

Agenda Item: File ID 18-0939

Date: 8/10/18

FRESNO CITY COUNCIL

City Of Fresno

Supplemental Information Packet

Agenda Related Item(s) – ID18-0939, Item 4-E

Contents of Supplement: Revised resolution to incorporate the amendment made on the dais.

Item(s)

See above

Supplemental Information:

Any agenda related public documents received and distributed to a majority of the City of Fresno City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). Supplemental Packets are also available on-line on the City Clerk's website.

Americans with Disabilities Act (ADA):

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, sign language interpreters, assistive listening devices, or translators should be made at least 48 hours prior to the meeting. Please call City Clerk's Office at 621-7650. Please keep the doorways, aisles and wheelchair seating areas open and accessible.

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, SUBMITTING TO CITY ELECTORS A
BALANCED BUDGET CHARTER AMENDMENT

WHEREAS, it is agreed that balanced budgets represent a best practice to maintain prudent and sustainable fiscal administration;

WHEREAS, currently nothing in the Fresno City Charter expressly requires a balanced budget; and

WHEREAS, Charter section 1207 implicitly requires a balanced budget by mandating that the City Council levy additional taxes necessary to meet budgeted appropriations, but section 1207 is preempted by Prop. 218, which requires voter approval of additional tax levies; and

WHEREAS, it is the desire of the City Council that the Charter be amended to mandate the adoption of a balanced budget, whereby the total of proposed expenditures shall not exceed the total of estimated income, estimated unencumbered balances of funds to be carried over from the preceding year and unencumbered available reserves.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council submits to the electors of the City of Fresno at its general municipal election to be consolidated with the statewide general election to be held on November 6, 2018, a ballot measure proposing to amend the Charter of the City of Fresno as set forth in Exhibit A attached hereto, and incorporated herein by reference.

1 of 5

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

2. The question to be submitted to the electors with respect to the proposed Charter amendment as set forth in Exhibit A shall be printed on the election ballot with the title and in the form hereinafter set forth:

BALANCED BUDGET AMENDMENT TO THE CITY CHARTER	YES
Shall the City of Fresno Charter §1205 be amended to require the City adopt a balanced budget each fiscal year?	NO

3. The following constitutes the synopsis of the measure to be voted on for the purpose of meeting the publication requirements of Elections Code Section 12111:

**BALANCED BUDGET AMENDMENT TO THE CITY
CHARTER**

An amendment to the City of Fresno Charter that would amend §1205 of the Charter to require the City adopt a balanced budget each fiscal year.

4. The full text of the ordinance submitted to the voters is attached as Exhibit A. The full text of the measure is not required to be printed in the Sample Ballot and Voters Pamphlet. However, the full text of the measure shall be made available at the Office of the Fresno County Clerk/Registrar of Voters and the Office of the Fresno City Clerk.

5. The City Clerk shall file a certified copy of this resolution with the Fresno County Elections Office on or before August 10, 2018.

6. The Fresno County Clerk/Registrar of Voters shall give the appropriate notices for the election and shall conduct the election pursuant to appropriate provisions of state law.

7. The City shall reimburse the County of Fresno for the above mentioned services performed by The Fresno County Clerk/Registrar of Voters, upon presentation of the bill to the City.

8. The City Attorney shall prepare an impartial analysis of the measure in accordance with Elections Code Section 9280.

9. The City Clerk and the City Attorney are authorized to make any typographical, clerical, non-substantive corrections to this resolution as may be deemed necessary by the Fresno County Clerk/Registrar of Voters.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the ___ day of _____ 2018.

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor Approval: _____, 2018
Mayor Approval/No Return: _____, 2018
Mayor Veto: _____, 2018
Council Override Vote: _____, 2018

YVONNE SPENCE, CRM MMC
City Clerk

BY: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

BY: _____
John W. Hastrup Date
Deputy

Attachment: Exhibit A

EXHIBIT A TO RESOLUTION _____

PROPOSED AMENDMENT TO CHARTER OF CITY OF
FRESNO TO BE SUBMITTED TO THE CITY ELECTORS
AS A BALLOT MEASURE AT THE GENERAL MUNICIPAL
ELECTION TO BE HELD ON NOVEMBER 6, 2018

Article XII Fiscal Administration, Sec. 1205 Budget, Further Consideration and Adoption, shall be amended as follows:

After the conclusion of the public hearing the Council shall further consider the proposed budget and make any revisions thereof that it may deem advisable and on or before June 30, it shall adopt a **[balanced]** budget. A copy thereof, certified by the City Clerk, shall be filed with the person retained by the Council to perform auditing functions for the Council and a further copy shall be placed and shall remain on file in the office of the City Clerk, where it shall be available for public inspection. The budget so certified shall be reproduced and copies made available for the use of departments, offices and agencies of the City.