

**FILED**  
AUG 08 2018  
BY [Signature] DEPUTY  
REGISTRAR OF VOTERS

**RESOLUTION NO. R-96-18**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA, CALLING FOR THE PLACEMENT OF A MEASURE ON THE BALLOT AT THE NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF A PROPOSED ORDINANCE REDUCING THE NUMBER OF CITY COUNCIL MEMBERS FROM SIX WITH AN AT-LARGE ELECTED MAYOR TO FOUR WITH AN AT-LARGE ELECTED MAYOR AND ESTABLISHING NEW CITY COUNCIL ELECTORAL DISTRICT BOUNDARIES WITHIN THE CITY.**

**WHEREAS**, pursuant to Colton Municipal Code Chapter 2.02, the Colton City Council currently consists of six (6) members who are elected by-districts with an at-large elected Mayor; and

**WHEREAS**, Colton Municipal Code Chapter 2.02 defines the boundaries of the City's current six (6) electoral districts by which Colton City Councilmembers are elected; and

**WHEREAS**, the City Council desires to submit to the voters an amendment to the Colton Municipal Code which would reduce the number of City Councilmembers from six (6) to four (4) while retaining an at-large elected Mayor; and

**WHEREAS**, consistent with the above, the City Council also desires to submit to the voters an amendment to the Colton Municipal Code which would establish new boundaries for City Council electoral districts, thereby reducing the number of electoral districts within the City from six (6) to four (4); and

**WHEREAS**, pursuant to California Government Code Section 34871, this reduction in the number of City Council members and the corresponding reduction in the number of electoral districts within the City must be approved by a majority vote of the qualified electors of Colton voting at a municipal election; and

**WHEREAS**, pursuant to California Elections Code Section 9222, the City Council has authority to place local measures on the ballot to be considered at a municipal election; and

**WHEREAS**, pursuant to California Government Code Section 34874, no amendatory ordinance altering the boundaries of legislative/electoral districts may be submitted to the voters until it has been submitted to the City's Planning Commission for an examination as to the definiteness and certainty of the boundaries of the districts proposed; and

**WHEREAS**, the City of Colton Planning Commission conducted a noticed public hearing on July 10, 2018 at which time it reviewed the amendatory ordinance and examined the boundary map for proposed legislative/electoral districts; and

**WHEREAS**, at the conclusion of the public hearing, the Planning Commission made the following findings by resolution (Resolution No. R-20-18), as required by California Government Code Sections 34875 and 34876:

- A. All legislative/electoral districts proposed in the district boundary map close; and
- B. No legislative/electoral districts will be eliminated prior to the termination of the term of office of the Councilmember from the district; and
- C. A greater number of Councilmembers will not be qualified to hold office concurrently than are authorized by State law or the amendatory ordinance.

**WHEREAS**, pursuant to California Government Code Section 34877.5 and California Elections Code Section 21607, if the City Council is proposing to adjust legislative/electoral district boundaries, the City Council shall hold two public hearings – first to adjust the boundaries of the proposed districts and the second to consider placing the proposal on the ballot; and

**WHEREAS**, the Colton City Council conducted two noticed public hearings on July 17, 2018 and August 7, 2018 to adjust the boundaries of the proposed districts and to consider placing this measure on the ballot; and

**WHEREAS**, the next regularly scheduled General Municipal Election for the election of members of the City Council will be held on Tuesday, November 6, 2018; and

**WHEREAS**, the City Council desires to place the above-described measure reducing the number of City Council members and electoral districts on the ballot for the same election to be held on November 6, 2018.

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

**SECTION 1.** Findings. The City Council finds that all of the preceding recitals are true and correct and are hereby incorporated and adopted as findings and determinations by the City Council as if fully set forth herein.

**SECTION 2.** Submission of Measure. Pursuant to California Government Code Section 34871, California Elections Code Section 9222 and any other applicable requirements of the laws of the State of California relating to general law cities, the City Council, by a majority vote, hereby orders the proposed Measure/ordinance, attached hereto as Attachment “A” and incorporated herein by reference, to be submitted to the



SECTION 7. Certification. The City Clerk shall certify to the adoption of this Resolution.

SECTION 8. Filing with County. The City Clerk shall, not later than the 88th day prior to the General Municipal Election to be held on Tuesday, November 6, 2018, file with the Board of Supervisors and the County Clerk – Registrar of Voters of the County of San Bernardino, State of California, a certified copy of this Resolution.

SECTION 9. Public Examination. Pursuant to California Elections Code Section 9295, this measure will be available for public examination for no fewer than ten (10) calendar days prior to being submitted for printing in the voter information guide. The Clerk shall post notice in the Clerk’s office of the specific dates that the examination period will run.

[signatures on next page]

**PASSED, APPROVED and ADOPTED** this 7th day of August, 2018.




RICHARD A. DELAROSA, Mayor

ATTEST:



CAROLINA R. PADILLA, City Clerk

APPROVED AS TO FORM:



CARLOS CAMPOS, City Attorney  
Best Best & Krieger


1 STATE OF CALIFORNIA )  
2 COUNTY OF SAN BERNARDINO ) ss.  
3 CITY OF COLTON )

4 CERTIFICATION

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6 I, **CAROLINA R. PADILLA**, City Clerk for the City of Colton, California, do hereby  
7 certify that the foregoing is a full, true and correct copy of **RESOLUTION NO. R-96-18**,  
8 duly adopted by the City Council of said City, and approved by the Mayor of said City, at its  
9 Regular Meeting of said City Council held on the 7<sup>th</sup> day of August 2018, and that it was  
10 adopted by the following vote, to wit:

11 AYES: COUNCILMEMBER Cisneros, Navarro, González, Woods,  
12 NOES: COUNCILMEMBER Mayor DeLaRosa  
13 ABSTAIN: COUNCILMEMBER Toro, Suchil  
14 ABSENT: COUNCILMEMBER None  
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16  
17 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of  
18 the City of Colton, California, this 8 day of August, 2018.

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20   
21 CAROLINA R. PADILLA  
22 City Clerk  
23 City of Colton

24  
25  
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27  
28 (SEAL)