

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

797



FROM: County Counsel

SUBMITTAL DATE:
August 4, 2010

SUBJECT: Resolution No. 2010-256 Withdrawing the Proposed Riverside County Charter from Inclusion on the Ballot for the November 2, 2010 General Election

RECOMMENDED MOTION: that the Board of Supervisors:

1. Adopt Resolution No. 2010-256 withdrawing the proposed Riverside County Charter from inclusion on the ballot for the November 2, 2010 general election;
2. Direct that Resolution No. 2010-256 be filed with the elections official by August 11, 2010;
3. Repeal Ordinance No. 897 calling for a special election and ordering its consolidation with the November 2, 2010 general election for the purpose of submitting to the voters a proposed Riverside County Charter; and
4. Rescind Resolution No. 2010-151 proposing a Riverside County Charter for adoption by the voters on the November 2, 2010 general election.

(continued next page)

PAMELA J. WALLS, County Counsel

FINANCIAL DATA	Current F.Y. Total Cost:	\$	In Current Year Budget:
	Current F.Y. Net County Cost:	\$	Budget Adjustment:
	Annual Net County Cost:	\$	For Fiscal Year:

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

BY: Jerry Norris

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: August 10, 2010
 xc: Co.Co., ROV

Kecia Harper-Ihem
 Clerk of the Board
 By: Deputy

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

Departmental Concurrence

Policy
 Policy
 Consent
 Consent

Dep't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: | District: | Agenda Number:

3.78

County Counsel
Resolution No. 2010-256 Withdrawing the Proposed Riverside County Charter
from Inclusion on the Ballot for the November 2, 2010 General Election
August 4, 2010
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BACKGROUND: On May 4, 2010, the Board of Supervisors adopted Resolution No. 2010-151 proposing a Riverside County Charter for adoption by the voters at a special election consolidated with the statewide general election on November 2, 2010. The Board also adopted Ordinance No. 897 calling for a special election and ordering its consolidation with the November 2, 2010 general election for the purpose of submitting to the voters a proposed Riverside County Charter.

On July 27, 2010, the Board of Supervisors directed that the proposed Riverside County Charter be withdrawn from the ballot for the November 2, 2010 general election.

Elections Code section 9606 authorizes the Board to withdraw an order of election submitting a measure to the voters by the filing of a resolution with the election official no later than the 83rd day prior to the election. The 83rd day prior to the election is August 11, 2010, so the withdrawal of the proposed Riverside County Charter from the ballot is timely.

2 RESOLUTION NO. 2010-256

3 WITHDRAWING THE PROPOSED RIVERSIDE
4 COUNTY CHARTER FROM INCLUSION ON THE BALLOT
5 FOR THE NOVEMBER 2, 2010 GENERAL ELECTION

6 WHEREAS, on May 18, 2010, the Riverside County Board of Supervisors adopted
7 Ordinance No. 897, calling a special election and ordering its consolidation with the November 2, 2010
8 general election for the purpose of submitting to the voters a proposed Riverside County Charter; and

9 WHEREAS, the proposed Riverside County Charter was attached to Resolution No.
10 2010-151, which was also approved by the Board on May 18, 2010; and

11 WHEREAS, on July 27, 2010, the Board of Supervisors directed that the proposed
12 Riverside County Charter be withdrawn from the order submitting the proposed charter to the voters, as
13 there are a number of proposed local measures ordered for inclusion on the November 2, 2010 ballot;
14 now, therefore,

15 BE IT RESOLVED by the Board of Supervisors of the County of Riverside assembled in
16 regular session on August 10, 2010, that pursuant to Elections Code section 9605, the order of election
17 directing the proposed Riverside County Charter to be placed on the ballot for the November 2, 2010
18 general election is withdrawn.

19 BE IT FURTHER RESOLVED that Ordinance No. 897, calling for a special election and
20 ordering its consolidation with the November 2, 2010 general election for the purpose of submitting to
21 the voters a proposed Riverside County Charter is repealed.

22 BE IT FURTHER RESOLVED that Resolution No. 2010-151 proposing a Riverside
23 County Charter for adoption by the voters on the November 2, 2010 general election is rescinded.

24 Roll Call:

25 Ayes: Buster, Tavaglione, Stone, Benoit and Ashley

26 Nays: None

27 Absent: None

The foregoing is certified to be a true copy of a
resolution duly adopted by said Board of Super-
visors on the date therein set forth.

KECIA HARPER-IHEM Clerk of said Board

By _____ Deputy