

RESOLUTION NO. 22-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLUSA SUBMITTING A TRANSACTIONS AND USE TAX MEASURE TO THE VOTERS AT THE NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION AND TAKING CERTAIN RELATED ACTIONS

WHEREAS, the City relies on its general fund to pay for services such as police, fire, and EMT services, as well as to improve the City's streets, parks and other infrastructure; and

WHEREAS, Section 7285.9 of the California Revenue & Taxation Code authorizes the City to levy a transactions and use tax for general purposes if the ordinance proposing that tax is approved by a two-thirds vote of all members of the Council and the tax is approved by a majority vote of the qualified voters of the city voting in an election on the issue; and

WHEREAS, such a tax is commonly referred to as a "local sales tax"; and

WHEREAS, by prior resolution, the Council called a general municipal election to be held on November 8, 2022 (the "Election") for the purpose of electing two members of the City Council; and

WHEREAS, by prior resolution the Council requested that the Election be consolidated with the Statewide General Election; and

WHEREAS, the Council desires to submit a transactions and use tax measure to the voters at the Election;

NOW, THEREFORE, be it resolved by the Council of the City of Colusa as follows:

Section 1. The foregoing recitals are true and correct, and this Council so finds and determines.

Section 2. The Council hereby orders, pursuant to Section 9222 of the Elections Code, that the ordinance attached hereto as Exhibit "A" and incorporated herein by reference, (the "Ordinance") be submitted to the voters at the Election. Adoption of the Ordinance requires a majority vote of those voting on the matter. The type of tax, rate of tax, and manner of collection are set forth in the ordinance.

Section 3. The question submitted shall appear on the ballot as follows:

For general government use, such as providing police/fire/emergency medical services and improving the City of Colusa's streets, parks and other infrastructure, shall an ordinance imposing a one-cent transactions (sales) and use tax, to expire after four years unless extended by both the voters and City Council, be adopted, providing approximately two million dollars annually, with all funds locally controlled, a citizen's oversight committee and subject to annual audits?	YES	
	NO	

Section 4. The City Clerk is instructed to transmit the Ordinance to the City Attorney along with a request that an impartial analysis be prepared pursuant to Elections Code Section 9280.

Section 5. In all particulars not recited in this Resolution, the Election shall be held and conducted as provided by law for holding municipal elections.

Section 6. Notice of the time and place of holding of the Election is given and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election in the time, form, and manner as required by law.

Section 7. Pursuant to Section 10400 et seq. of the Elections Code, the Board of Supervisors of Colusa County is requested to consolidate the election on this ballot measure with other elections held on the same day in the County.

Section 8. The Board of Supervisors is authorized to canvass the returns of the Election pursuant to Section 10411 of the Elections Code.

Section 9. Pursuant to Section 10002 of the Elections Code, the Board of Supervisors is requested to permit the County elections office to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the City agrees to reimburse the County, in accordance with current County pro-rations and allocation procedures.

Section 10. Pursuant to Section 9282 of the Elections Code of the State of California, the legislative body of the City of Colusa, or any member or members of the legislative body authorized by the body, or any individual voter who is eligible to vote on the measure or bona fide association of citizens, or any combination of voters and associations, may file a written argument, not to exceed 300 words in length, accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, for or against the City measure.

Section 11. Rebuttal arguments will be accepted for this measure, and the City Council reiterates its adoption of the provisions of Section 9285 of the Elections Code regarding rebuttals.

Section 12. The City Clerk shall file a certified copy of this Resolution with the Board of Supervisors and the Colusa County elections official.

Section 13. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing resolution was introduced, read, and adopted at a regular meeting of the City Council on the 21st day of June 2022, by a two-thirds vote of the Council, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

THOMAS REISCHE, MAYOR

Attest:

SHELLY KITTLE, City Clerk

Exhibit A
Ordinance