

CITY CLERK'S OFFICE

CITY OF CULVER CITY

(310) 253-5851

FAX (310) 253-5830

9770 CULVER BOULEVARD, CULVER CITY, CALIFORNIA 90232-0507

JEREMY GREEN
Deputy City Clerk

VIA USPS

July 27, 2016

Lori Glasgow, Executive Officer
Board of Supervisors, County of Los Angeles
500 West Temple Street, Room 383
Los Angeles, CA 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

41 August 16, 2016



LORI GLASGOW
EXECUTIVE OFFICER

RE: Transmittal of Certified Copy of Resolution Nos. 2016 – R018, 2016-R019, and 2016-R075
Request for Board of Supervisors to Render Specified Services, Special Municipal Election – November 8, 2016

Dear Ms. Glasgow:

As the Elections Official of the City of Culver City, and in accordance with the provisions of the City Council Resolutions mentioned above, I am pleased to transmit herewith certified copies of Resolution Nos. 2016-R018 and 2016-R019, adopted by the City Council on March 14, 2016; and Resolution No. 2016-R075, adopted by the City Council on July 25, 2016.

Resolution Nos. 2016-R018 and 2016-R019, respectively, set forth the City Council's actions to call a Special Municipal Election to be held on Tuesday, November 8, 2016, and request the Board of Supervisors to consent and agree to the County providing specified services to the City relating to the conduct of such Election. Resolution No. 2016-R075 amends Resolution Nos. 2016-R018 and 2016-R019, by modifying the ballot measures previously approved by the City Council on March 14, 2016.

When taken together, Resolution Nos. 2016-R018, 2016-R019 and 2016-R075 place the following four (4) measures on the ballot for the November 8, 2016 Special Municipal Election:

1. Measure _____:

CULVER CITY SAFE/CLEAN WATER PROTECTION MEASURE. To protect public health/groundwater supplies and prevent toxins and pollutants from contaminating local waterways, creeks and beaches, by improving storm drains/infrastructure to capture/clean urban runoff; preserving open space; and complying with clean water laws, shall Culver City establish a \$99 clean water parcel tax; generating approximately \$2,000,000 annually until ended by voters, requiring independent audits, public oversight, low-income senior citizens discounts and local control of funds?

2. Measure _____:

Shall Section 607 and Section 700 of the Charter of the City of Culver City be amended to change the appointing authority and the reporting responsibilities of the Fire Chief and Police Chief from the City Council to the City Manager?

Culver City Employees take pride in effectively providing the highest levels of service to enrich the quality of life for the community by building on our tradition of more than seventy-five years of public service, by our present commitment, and by our dedication to meet the challenges of the future.

3. Measure _____:

Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of two years from the date of such resignation?

4. Measure _____:

Shall Section 608 of the Charter of the City of Culver City be amended to authorize the City Council to determine the dates of Regular Meetings of the City Council?

On behalf of the City Council, I respectfully request this matter be presented to the Board of Supervisors at the earliest possible opportunity. Additionally, please notify my Office of the date this request is scheduled for consideration by the Board of Supervisors.

If you have any questions regarding this request or I may be of further assistance, please feel free to contact me at 310-253-5851 or jeremy.green@culvercity.org.

Very truly yours,



Jeremy Green
Deputy City Clerk

cc: Mr. Dean C. Logan, Registrar-Recorder/County Clerk (w/attachment)
Mr. Alex Olvera, Division Manager, Election Information & Preparation (w/attachment)
Mr. John Nachbar, City Manager (w/o attachment)

City of Culver City, California
Certification of Documents by the City Clerk

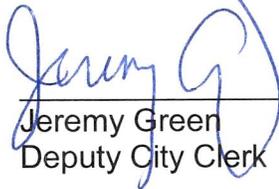
I, Jeremy Green, being the duly appointed and acting Deputy City Clerk of the City of Culver City, California hereby depose and declare:

The 10 pages attached hereto entitled "RESOLUTION NO. 2016-R018 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 8, 2016, FOR THE SUBMISSION OF FOUR (4) QUESTIONS TO THE VOTERS RELATING TO PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF CULVER CITY" are true and correct copies of documents in the possession of the City of Culver City.

I have affixed the Seal of the City of Culver City, California to indicate they are such true and correct copies.

Certified on this 27th day of July, 2016.

BY:



Jeremy Green
Deputy City Clerk

1 RESOLUTION No. 2016- R 018

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3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 CULVER CITY, CALIFORNIA, CALLING AND GIVING NOTICE OF
5 THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE
6 HELD IN THE CITY ON TUESDAY, NOVEMBER 8, 2016, FOR
7 THE SUBMISSION OF FOUR (4) QUESTIONS TO THE VOTERS
8 RELATING TO PROPOSED AMENDMENTS TO THE CHARTER
9 OF THE CITY OF CULVER CITY.

10 WHEREAS, at its duly noticed Regular Meeting held on January 13,
11 2014, the City Council considered the need for a comprehensive review of the City
12 Charter as required by Section 1900 of said Charter; and,

13 WHEREAS, after full consideration of the matter, including comments
14 received from the public, the City Council directed the City Manager to place an item
15 on a future City Council meeting agenda to discuss the formation of and appointment
16 of members to a City Council Ad Hoc Subcommittee to consider any necessary
17 amendments to the City Charter; and,

18 WHEREAS, at its duly noticed Regular Meeting held on May 12, 2014,
19 the City Council created the Ad Hoc Charter Review Subcommittee (Subcommittee)
20 and appointed Mayor O'Leary and Vice Mayor Weissman thereto; and,

21 WHEREAS, at its duly noticed Regular Meeting held on February 8,
22 2016, the City Council received the Subcommittee's recommendations for proposed
23 Charter Amendments and, after full consideration of the matter, including comments
24 received from the public, the City Council directed the City Manager to bring back to
25 the City Council for its consideration the necessary resolutions for the calling of an
26 election on November 8, 2016 for the submission of such proposed Charter
27 Amendments to the voters; and,

28 WHEREAS, in compliance with the Elections Code, since one of the
proposed Charter Amendments alters a procedural or substantive protection, right,
benefit, or employment status of any local government employee or retiree or of any

2016-R018

1 local government employee organization, such proposal shall be submitted to the
2 voters at the next established statewide general election pursuant to Section 1200 of
3 the California Elections Code occurring not less than 88 days after the date of the order
4 of election; and,

5 WHEREAS, the next established statewide general election occurring not
6 less than 88 days after the date of the order of election shall be held on Tuesday,
7 November 8, 2016; and,

8 WHEREAS, Section 1501 of the City Charter of the City of Culver City
9 provides that the City Council may, at its discretion, call an election for any reason
10 sanctioned by law at any time it deems necessary and that such election shall be
11 known as a Special Municipal Election; and,

12 WHEREAS, the City Council has determined to submit to the voters at
13 such Special Municipal Election four (4) questions relating to proposed Charter
14 Amendments.

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16 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CULVER
17 CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS
18 FOLLOWS:

19 SECTION 1. Pursuant to the requirements of the Charter of the
20 City of Culver City related to Special Municipal Elections, there is called and
21 ordered to be held in the City of Culver City, California, on Tuesday, November 8,
22 2016, a Special Municipal Election.

23 SECTION 2. That the City Council, pursuant to its right and
24 authority, does order submitted to the voters at said Special Municipal Election
25 the following four (4) questions related to proposed Charter Amendments:

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Measure _____:
Shall Section 607 and Section 700 of the Charter of the City of Culver City be amended to change the appointing authority and the reporting responsibilities of the Fire Chief and Police Chief from the City Council to the City Manager?
YES _____
NO _____

Measure _____:
Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of four years from the date of such resignation?
YES _____
NO _____

Measure _____:
Shall Section 601 of the Charter of the City of Culver City be amended to change term limits for City Council Members from the current two full terms to three full terms, with such change becoming effective for City Council Members assuming office after November 8, 2016?
YES _____
NO _____

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Measure _____:
Shall Section 608 of the Charter of the City of Culver City be YES _____
amended to authorize the City Council to determine the dates
of Regular Meetings of the City Council?

NO _____

SECTION 3. That the proposed complete text of the four (4) measures submitted to the voters, amending specific provisions of the Charter of the City of Culver City, is attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 4. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 5. That the City Clerk is, directly or through consolidation with the County of Los Angeles (as such consolidation may be authorized by the City Council), authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment, and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 6. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, pursuant to Elections Code § 10242, except as provided in § 14401 of the Elections Code of the State of California.

1 SECTION 7. That in all particulars not recited in this resolution, the
2 election shall be held and conducted as provided by law for holding special
3 municipal elections.

4 SECTION 8. That notice of the time and place of holding the election is
5 hereby given and the City Clerk is authorized, instructed and directed to give
6 further or additional notice of the election, in time, form and manner as required
7 by law.

8 SECTION 9. That the City Clerk shall certify to the passage and adoption
9 of this Resolution and enter it into the book of original Resolutions.

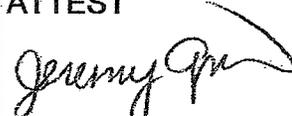
10 SECTION 10. That pursuant to the City Charter, the City Clerk is
11 empowered to administer said election and all reasonable and actual election
12 expenses shall be paid by the City upon presentation of a properly submitted bill.

13 SECTION 11. That the City Clerk is directed to forward copies of all
14 measures to be voted on at the Special Election to the City Attorney for the
15 preparation of impartial analyses in compliance with applicable law.

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17 PASSED, APPROVED and ADOPTED ON this 14th day of March, 2016.

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19 MICHEAL O'LEARY, MAYOR
20 City of Culver City, California

21
22 ATTEST

23 
24 MARTIN R. COLE, City Clerk
25 Jeremy Green, Deputy City Clerk

26 APPROVED AS TO FORM

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28 CAROL A. SCHWAB, City Attorney

26 A16-00201

2016-R018

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 607 and Section 700 of the Charter of the City of Culver City be amended to change the appointing authority and the reporting responsibilities of the Fire Chief and Police Chief from the City Council to the City Manager, as follows (deletions indicated by ~~strikethrough~~ text; additions indicated by underlined text):

SECTION 607. POWERS OF THE CITY COUNCIL.

All powers of the City shall be vested in the City Council, subject to the provisions of this Charter and the Constitution. The City Council shall have the power to:

(a) Appoint, suspend, remove and fix the compensation of the City Manager, ~~Fire Chief, Police Chief and City Attorney~~, by a vote of at least three of its members;

(b) Create, modify or abolish any City department, and to prescribe the powers and duties of such departments and their Department Heads;

(c) Review and certify the results of all City elections;

(d) Control all legal business and proceedings, including, but not limited to, the authority to employ other attorneys to take charge of any litigation or other legal matters or to assist the City Attorney in connection with any legal matter, which authority, in whole or in part, may be delegated to the City Attorney; and

(e) Compel the attendance of witnesses, examine them under oath, and compel the production of evidence before it. The City Council may cause subpoenas to be issued in the name of the City and be attested to by the City Clerk. Disobedience of such subpoenas, or the refusal to testify, upon other than constitutional grounds, shall constitute a misdemeanor. Council Members, and any City staff members designated by the City Council, shall have the power to administer oaths in any investigation or proceeding before it.

Additionally, the City Council shall have all other powers consistent with this Charter and the Constitution.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

SECTION 700. POWERS AND DUTIES OF CITY MANAGER.

The City Council shall appoint the City Manager who shall be the chief executive officer of the City, responsible to the City Council for the management of all City affairs placed in the City Manager's charge by or under this Charter, by ordinance, resolution or other action of the City Council. The City Manager, or his or her designee, shall:

(a) Appoint, suspend and remove all City employees, including Department Heads, the City Clerk, and the City Treasurer, the Fire Chief, and Police Chief, except as otherwise provided by State law or this Charter;

(b) Direct and supervise the administration of all City departments, except as otherwise provided by this Charter;

(c) Attend all City Council meetings, at which the City Manager shall have the right to take part in discussion, but shall not vote;

(d) Prepare and submit to the City Council an annual budget pursuant to this Charter, and implement the final budget approved by the City Council; and

(e) Perform such other duties as are specified in this Charter, or by ordinance, resolution or other action of the City Council.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of four years from the date of such resignation, as follows (additions indicated by underlined text):

SECTION 602. ELIGIBILITY.

Only residents of the City who are lawfully registered voters of the City shall be eligible to hold an elective City office. Candidates for election to any such office must have been lawfully registered voters of the City for the 30 days immediately preceding the filing of their nomination papers.

Residents who have resigned from an elective City office shall not be eligible to hold an elective City office nor be eligible for candidacy for election until four years have elapsed from the date of resignation.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 601 of the Charter of the City of Culver City be amended to change term limits for City Council Members from the current two full terms to three full terms, with such change becoming effective for City Council Members assuming office after November 8, 2016, as follows (deletions indicated by ~~strikethrough~~ text; additions indicated by underlined text):

SECTION 601. TERM LIMITS.

No person shall serve more than ~~two~~three consecutive full terms as a Council Member. If a person serves a partial term in excess of two years, it shall be considered a full term for the purpose of this provision. Nothing in this provision shall act to bar service as a Council Member after at least two years have elapsed from the Council Member's last full term.

Council Members holding office on or before November 8, 2016 shall not serve more than two consecutive full terms as a Council Member. If a person serves a partial term in excess of two years, it shall be considered a full term for the purpose of this provision. Nothing in this provision shall act to bar service as a Council Member after at least two years have elapsed from the Council Member's last full term.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 608 of the Charter of the City of Culver City be amended to authorize the City Council to determine the dates of Regular Meetings of the City Council, as follows (deletions indicated by ~~strikethrough~~ text):

SECTION 608. CITY COUNCIL MEETINGS.

The City Council shall hold regular meetings ~~at least twice each month,~~ at such times as it shall fix by ordinance or resolution and may adjourn any regular meeting to a date certain, which shall be specified in the order of adjournment and when so adjourned, each adjourned meeting shall be a regular meeting for all purposes.

The Council Chambers of City Hall shall be the primary place of all City Council meetings.

By a vote of at least three of its members, the City Council may order a regular meeting to be held not less than seven days after that date at a place within the City other than the Council Chambers.

The City Council may, upon making a finding that the public interest requires it, order a meeting adjourned to another location within the City and to a time during the same day on which the order is made.

If for any reason it shall be unsafe to meet in the Council Chambers, meetings may be held for the duration of the unsafe condition at a place within the City designated by the Mayor, or by the City Council.

Whenever an order is made to hold a meeting at a place other than the Council Chambers, the City Clerk shall immediately post a copy of the order at a conspicuous location near the outside of the main entrance to the Council Chambers. The order shall remain posted until the meeting is held.

City of Culver City, California
Certification of Documents by the City Clerk

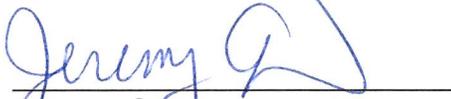
I, Jeremy Green, being the duly appointed and acting Deputy City Clerk of the City of Culver City, California hereby depose and declare:

The 9 pages attached hereto entitled "RESOLUTION NO. 2016-R019 -A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO §10403 OF THE ELECTIONS CODE" are true and correct copies of documents in the possession of the City of Culver City.

I have affixed the Seal of the City of Culver City, California to indicate they are such true and correct copies.

Certified on this 27th day of July, 2016.

BY:



Jeremy Green
Deputy City Clerk

1 RESOLUTION No. 2016- R 019

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3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 CULVER CITY, CALIFORNIA, REQUESTING THE BOARD OF
5 SUPERVISORS OF THE COUNTY OF LOS ANGELES TO
6 CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD
7 ON TUESDAY, NOVEMBER 8, 2016, WITH THE STATEWIDE
8 GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT
9 TO §10403 OF THE ELECTIONS CODE.

10 WHEREAS, the City Council of the City of Culver City called a Special
11 Municipal Election to be held on November 8, 2016 for the purpose of submitting to the
12 voters four (4) questions relating to proposed Charter Amendments; and,

13 WHEREAS, pursuant to the Elections Code, one of the proposed Charter
14 Amendments must be submitted to the voters at a statewide general election; and,

15 WHEREAS, it is also desirable that the Special Municipal Election be
16 held on the same date as the statewide general election and that within the City the
17 precincts, polling places and election officers of the two elections be the same, and that
18 the election department of the County of Los Angeles canvass the returns of the
19 Special Municipal Election and that the election be held in all respects as if there were
20 only one election.

21 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CULVER
22 CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS
23 FOLLOWS:

24 SECTION 1. That pursuant to the requirements of §10403 of the
25 Elections Code, the Board of Supervisors of the County of Los Angeles is hereby
26 requested to consent and agree to the consolidation of a Special Municipal
27 Election with the statewide general election on Tuesday, November 8, 2016.

28 SECTION 2. That the four (4) measures to appear on the ballot as
contained in Exhibit "A" hereof and summarized as follows:

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Measure _____:

Shall Section 607 and Section 700 of the Charter of the City of Culver City be amended to change the appointing authority and the reporting responsibilities of the Fire Chief and Police Chief from the City Council to the City Manager? YES _____

NO _____

Measure _____:

Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of four years from the date of such resignation? YES _____

NO _____

Measure _____:

Shall Section 601 of the Charter of the City of Culver City be amended to change term limits for City Council Members from the current two full terms to three full terms with such change becoming effective for City Council Members assuming office after November 8, 2016? YES _____

NO _____

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Measure _____:
Shall Section 608 of the Charter of the City of Culver City be YES _____
amended to authorize the City Council to determine the dates
of Regular Meetings of the City Council?

NO _____

SECTION 3. That the County election department is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 4. That the Board of Supervisors is requested to issue instructions to the County election department to take any and all steps necessary for the holding of the consolidated election.

SECTION 5. That the City of Culver City recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs upon presentation of a duly submitted and accurate bill.

SECTION 6. That the City Clerk is authorized to file a certified copy of this resolution with the Board of Supervisors and the county election department of the County of Los Angeles.

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SECTION 7. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions

PASSED, APPROVED and ADOPTED ON this 14th day of March, 2016.


MICHEAL O'LEARY, MAYOR
City of Culver City, California

ATTEST


MARTIN R. COLE, City Clerk
Jeremy Green, Deputy City Clerk

APPROVED AS TO FORM


CAROL A. SCHWAB, City Attorney

A16-00202

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 607 and Section 700 of the Charter of the City of Culver City be amended to change the appointing authority and the reporting responsibilities of the Fire Chief and Police Chief from the City Council to the City Manager, as follows (deletions indicated by strikethrough text; additions indicated by underlined text):

SECTION 607. POWERS OF THE CITY COUNCIL.

All powers of the City shall be vested in the City Council, subject to the provisions of this Charter and the Constitution. The City Council shall have the power to:

(a) Appoint, suspend, remove and fix the compensation of the City Manager, ~~Fire Chief, Police Chief and City Attorney~~, by a vote of at least three of its members;

(b) Create, modify or abolish any City department, and to prescribe the powers and duties of such departments and their Department Heads;

(c) Review and certify the results of all City elections;

(d) Control all legal business and proceedings, including, but not limited to, the authority to employ other attorneys to take charge of any litigation or other legal matters or to assist the City Attorney in connection with any legal matter, which authority, in whole or in part, may be delegated to the City Attorney; and

(e) Compel the attendance of witnesses, examine them under oath, and compel the production of evidence before it. The City Council may cause subpoenas to be issued in the name of the City and be attested to by the City Clerk. Disobedience of such subpoenas, or the refusal to testify, upon other than constitutional grounds, shall constitute a misdemeanor. Council Members, and any City staff members designated by the City Council, shall have the power to administer oaths in any investigation or proceeding before it.

Additionally, the City Council shall have all other powers consistent with this Charter and the Constitution.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

SECTION 700. POWERS AND DUTIES OF CITY MANAGER.

The City Council shall appoint the City Manager who shall be the chief executive officer of the City, responsible to the City Council for the management of all City affairs placed in the City Manager's charge by or under this Charter, by ordinance, resolution or other action of the City Council. The City Manager, or his or her designee, shall:

(a) Appoint, suspend and remove all City employees, including Department Heads, the City Clerk, and the City Treasurer, the Fire Chief, and Police Chief, except as otherwise provided by State law or this Charter;

(b) Direct and supervise the administration of all City departments, except as otherwise provided by this Charter;

(c) Attend all City Council meetings, at which the City Manager shall have the right to take part in discussion, but shall not vote;

(d) Prepare and submit to the City Council an annual budget pursuant to this Charter, and implement the final budget approved by the City Council; and

(e) Perform such other duties as are specified in this Charter, or by ordinance, resolution or other action of the City Council.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of four years from the date of such resignation, as follows (additions indicated by underlined text):

SECTION 602. ELIGIBILITY.

Only residents of the City who are lawfully registered voters of the City shall be eligible to hold an elective City office. Candidates for election to any such office must have been lawfully registered voters of the City for the 30 days immediately preceding the filing of their nomination papers.

Residents who have resigned from an elective City office shall not be eligible to hold an elective City office nor be eligible for candidacy for election until four years have elapsed from the date of resignation.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 601 of the Charter of the City of Culver City be amended to change term limits for City Council Members from the current two full terms to three full terms, with such change becoming effective for City Council Members assuming office after November 8, 2016, as follows (deletions indicated by ~~strikethrough~~ text; additions indicated by underlined text):

SECTION 601. TERM LIMITS.

No person shall serve more than ~~two~~three consecutive full terms as a Council Member. If a person serves a partial term in excess of two years, it shall be considered a full term for the purpose of this provision. Nothing in this provision shall ~~act to bar~~ service as a Council Member after at least two years have elapsed from the Council Member's last full term.

Council Members holding office on or before November 8, 2016 shall not serve more than two consecutive full terms as a Council Member. If a person serves a partial term in excess of two years, it shall be considered a full term for the purpose of this provision. Nothing in this provision shall act to bar service as a Council Member after at least two years have elapsed from the Council Member's last full term.

EXHIBIT "A"

TO RESOLUTION NOS. 2016-R___; 2016-R___; and 2016-R___

Measure _____:

Shall Section 608 of the Charter of the City of Culver City be amended to authorize the City Council to determine the dates of Regular Meetings of the City Council, as follows (deletions indicated by ~~strikethrough~~ text):

SECTION 608. CITY COUNCIL MEETINGS.

The City Council shall hold regular meetings ~~at least twice each month,~~ at such times as it shall fix by ordinance or resolution and may adjourn any regular meeting to a date certain, which shall be specified in the order of adjournment and when so adjourned, each adjourned meeting shall be a regular meeting for all purposes.

The Council Chambers of City Hall shall be the primary place of all City Council meetings.

By a vote of at least three of its members, the City Council may order a regular meeting to be held not less than seven days after that date at a place within the City other than the Council Chambers.

The City Council may, upon making a finding that the public interest requires it, order a meeting adjourned to another location within the City and to a time during the same day on which the order is made.

If for any reason it shall be unsafe to meet in the Council Chambers, meetings may be held for the duration of the unsafe condition at a place within the City designated by the Mayor, or by the City Council.

Whenever an order is made to hold a meeting at a place other than the Council Chambers, the City Clerk shall immediately post a copy of the order at a conspicuous location near the outside of the main entrance to the Council Chambers. The order shall remain posted until the meeting is held.

City of Culver City, California
Certification of Documents by the City Clerk

I, Jeremy Green, being the duly appointed and acting Deputy City Clerk of the City of Culver City, California hereby depose and declare:

The 20 pages attached hereto entitled "RESOLUTION NO. 2016-R075 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, AMENDING THE QUESTIONS TO BE SUBMITTED TO VOTERS AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 8, 2016, TO (1) DELETE ONE QUESTION RELATING TO PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF CULVER CITY; (2) MODIFY ONE QUESTION RELATING TO PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF CULVER CITY; AND (3) ADD ONE QUESTION RELATING TO A CLEAN WATER PARCEL TAX" are true and correct copies of documents in the possession of the City of Culver City.

I have affixed the Seal of the City of Culver City, California to indicate they are such true and correct copies.

Certified on this 27th day of July, 2016.

BY:



Jeremy Green
Deputy City Clerk

1 RESOLUTION NO. 2016- R075

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 CULVER CITY, CALIFORNIA, AMENDING THE QUESTIONS TO
5 BE SUBMITTED TO VOTERS AT THE SPECIAL MUNICIPAL
6 ELECTION TO BE HELD IN THE CITY ON TUESDAY,
7 NOVEMBER 8, 2016, TO (1) DELETE ONE QUESTION
8 RELATING TO PROPOSED AMENDMENTS TO THE CHARTER
9 OF THE CITY OF CULVER CITY; (2) MODIFY ONE QUESTION
10 RELATING TO PROPOSED AMENDMENTS TO THE CHARTER
11 OF THE CITY OF CULVER CITY; AND (3) ADD ONE QUESTION
12 RELATING TO A CLEAN WATER PARCEL TAX.

13 WHEREAS, at its duly noticed Regular Meeting held on March 14, 2016,
14 the City Council:

15 1. Pursuant to Section 1501 of the Charter of the City of
16 Culver City (Charter) related to Special Municipal Elections, adopted Resolution
17 No. 2016-R018, calling and giving notice of the holding of a Special Municipal
18 Election to be held in the City on Tuesday, November 8, 2016, for the
19 submission of four questions to the voters relating to proposed Charter
20 amendments; and,

21 2. Pursuant to Elections Code Section 10403, adopted
22 Resolution No. 2016-R019 requesting the Board of Supervisors of the County
23 of Los Angeles to consolidate a Special Municipal Election to be held on
24 Tuesday, November 8, 2016, with the statewide General Election to be held on
25 the same date; and,

26 WHEREAS, at its duly noticed Regular Meeting held on July 25, 2016,
27 the City Council determined to amend the previously approved questions to be
28 submitted to the voters at the Special Municipal Election to be held in the City on the
November 8, 2016 ballot, to (1) delete one of the four previously approved questions
relating to proposed Charter amendments; (2) modify one of the four previously

1 approved questions relating to proposed Charter amendments; and (3) add one
2 question relating to a clean water parcel tax; and

3 WHEREAS, the City Council has determined to submit to the voters at
4 the November 8, 2016 Special Municipal Election a total of four questions.

5 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CULVER
6 CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS
7 FOLLOWS:

8 SECTION 1. The City Council hereby amends Resolution No. 2016-
9 R018 and Resolution No. 2016-R019 to DELETE the following previously approved
10 question to be submitted to the voters at the November 8, 2016 Special Municipal
11 Election:

<p>12</p> <p>13 Measure _____:</p> <p>14 Shall Section 601 of the Charter of the City of Culver City be YES _____</p> <p>15 amended to change term limits for City Council Members</p> <p>16 from the current two full terms to three full terms, with such</p> <p>17 change becoming effective for City Council Members</p> <p>18 assuming office after November 8, 2016?</p> <p>19</p> <p>20 NO _____</p> <p>21</p>
--

22 SECTION 2. The City Council hereby amends Resolution No. 2016-
23 R018 and Resolution No. 2016-R019 to MODIFY the following previously approved
24 question to be submitted to the voters at the November 8, 2016 Special Municipal
25 Election, to read as follows:

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Measure _____:

Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of two years from the date of such resignation?

YES _____

NO _____

SECTION 3. The proposed complete text of the modified measure submitted to the voters, amending the Charter of the City of Culver City, is attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 4. The City Council hereby amends Resolution No. 2016-R018 and Resolution No. 2016-R019 to **ADD** the following question to be submitted to the voters at the November 8, 2016 Special Municipal Election:

Measure _____:

CULVER CITY SAFE/CLEAN WATER PROTECTION MEASURE. To protect public health/groundwater supplies and prevent toxins and pollutants from contaminating local waterways, creeks and beaches, by improving storm drains/infrastructure to capture/clean urban runoff; preserving open space; and complying with clean water laws, shall Culver City establish a \$99 clean water parcel tax; generating approximately \$2,000,000 annually until ended by voters, requiring independent audits, public oversight, low-income senior citizens discounts and local control of funds?

YES _____

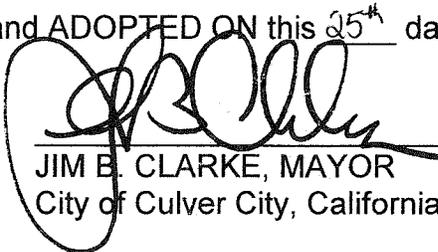
NO _____

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SECTION 5. The proposed complete text of the newly added measure submitted to the voters, relating to a proposed clean water parcel tax, is attached hereto as Exhibit "B" and incorporated herein by reference.

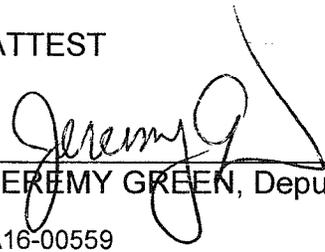
SECTION 6. Except as expressly amended herein, Resolution No. 2016-R018 and Resolution No. 2016-R019 shall remain in full force and effect in all respects.

PASSED, APPROVED and ADOPTED ON this 25th day of July, 2016.



JIM B. CLARKE, MAYOR
City of Culver City, California

ATTEST



JEREMY GREEN, Deputy City Clerk
A16-00559

APPROVED AS TO FORM



CAROL A. SCHWAB, City Attorney

EXHIBIT "A"
TO RESOLUTION NO. 2016-R075

Measure _____:

Shall Section 602 of the Charter of the City of Culver City be amended to provide for the ineligibility of a person who has resigned from the City Council to run for the Office of City Council Member for a period of four years from the date of such resignation, as follows (additions indicated by underlined text):

SECTION 602. ELIGIBILITY.

Only residents of the City who are lawfully registered voters of the City shall be eligible to hold an elective City office. Candidates for election to any such office must have been lawfully registered voters of the City for the 30 days immediately preceding the filing of their nomination papers.

Residents who have resigned from an elective City office shall not be eligible to hold an elective City office nor be eligible for candidacy for election until two years have elapsed from the date of resignation.

1 impact to the City's fiscal health. These financial impacts could reduce funding for City
2 services that benefit Culver City residents, including, but not limited to, public safety,
3 parks and general government services; and

4 WHEREAS, in order to address the strict requirements of the Permit, the
5 Permit allows the City the flexibility to develop an Enhanced Watershed Management
6 Program (EWMP) to implement the requirements of the Permit on a watershed basis
7 through customized strategies, control measures, and Best Management Practices
8 (BMPs). After years of planning and development, the City along with other cities in the
9 Ballona Creek and Marina del Rey watersheds submitted their draft EWMP to the
10 Regional Board and received approval in March 2016; and

11 WHEREAS, in the coming months, the City must implement its portion of
12 the approved EWMP to remain compliant with the Permit. The EWMP comprehensively
13 identifies project opportunities within the City and watershed boundaries. Such
14 opportunities include development of a green streets program including projects that
15 infiltrate and filter storm water and urban runoff within public right-of-way, such as
16 parkways and parks; construction of multi-beneficial regional projects that capture and
17 clean large volumes of storm water/urban runoff; and implementation of Low Impact
18 Development practices that require new developments to clean and infiltrate storm water
19 and urban runoff emanating from private property; and

20 WHEREAS, the construction and operation of the projects proposed in the
21 EWMP will require the expenditure of significant City funds and currently there is no
22 dedicated funding source for this purpose.

23 **NOW, THEREFORE, THE PEOPLE OF THE CITY OF CULVER CITY DO**
24 **HEREBY ORDAIN AS FOLLOWS:**

25 **SECTION 1. Culver City Safe and clean Water Protection Measure.**
26 Title 5 of the Culver City Municipal Code is hereby amended to add a new Chapter 5.06,
27 entitled "Culver City Safe and Clean Water Protection Measure," and it shall read as
28 follows:

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5.06.005. Title

This Chapter may be cited as the "Culver City Safe and Clean Water Protection Measure."

5.06.010. Definitions

The following words and phrases whenever used in this Chapter shall be construed and defined by this Section. The definition of a word or phrase applies to any variants thereof.

CFO. The Chief Financial Officer of the City of Culver City, or his/her designee.

CITY. The City of Culver City.

CITY COUNCIL. The City Council of the City of Culver City.

DIRECTOR. The Public Works Director of the City of Culver City, or his/her designee.

IMPROVED PARCEL. A parcel improved with a structure (including a parking structure) and/or a parcel improved with man-made ground covering, such as pavement or other similar surfaces (including parking lots).

LOW-INCOME HOUSEHOLD. A household in the City that meets the Low-Income limit of eighty percent (80%) of the Area Median Income (AMI) or lower for Los Angeles County, as determined annually by the California Department of Housing and Community Development.

MULTI-FAMILY RESIDENTIAL PARCEL. A parcel containing more than one residential dwelling unit, including condominiums, townhouses, mobile home parks, duplexes, triplexes, fourplexes, apartments, and any other residential parcel containing more than one residential dwelling unit.

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NON-RESIDENTIAL PARCEL. All improved parcels that do not meet the definition of a Single-Family Residential Parcel or Multi-Family Residential Parcel and are not otherwise exempted by this Chapter.

PARCEL. The smallest, separately segregated lot, unit or plot of land having an identified property owner, boundaries and surface area which is documented for property tax purposes and given an assessor's identification number by the County of Los Angeles Assessor.

PARCEL TAX. A special tax, entitled the City of Culver City Safe and Clean Water Protection Measure, approved by the voters of the City at the consolidated State general election held on November 8, 2016.

PARCEL TAX PROCEEDS. The proceeds of the Parcel Tax, including any interest and penalties thereon.

POSSESSORY INTEREST. Possession of, claim to, or right to the possession of, land or improvements, including any exclusive right to the use of such land or improvements.

PROPERTY OWNER. The legal owner of any parcel of real property, except when the legal owner of the real property is such due to the holding of a mortgage, note or other security, in which case the "owner" shall be deemed to be the beneficial owner of said parcel of real property.

SENIOR CITIZEN. A person 65 years of age or older, both owning and residing on a Single-Family Residential Parcel or Multi-Family Residential Parcel within the City.

SINGLE-FAMILY RESIDENTIAL PARCEL. A parcel of land improved with a single residential dwelling unit.

5.06.015. Necessity, Authority and Purpose

A. The City Council hereby determines as follows:

1. That the cost to implement the City of Culver

City Enhanced Watershed Management Program Plan (the "EWMP Plan")

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throughout the City at the level required to provide for the health, safety, and general welfare of the residents of the City;

2. That the cost to implement the EWMP exceeds the amount of revenues from available sources;

3. That additional revenues are needed to fund a portion of the cost of implementing the EWMP Plan, including financing the operation, administration, maintenance, improvement, environmental restoration, upgrade and replacement of the existing and future storm drainage system, on-site storm water management systems, storm drain conveyance system upgrades, storm water infiltration galleries, green street projects and other multipurpose capital improvement projects;

4. That the levy of a City-wide Parcel Tax as hereinafter provided is necessary to fund a portion of the foregoing municipal improvements and services.

B. The Ordinance codified in this Chapter was approved by the voters of the City at the consolidated State General Election held on November 8, 2016 by the following vote:

Yes: _____ No: _____

C. Accordingly, the Parcel Tax is levied under this Chapter pursuant to the City's Charter, Government Code Section 50075 et seq., and other applicable laws. It is hereby expressly provided that, as an exercise of municipal affairs powers, the City shall be authorized to use all or a portion of the tax allocated for capital improvements to pay installments of principal and interest on bonded indebtedness or with respect to leases, or similar instruments for the purposes of providing financing for any capital improvements hereunder.

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5.06.020. Tax Levy

A. For each fiscal year beginning in Fiscal Year 2017-2018, a Parcel Tax shall be levied on all improved property within the City of Culver City as follows:

1. Each Improved Single-Family Residential Parcel shall be taxed \$99 per Parcel.

2. Each Improved Multi-Family Residential Parcel shall be taxed at \$69 per residential dwelling unit.

3. Each Improved Non-Residential Parcel shall be taxed \$1,096 per acre of land or portion thereof.

4. All publicly owned Parcels shall be exempt from the Parcel Tax. Publicly owned Parcels include, but are not limited to, Parcels owned by the City, County, State, federal government, public school district, water district, or flood control district. However, a Possessory Interest in a publicly owned Parcel may be taxed pursuant to the rates above based on the actual use of such Parcel, as long as the Possessory Interest holder is not otherwise exempt pursuant to this Chapter. If a Parcel is owned by an entity that can be taxed using the Los Angeles County's utility roll, such Parcel shall be taxed as a Non-Residential Parcel.

5. All Parcels that do not receive a secured property tax bill for ad valorem taxes shall be exempt from the Parcel Tax.

6. Each multi-use Improved Parcel shall be taxed the sum of the Parcel Tax rate for the various applicable Parcel Tax classifications described herein.

B. The number of units and acreage used for purposes of calculating the Parcel Tax shall be as shown on the Los Angeles County

Parcel Tax Classification ¹	Typical County Land Use Codes	Special Tax Rate
Single-Family Residential Parcel	Use codes beginning with 01, excluding condominium and townhouse use codes	\$99 per parcel
Multi-Family Residential Parcel	Use codes 010C, 010D, 010E Use codes in the following ranges: 0200 - 0299 0300 - 0399 0400 - 0499 0500 - 0599 (excluding 0541) 0700 - 0799 ² 0800 - 0899 0900 - 0999 ²	\$69 per dwelling unit
Non-Residential Parcel	Use Code 0541 (homes for the aged) Use codes in the following ranges: 1000 - 1999 2000 - 2999 3000 - 3999 4000 - 4999 5000 - 5999 6000 - 6999 7000 - 7999	\$1,096 per acre of land (or portion thereof)
Public	Use codes in the following range: 8000 - 8899	Exempt
Parcels exempt from ad valorem taxes	Any	Exempt

¹ The Parcel Tax classification shall be assigned based on data from the Los Angeles County Assessor's most recent secured property tax roll, or on data otherwise known to the City.

² Assessor's parcel numbers ("APNs") with land use codes beginning with 07 (mobile home) in the City currently represent only the mobile home itself, and not the underlying land. The underlying land has a separate APN with a land use code beginning with 09 and is assigned multiple dwelling units. It is anticipated that the Parcel Tax for Multi-Family Residential Parcels will be levied on the APN with the land use code beginning with 09. If no underlying land APN exists, the Parcel Tax for the Multi-Family Residential Parcel will be levied on the APN with a land use code beginning with 07.

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5.06.030. Appeals Process

If any Property Owner believes there is an error in either the Los Angeles County Assessor's assigned land use code, dwelling units, or acreage or if there are unique characteristics particular to the Parcel in question that could warrant an adjustment to the land use type, dwelling units, or taxable acreage, the Property Owner may file an appeal with the Director. The Director shall review the appeal and make a final decision.

Appeals for any upcoming fiscal year shall be submitted to the Director prior to March 1 preceding such fiscal year. Appeals for Parcel Taxes previously placed on the secured property tax roll and paid in full shall be submitted to the Director within six months of payment being made and the Director may correct the database based on his/her findings and, if applicable, issue a refund.

Appeals for Parcel Taxes previously placed on the secured property tax roll and not paid in full shall be submitted to the Director, and, if applicable and permitted by the Los Angeles County Auditor-Controller, the Director may correct the secured property tax roll based on his/her findings. The Property Owner shall be responsible for the payment of all processing costs related to the correction of the secured property tax roll.

5.06.035. Purposes and Uses of Tax

There is hereby established a special fund entitled "Culver City Safe and Clean Water Protection Measure" to be maintained by the City. Parcel Tax Proceeds shall be collected each fiscal year and deposited in said special fund, and shall be used exclusively for the implementation of the EWMP Plan, including but not limited to, financing the operation, administration, maintenance, improvement, environmental restoration, upgrade and replacement of the existing and future storm drainage system, on-site storm water management systems, storm drain

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conveyance system upgrades, and multipurpose capital improvement projects, improving the quality of storm water, as well as complying with local, state, and federal storm water regulations and paying for, or securing the payment of, any indebtedness incurred for these purposes, and any and all other purposes as more fully discussed therein. The following are goals of the EWMP Plan:

- Reduce urban runoff pollution;
- Reduce urban flooding;
- Increase water reuse and conservation;
- Increase recreational opportunities and open space;
- Increase wildlife and marine habitat.

Parcel Tax Proceeds may also be used to enforce and administer the Parcel Tax, including costs for submission of any measure to the voters for the establishment or alteration of the Parcel Tax, including but not limited to the calculation and submittal of the Parcel Tax to the Los Angeles County Assessor, fees for the placement and collection of the Parcel Tax on the secured property tax roll, and any costs for consultants and legal counsel.

5.06.040. Exemptions

The Parcel Tax imposed by this Chapter shall not be construed as imposing a tax upon any person when the imposition of such tax upon that person would be in violation of either the Constitution of the United States or the Constitution of the State of California. In addition to the exemptions set forth in Section 5.06.025, the City Council is authorized to establish by resolution other exemption procedures and eligibility criteria for natural persons based on income, age or disability. The Parcel Tax imposed by this Chapter shall be subject to the exemptions set forth in this Section or adopted by resolution as authorized herein.

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5.06.045. Computation and Collection of Tax—Interest and Penalties.

A. The Director or his/her designee or employee is hereby authorized and directed each fiscal year, commencing with the fiscal year 2017-2018, to determine the Parcel Tax amount to be levied for each ensuing fiscal year for each taxable Parcel of real property within the City, in the manner and as provided in Section 5.06.020. The Director, in conjunction with the CFO, is hereby authorized and directed to provide all necessary information to the Los Angeles County Auditor-Controller to effect proper billing and collection of the Parcel Tax, so that the installments of the Parcel Tax shall be included on the secured property tax roll of the Los Angeles County Assessor. Unless otherwise required by the City Council, no City Council action shall be required to authorize the annual collection of the Parcel Tax as herein provided.

B. The Parcel Tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall have the same lien priority, and be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes collected by the Los Angeles County Assessor; provided, however, that the City Council may provide for other appropriate methods of collection of the Parcel Tax by appropriate resolution(s) of the City Council.

C. The Parcel Tax shall constitute a lien upon the Parcel upon which it is levied until it has been paid. Any unpaid Parcel Tax due under this Chapter shall be subject to all remedies provided under the Culver City Municipal Code and as provided by law.

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5.06.050. Senior Discount and Assistance.

A. Senior Citizens that qualify as a Low Income Household shall be eligible for a fifty percent (50%) reduction of the Parcel Tax if they own and reside on a Single-Family Residential Parcel or Multi-Family Residential Parcel within the City. Eligible Senior Citizens meeting the criteria to qualify for the reduction shall complete and submit annually to the City a Parcel Tax Reduction Claim Form. The Parcel Tax Reduction Claim Form must be submitted to CFO on an annual basis and no later than March 1 of each tax year. An applicant must become a Senior Citizen prior to July 1 of the fiscal year for which the reduction is requested.

B. This Parcel Tax is a property tax and qualified Property Owners and renters shall be entitled to the benefits of the Gonsalves-Deukmejian-Petris Senior Citizen's Property Tax Assistance Law (California Revenue and Taxation Code Section 20501 et seq.) and the Senior Citizens and Disabled Property Tax Postponement Law (California Revenue and Taxation Code Section 20581 et seq.), as provided by law.

5.06.055 Accountability

A. Pursuant to Sections 50075.1 and 50075.3 of the California Government Code, the specific purposes of the Parcel Tax, the requirement that the Parcel Tax Proceeds be applied to such purposes, and the establishment of a special fund for the Parcel Tax Proceeds are set forth in Section 5.06.035. So long as the Parcel Tax is collected hereunder, commencing no later than January 1, 2019, and annually thereafter, the CFO is hereby authorized and directed to cause to be prepared and filed with the City Council a report that shows the amount of Parcel Tax collected and expended and the status of any projects funded with the Parcel Tax Proceeds. For purposes of this Section, the CFO is

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authorized to retain such consultants, accountants or agents as may be necessary or convenient to accomplish the foregoing.

B. On an annual basis, the City's Finance Advisory Committee shall review the revenues and expenditures of the Parcel Tax Proceeds consistent with the City Council Adopted Budget, and submit a report of its findings to the City Council.

5.06.060. Examination of Books and Records and Annual Audit

A. The CFO or Director is hereby authorized and directed to examine assessment rolls, property tax records, records of the Los Angeles County Recorder and any other records of the County of Los Angeles deemed necessary in order to determine ownership of parcels and computation of the tax.

B. A certified public accounting firm retained by the City will perform an annual audit to assure accountability of the proper disbursement of the Parcel Tax Proceeds in accordance with the objectives stated herein.

5.06.065. Refund of Tax, Penalty or Interest Paid More Than Once, or Erroneously or Illegally Collected

Unless otherwise covered under Section 5.06.030 of this Chapter, when the amount of the Parcel Tax, any penalty, or any interest has been paid more than once, or has been erroneously or illegally collected or received by the City under this Chapter, it may be refunded provided a verified claim in writing therefor, stating the specific ground upon which the claim is founded, is filed with the CFO within six months from the date of payment. If the claim is approved by the CFO, the excess amount collected or paid may be refunded or may be credited against any amounts then due and payable from the person from whom it is collected or by

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whom it has been paid, and the balance may be refunded to such person or his/her administrators or executors.

5.06.070. Savings Clause

The provisions of this Chapter shall not apply to any person, or to any property as to whom or which it is beyond the power of the City to impose the tax herein provided. If any provision, sentence, clause, Section or part of this Chapter is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall affect only such provision, sentence, clause, Section or part of this Chapter and shall not affect or impair any remaining provisions, sentences, clauses, Sections or parts of this Chapter. It is hereby declared to be the intention of the City that the Ordinance codified in this Chapter would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, Section or part thereof not been included herein.

5.06.075. Regulations

The City Council is hereby authorized to promulgate such regulations as it shall deem necessary in order to implement the provisions of this Chapter.

5.06.080. Increase Appropriations Limit

Pursuant to California Constitution Article XIII B, the appropriations limit for the City of Culver City is hereby increased by the aggregate sum authorized to be levied by this Parcel Tax for the fiscal year 2017-2018 and each year thereafter.

SECTION 2. AMENDMENT OR REPEAL. The City Council is hereby authorized to adopt additional provisions consistent with the intent of this Ordinance and to amend the provisions of this Ordinance without voter approval, provided such amendments do not extend the Parcel Tax to a taxpayer not subject to the Parcel Tax

1 or increase the amount of the Parcel Tax beyond the amount authorized by this
2 Ordinance. Any amendment to this Ordinance which extends the Parcel Tax to a
3 taxpayer who would otherwise not be subject to it or increase the amount of Parcel Tax
4 beyond the tax rates authorized by this Ordinance must be approved only by a vote of
5 the qualified electors of the City.

6
7 **SECTION 3. SEVERABILITY.** If any provision of this Ordinance or the
8 application thereof to any person or circumstance is held invalid, the remainder of the
9 Ordinance and the application of such provision to other persons or circumstances shall
10 not be affected thereby.

11
12 **SECTION 4. EFFECTIVE DATE.** This Ordinance relates to the levying
13 and collecting of the Parcel Tax by the City and shall be in full force and effect 10 days
14 after the certification by the City Council of the election returns indicating passage of this
15 Ordinance by two-thirds of the voters casting votes in the election.

16
17 I hereby certify that the foregoing Ordinance was PASSED, APPROVED
18 and ADOPTED by the people of the City of Culver City voting on the 8th day of
19 November, 2016.

20
21 _____
22 JIM B. CLARKE, Mayor
23 City of Culver City, California

24 ATTEST:

APPROVED AS TO FORM:

25
26 _____
27 JEREMY GREEN, Deputy City Clerk

26 _____
27 CAROL A. SCHWAB, City Attorney

28 A16-00589