

RESOLUTION NO. 2002-2614

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VILLA PARK, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2002.

WHEREAS, Section 13307 of the Elections Code of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the Candidate's Statement.

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

SECTION 1: GENERAL PROVISIONS. That pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of Villa Park on November 5, 2002 may prepare a Candidate's Statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p. m. of the next working day after the close of the nomination period.

SECTION 2: FOREIGN LANGUAGE POLICY. (a) Pursuant to the Voting Rights Act, the City is required to translate candidates statements into the following languages in addition to English: Spanish and Vietnamese; (b) The Orange County Registrar of Voters shall have all candidates statements translated into the languages specified in (a) above; and these translations shall be made available upon request in the office of the City Clerk.

SECTION 3: PAYMENT. The candidate shall be required to pay for the cost of printing the candidates statement in English, and for translating the candidates statements into any foreign language as specified in (b) above pursuant to State and/or Federal law. The candidate shall be required to pay an additional printing charge if he or she requests that the foreign language translation be printed in the voters pamphlet. The City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidates statements filed pursuant to this section, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. The estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the City Clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost.

The City Clerk shall bill each candidate for any cost in excess of the deposit or shall refund within 30 days of the election any unused portion of the deposit.

SECTION 4: ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 5: That the City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 6: That all previous resolutions establishing Council policy on payment for candidate's statements are repealed.

SECTION 7: That this Resolution shall apply only to the Election to be held on November 5, 2002.

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

PASSED AND ADOPTED by the City Council of the City of Villa Park at a regular meeting thereof held on June 25, 2002.

W. Bill MacAloney, Mayor
City of Villa Park

ATTEST:

Kathy Adrian, City Clerk
City of Villa Park

STATE OF CALIFORNIA)
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COUNTY OF ORANGE)

I, **KATHY ADRIAN**, City Clerk of the City of Villa Park **DO HEREBY CERTIFY** that the foregoing Resolution was duly adopted by the City Council of the City of Villa Park on the 25th day of June, 2002, and was carried by the following roll call vote, to wit:

AYES: **COUNCILMEMBERS:**
NOES: **COUNCILMEMBERS:**
ABSENT: **COUNCILMEMBERS:**

Kathy Adrian, City Clerk
City of Villa Park