

WHEREAS, the Council deems it necessary and essential to submit the question of the Special Tax to qualified voters within the City at a special tax election to be held on November 2, 2004 and consolidate such election with the Statewide general election to be held on that date; and

WHEREAS, the Council proposes that an ordinance (the "Ordinance") be adopted authorizing the Special Tax pursuant to Section 53720 *et seq.* of the Government Code, a form of which Ordinance is attached hereto as Exhibit A and by this reference incorporated herein; and

WHEREAS, pursuant to California Constitution Sections XIII A and XIII C, the City Council may impose the Special Tax upon passage of the Ordinance by a minimum 2/3 vote of the Council and a two-thirds (2/3) vote of the electorate of the City voting in the election;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Election. A special election is hereby called and shall be held in the City on the 2nd day of November, 2004, for the purpose of submitting to the voters of the City the question of the Special Tax to be levied by the City in the amounts and for the purposes set forth in the Ordinance

Section 2. Effective Date. The special election to approve the Special Tax shall take place on November 2, 2004. The Special Tax shall become effective upon passage of the Ordinance by a minimum 2/3 vote of the Council and a two-thirds (2/3) vote of the electorate of the City voting in the election as certified by this Council and the City Clerk.

Section 3. The Proposition for the City to levy the Special Tax shall be appear on the ballot substantially as follows:

POLICE AND FIRE PROTECTION SERVICES WITHIN THE CITY OF PERRIS	Yes
Shall Ordinance 1141 enacting a special parcel tax to fund additional police and fire protection services in the City of Perris be adopted?	No

Section 4. That pursuant to Section 10403 of the Elections Code, the City Council hereby requests the Registrar of Voters of the County of Riverside to consolidate the special election on such ballot measure with the Statewide general election to be held on November 2, 2004.

Section 5. That the City Clerk is hereby directed to file this resolution with the Board of Supervisors of the County of Riverside and the Registrar of Voters, the election official of the County of Riverside.

Section 6. That the election shall be conducted and the returns of the elections canvassed pursuant to Section 10418 of the Elections Code.

Section 7. That the Council authorizes election expenses to be paid to the County upon presentation of a properly approved bill.

Section 8. That the City Clerk is hereby directed to publish notice of the election and a synopsis of the measure pursuant to Section 6061 of the Government Code and Section 12111 of the Elections Code.

Section 9. That the Council, pursuant to Elections Code 9280, hereby directs the City Clerk to transmit a copy of this resolution and proposed Ordinance to the city attorney. The Council hereby directs the city attorney, upon receipt of these items, to prepare an impartial analysis of the measure showing the effect of the measure on existing law and the operation of the measure pursuant to the Elections Code.

Section 10. That the City Clerk is hereby authorized to receive arguments for and against the measure, and rebuttal arguments, make such arguments available for public examination and transmit such arguments to the Registrar of Voters and take such other action as may be necessary pursuant to the Elections Code to accomplish the purposes set forth in this Resolution.

Section 11. That the Council shall consider adoption of the Ordinance in substantially the form attached hereto as Exhibit A prior to the Election to be held on November 2, 2004.

Section 12. That the Council may make such changes to the Ordinance as are necessary to carry out the purposes set forth therein and as may be permitted pursuant to the Constitution and State law regarding special tax measures submitted to the electorate.

ADOPTED, SIGNED and APPROVED this 27th day of July, 2004.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 3288 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 27th day of July, 2004, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Busch, Landers, Motte

NOES:

ABSENT:

ABSTAIN:

City Clerk, Margaret Rey