

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA SETTING FORTH REGULATIONS RELATING TO CANDIDATE STATEMENTS FOR THE JUNE 7, 2022 PRIMARY MUNICIPAL ELECTION, AND IF NECESSARY, THE NOVEMBER 8, 2022 GENERAL MUNICIPAL ELECTION

WHEREAS, Section 13307 of the California Elections Code (“Elections Code”) provides that each candidate for nonpartisan elective office in any local agency may prepare a candidate’s statement on an appropriate form provided by the City Clerk. Such 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, except that the statement shall not include the party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement of each candidate shall be filed in typewritten form in the office of the City Clerk at the same time the candidate’s nomination papers are filed. As provided in Section 13307(a)(3), except as provided in Elections Code Section 13309, such statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period; and

WHEREAS, Elections Code Section 13307 also permits the City to adopt regulations to ensure recovery of the pro-rata costs from each candidate; and

WHEREAS, Elections Code Section 13311 mandates that candidate statements shall remain confidential until the expiration of the filing deadline.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena as follows:

SECTION 1. The City Clerk shall advise all persons to whom nominating papers are issued of the provisions of the Elections Code pertaining to said candidate's statement and the City's requirements thereunder.

SECTION 2. A statement must be filed by the candidate at the same time the candidate's nominating papers are filed.

SECTION 3. No candidate will be permitted to include additional statements or materials in the sample ballot pamphlet.

SECTION 4. A deposit of not less than \$600.00 for each district candidate for Member of the City Council requesting publication of a candidate's statement pursuant to the Elections Code. The deposit is due at the time the nominating papers and candidate's statement are filed.

Candidates who wish to include Spanish translations of their candidate statements in the English booklet shall pay printing costs to include the translated statement. Candidates will pay the estimated costs at the time nomination papers and candidate's statements are filed, with the estimated costs being equal to the amount required for the printing of the English statement.

SECTION 5. A candidate in the General Municipal Election on November 8, 2022, who desires to have a candidate's statement printed, shall be required to make an additional deposit, in amounts estimated by the Los Angeles County Registrar-Recorder/County Clerk and provided to the candidates no later than July 18, 2022. Candidate statements for the General Municipal Election shall be filed with a deposit (amount to be determined) with the City Clerk no later than 5:30 p.m. on Friday, August 12, 2022. A candidate may elect either to file the same candidate statement printed for the Primary Municipal Election or to file a different statement. The filing requirement may be met either by filing a written request from the candidate to use the same candidate statement, or by filing the

text of a new statement, along with the required deposit with the City Clerk by the August 12, 2022 deadline.

SECTION 6. Each candidate filing such statement shall be liable for a pro-rata share of the actual cost of printing the candidate's statement in English, or any additional languages requested by the candidate but not required under the Federal Voting Rights Act. No candidate will be charged a pro-rata share of costs incurred as a result of complying with the Federal Voting Rights Act of 1965. The Director of Finance shall bill each candidate for the actual pro-rated costs of printing the candidate's statement, if required, and such bill shall be due and payable immediately upon receipt thereof. If the actual cost is less than the deposit, the Director of Finance shall refund any excess deposit to the candidate within 30 days of the election.

SECTION 7. Pursuant to the Federal Voting Rights Act, candidate statements will be translated into all languages required by the Los Angeles County Registrar-Recorder/County Clerk. It is the County's policy to print single-language ballot books, with voters receiving election information in the requested language. For voters in Pasadena that have self-designated as English proficient, they will receive an English only booklet.

SECTION 8. All translations shall be provided by professionally-certified translators. The Los Angeles County Registrar-Recorder/County Clerk shall allow: bold type, italics, underlining, capitalization, indentations, and leading hyphens. The Los Angeles County Elections Official shall comply with all recommendations and standards set forth by the California Secretary of State regarding occupational designations and other matters relating to elections.

SECTION 9. The City Clerk shall provide each candidate or the candidate's representative a copy of this resolution at the time nomination forms are issued.

SECTION 10. All previous resolutions establishing candidate statement policies regarding payment and/or format are no longer in force or effect.

Adopted at the regular meeting of the City Council on the _____ day of January, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mark Jomsky
City Clerk, CMC

APPROVED AS TO FORM:

 /s/ Theresa Fuentes
Theresa Fuentes
Assistant City Attorney

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