



# Agenda Report

**TO:** CITY COUNCIL

**DATE:** December 4, 2000

**FROM:** MICHELE BEAL BAGNERIS

**SUBJECT:** PROPOSED CHARTER AMENDMENT PROHIBITING LOCAL PUBLIC OFFICIALS FROM RECEIVING A "PUBLIC OR CAMPAIGN ADVANTAGE" FROM RECIPIENTS OF CERTAIN PUBLIC BENEFITS

**RECOMMENDATION:**

It is recommended that the City Council:

(1) Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA CALLING AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION, TO BE CONSOLIDATED AND HELD WITH THE CITY DISTRICT PRIMARY ELECTION AND THE PASADENA UNIFIED SCHOOL DISTRICT PRIMARY NOMINATING ELECTION ON TUESDAY, MARCH 6, 2001, FOR THE PURPOSE OF SUBMITTING TO THE VOTERS OF THE CITY OF PASADENA A CHARTER AMENDMENT PROHIBITING LOCAL PUBLIC OFFICIALS FROM RECEIVING A "PUBLIC OR CAMPAIGN ADVANTAGE" FROM RECIPIENTS OF CERTAIN PUBLIC BENEFITS

(2) Adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS PERTAINING TO A CITY MEASURE TO SUBMIT A PROPOSED CHARTER AMENDMENT PROHIBITING LOCAL PUBLIC OFFICIALS FROM RECEIVING A "PUBLIC OR CAMPAIGN ADVANTAGE" FROM RECIPIENTS OF CERTAIN PUBLIC BENEFITS, AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS

(3) Approve a journal voucher authorizing the Director of Finance to appropriate \$8,000 from the Unappropriated General Fund fund balance to the City Clerk's Election Account 8114-101-263000

**BACKGROUND:**

On July 17, 2000, the City Council received and accepted the City Clerk's certification that the petition submitted for a proposed Charter Amendment entitled "Charter Amendment Prohibiting Local Public Officials from Receiving a Public or Campaign Advantage from Recipients of Certain Public Benefits," received sufficient signatures to qualify for the ballot. The City

\\ODMA\PCDOCS\DOCS\59591\1

MEETING OF 12/04/2000

AGENDA ITEM NO. 7.C.(1)

Council must therefore place the measure on the ballot for the March 6, 2001 Municipal Election. The proposed measure, a report which briefly discusses some of the effects of the proposed measure, and the Certificate of Results are attached to this Agenda Report.

Pursuant to Elections Code Section 9282, the City Council, or any member or members of the Council authorized by the Council, may file a written argument against the measure. Such written argument must be submitted to the City Clerk by the date established by the Clerk for the receipt of such arguments, which is December 18, 2000. If the City Council does not authorize members to sign a written argument, and if more than one written argument is submitted against the measure, the City Clerk will select a written argument based on the priority set forth in Elections Code Section 9287. With respect to arguments against the measure, the priority set forth in that section provides for the council members authorized by the council, followed by bona fide associations of citizens, followed by individual voters. The proponent or sponsor of the measure may submit a written argument in favor of the measure by the December 18, 2000 deadline.

**FISCAL IMPACT:**

The cost for placing this measure on the March 6, 2001 municipal election ballot is approximately \$8,000. It is recommended that a journal voucher be approved authorizing the Director of Finance to appropriate \$8,000 from the Unappropriated General Fund fund balance to the City Clerk's Election Account 8114-101-263000.

Respectfully submitted,

  
Michele Beal Bagneris, City Attorney