

RESOLUTION NO. 2019-1653

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALABASAS, CALIFORNIA, SETTING PRIORITIES FOR FILING A WRITTEN ARGUMENT REGARDING A CITY MEASURE AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS; AND PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR THE SPECIAL MUNICIPAL ELECTION TO BE HELD ON MARCH 3, 2020 REGARDING A CITY MEASURE.

WHEREAS, a Special Municipal Election is to be held in the City of Calabasas, California, on Tuesday, March 3, 2020, at which there will be submitted to the voters the following Measure:

Shall the Initiative Ordinance No. 2020-380 amending the Calabasas General Plan and Municipal Code and adopting a new Specific Plan allowing up to 161 new market-rate apartment units, within an existing 600-unit apartment complex at 3831 North Orchid Lane, Calabasas, CA, requiring at least ten percent of the complex's units be reserved for fifty-five years as deed-restricted affordable units, designating 60 units for moderate income households and 20 units for very-low income households, be adopted?	YES
	NO

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

SECTION 1. That the City Council authorizes any and all Councilmembers to file a written argument regarding this Initiative, not exceeding 300 words in length (EC §§ 9282 and 9286), as specified above, accompanied by the printed name and signature of the author submitting it, in accordance with, Article 4, Chapter 3, Division 9 of the Elections Code of the State of California. The argument may be changed or withdrawn until and including the date fixed by the City Clerk after which no arguments for or against the City's Measure may be submitted to the City Clerk. The arguments shall be accompanied by the Form of Statement To Be Filed By Author of the Argument (see Form F-A-1-Exhibit A). Additionally, the proponents of the Initiative will have the first opportunity to submit an argument supporting the adoption of the ordinance not exceeding 300 words in length. Thereafter, other qualified voters may also submit arguments in favor of or opposed to the ordinance. In the event more than one argument in support of a position is submitted, the City Clerk will decide which argument for or against will be published in accord with Elections Code section 9287.

SECTION 2. That the City Council directs the City Clerk to transmit a copy of the Measure to the City Attorney, unless the organization or salaries of the office of the City Attorney are affected.

a. The City Attorney shall prepare an impartial analysis of the measure not exceeding 500 words showing the effect of the measure on the existing law and the operation of the measure. If the measure affects the organization or salaries of the office of the City Attorney, the City Clerk shall prepare the impartial analysis.

b. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city.

c. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point type, the following: "The above statement is an impartial analysis of Ordinance No. 2020-380. If you desire a copy of the ordinance or measure, please call the Election Official's office at 818-224-1661 and a copy will be mailed at no cost to you."

d. The impartial analysis shall be filed by the date set by the City Clerk for the filing of primary arguments.

SECTION 3. That pursuant to Section 9285 of the Elections Code of the State of California, when the Elections Official has selected the arguments for and against the measure which will be printed and distributed to the voters, the elections official

shall send a copy of an argument in favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author or a majority of the authors of an argument relating to a City Measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five authors.

The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(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, **not more than 10 days after** the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument (see Form F-A-1).

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 4. That the City Clerk shall certify to the adoption of this resolution and shall cause the same to be processed in the manner required by law.


PASSED, APPROVED AND ADOPTED this 21st day of November 2019.



David J. Shapiro, Mayor

ATTEST:

APPROVED AS TO FORM:



Maricela Hernandez, City Clerk
Master Municipal Clerk
California Professional Municipal Clerk



Matthew T. Summers
Colantuono, Highsmith & Whatley, PC
Assistant City Attorney

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) §
CITY OF CALABASAS)

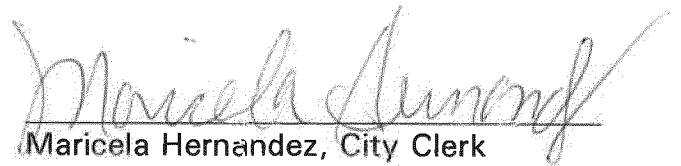
I, **MARICELA HERNANDEZ, MMC**, City Clerk of the City of Calabasas, California, **DO HEREBY CERTIFY** that the foregoing resolution, being **Resolution No. 2019-1653** was duly adopted by the City Council of the City of Calabasas, at their special meeting held November 21, 2019, and that it was adopted by the following vote, to wit:

AYES: Mayor pro Tem Weintraub, Councilmembers Bozajian and Maurer.

NOES: Mayor Shapiro and Councilmember Gaines.

ABSTAIN: None.

ABSENT: None.



Maricela Hernandez, City Clerk
Master Municipal Clerk
California Professional Municipal Clerk
City of Calabasas, California