

RESOLUTION NO. 7734

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE,
ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE
PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT
THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 7,
2017**

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

WHEREAS, the City Council of the City of South Gate seeks to adopt such regulations with respect to the General Municipal Election of March 7, 2017;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE
DOES HEREBY RESOLVE AS FOLLOWS:**

SECTION 1. GENERAL PROVISIONS

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 South Gate on March 3, 2015 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 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 The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.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 Federal Voting Rights Act, candidates statements will be translated into all languages required by the County of Los Angeles. The County is required to translate candidate's statement into the following language in addition to English: **Spanish**
- B. Pursuant to state and federal law, the candidate's statement must be translated and printed in the voter's pamphlet in any required language as mandated.

C. The City Clerk shall comply with the following requirements,

1. Translation
 - a. Have all candidates statements translated in required (Spanish) languages.
2. Printing
 - a. Print a bilingual main voter pamphlet in English and Spanish.
 - b. Print all translations of candidates who so request printing in the main voter pamphlet that will include the English and Spanish requirements.
 - c. Have all translations made available upon request in the office of the City Clerk.

SECTION 3. PAYMENT

A. Translation

1. The Candidate **shall not** be required to pay for the cost of translating the candidates' statement into any mandated **required** foreign language as specified in (A) and/or (B) of Section 2 above pursuant to Federal and/or State law.
2. The Candidate **shall** be required to pay for the cost of translating the candidates statement into any foreign language that is **not required** as specified in (A) and/or (B) of Section 2 above pursuant to Federal and/or State law.

B. Printing

1. The Candidate **shall** be required to pay for the cost of printing the candidates statement in English in the main voter pamphlet.
2. The Candidate **shall** be required to pay for the cost of printing the candidates statements in a foreign language **required** in (A) of Section 2 above, in the main voter pamphlet.
3. The Candidate **shall** be required to pay for the cost of printing the candidates statement in a foreign language **requested** by the candidate per (B) of Section 2 above in the main voter pamphlet.
4. The Candidate **shall not** be required to pay for the cost of printing the candidates statement in a foreign language required by (A) of Section 2 above, in the facsimile voter pamphlet.

The City Clerk or County Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidate's 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. In the event the estimated payment is required, 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 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. In the event of underpayment, the clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

SECTION 4. MISCELLANEOUS

- A. All translations shall be provided by professionally-certified translators.
- B. The City Clerk shall allow (bold type) (underlining) (capitalization) (indentations) (bullets) (leading hyphens) to the same extent and manner as allowed in previous City elections.
- C. The City Clerk 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 5. ADDITIONAL MATERIALS

No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 6. The City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nomination petitions are issued.

SECTION 7. All previous Resolutions establishing council policy on payment for candidates statements are repealed.

SECTION 8. This Resolution shall apply to the election to be held on March 7, 2017, and shall then be repealed.

SECTION 9. The City Clerk shall certify to the adoption of this Resolution, which shall be effective upon its adoption.

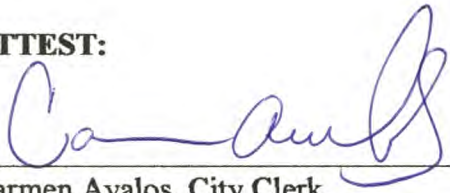
PASSED, APPROVED and ADOPTED this 11th day of October, 2016.

CITY OF SOUTH GATE:



W. H. (Bill) De Witt, Mayor

ATTEST:



Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES) SS

CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7734 was adopted by the City Council at their Regular Meeting held on October 11, 2016, by the following vote:

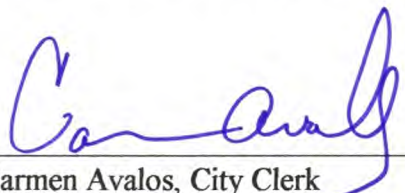
Ayes: Council Members: De Witt, Davila, Bernal and Hurtado

Noes: Council Members: None

Absent: Council Members: Morales

Abstain: Council Members: None

Witness my hand and the seal of said City on November 3, 2016.



Carmen Avalos, City Clerk
City of South Gate, California