

RECEIVED

Agenda Item: ID#18-1284 (4-B)

Date: 10/25/18

2018 OCT 23 P 3: 58

CITY OF FRESNO
CITY CLERK'S OFFICE

FRESNO CITY COUNCIL



Supplemental Information Packet

Agenda Related Item(s) – ID#18-1284 (4-B)

Contents of Supplement: 1. Resolution acknowledging Measure P clerical error and directing Fresno County Clerk to provide corrected language at City of Fresno polling places; and 2. Notice of Election Ballot Question Correction

Item(s)

RESOLUTION – Acknowledging Measure P clerical error and directing Fresno County Clerk to provide corrected language at City of Fresno polling places. (Subject to Mayor's veto)

Supplemental Information:

Any agenda related public documents received and distributed to a majority of the 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)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. 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 one week 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. If you need assistance with seating because of a disability, please see Security.

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, ACKNOWLEDGING MEASURE P
CLERICAL ERROR AND DIRECTING FRESNO COUNTY
CLERK TO PROVIDE CORRECTED LANGUAGE AT CITY
OF FRESNO POLLING PLACES

WHEREAS, pursuant to Resolution No. 2017-317, the City of Fresno has appointed the County Clerk to be the City's Election Official for municipal elections; and

WHEREAS, on August 9, 2018, Council voted to place the Fresno Clean and Safe Neighborhood Parks Transaction and Use Tax (Measure P) on the November 6, 2018, General Election ballot; and

WHEREAS, the resolution initially provided to the City Clerk contained a 41 word ballot question; and

WHEREAS, when the Council took action, it approved a supplemental resolution which had been updated on August 6, 2018, to include a revised ballot question containing 74 words; and

WHEREAS, the City Clerk thereafter inadvertently provided the earlier, adopted, resolution to the County Clerk, and the 41 word question was published on the ballot; and

WHEREAS, the County Clerk caused to be published in the Fresno Bee on August 15 Measure P ballot language that was different than what was placed on the ballot, leading to potential voter confusion.

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

1. The Council hereby acknowledges due to a clerical error an incomplete version of the ballot question was printed on the November 6, 2018, election ballot in relation to Measure P. Pursuant to Resolution No. 2018-188, the following is the correct ballot question:

APPROVAL OF FRESNO CLEAN AND SAFE NEIGHBORHOOD PARKS TAX ORDINANCE. Shall the measure imposing a 3/8 percent sales and use tax, estimated to generate \$37.5 million annually for 30 years – improving park safety; improving accessibility for persons with disabilities; updating and maintaining playgrounds and restrooms; providing youth and veteran job training; improving after school, arts and recreational programs; beautifying roadways; and creating parks and trails in neighborhoods without access – with citizen oversight, be adopted?	Yes
	No

2. The County Clerk is hereby directed to provide copies of the attached at all polling places on November 6, 2018.

* * * * *

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, MMC
City Clerk

By: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Katie Doerr [Date]
Chief Assistant

Attachment: Exhibit A

PL55100

CITY OF FRESNO
NOTICE OF ELECTION BALLOT QUESTION CORRECTION
MEASURE P

The City of Fresno has asked that this notice is provided to each voter at City of Fresno polling places for the November 6, 2018, election.

Due to a clerical error by the City of Fresno, an incomplete version of the ballot question was printed on the November 6, 2018, election ballot in relation to Measure P. Pursuant to City of Fresno City Council Resolution No. 2018-188, the following is the correct ballot question:

APPROVAL OF FRESNO CLEAN AND SAFE NEIGHBORHOOD PARKS TAX ORDINANCE. Shall the measure imposing a 3/8 percent sales and use tax, estimated to generate \$37.5 million annually for 30 years – improving park safety; improving accessibility for persons with disabilities; updating and maintaining playgrounds and restrooms; providing youth and veteran job training; improving after school, arts and recreational programs; beautifying roadways; and creating parks and trails in neighborhoods without access – with citizen oversight, be adopted?	Yes
	No

This notice is not intended to nor shall it be construed to advocate either for or against the ballot measure, but is provided purely for the purpose of correcting the ballot language to conform to what was approved by the Fresno City Council.

Yvonne Spence
Fresno City Clerk