

RESOLUTION NO. 2022-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE'S STATEMENTS SUBMITTED TO THE VOTERS AT THE ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2022

WHEREAS, §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 statements.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS. That pursuant to §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 Santa Maria, on November 8, 2022, may prepare a candidate's statement on an appropriate form provided by the Chief Deputy 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 the 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 Chief Deputy 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 The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.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 Santa Barbara. The County is required to translate candidates' statements into Spanish.

B. The County will print and mail sample ballots and candidates' statements to all voters in Spanish.

C. Pursuant to State law, the candidate's statement may be translated and printed in the voter's pamphlet in any other language at the candidate's request.

SECTION 3. PAYMENT.

A. The candidate shall be required to pay for the cost of translating and printing the candidate's statement in English and into any required foreign language required by Section 2(A) above pursuant to Federal and/or State law; and

B. The candidate shall be required to pay for the cost of translating and printing the candidate's statement into any foreign language as specified in 2(C) above, pursuant to State and/or Federal law.

The Chief Deputy 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/her estimated pro-rata share as a condition of having his/her statement included in the voters' 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 Chief Deputy City Clerk is not bound by the estimate and may, on a prorated 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 Chief Deputy City Clerk will require the candidate to pay the balance of the cost incurred. In the event of overpayment, the Chief Deputy City Clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of receiving the actual cost from the County.

SECTION 4. MISCELLANEOUS.

A. All translations shall be provided by professionally certified translators.

B. The Chief Deputy 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. That the Chief Deputy City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 7. That all previous Resolutions establishing City Council policy on payment for candidates' statements are repealed.

SECTION 8. That this Resolution shall apply only to the election to be held on November 8, 2022.

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

SECTION 10. That the Chief Deputy City Clerk is hereby authorized to make minor changes herein to address clerical errors, so long as substantial conformance of the intent of this document is maintained. In doing so, the Chief Deputy City Clerk shall

consult with the City Manager and City Attorney concerning any changes deemed necessary.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Santa Maria, held on this 21st day of June 2022.

/s/ ALICE M. PATINO


Mayor

ATTEST:

/s/ RHONDA M. WHITE, CMC

Chief Deputy City Clerk

APPROVED AS TO FORM:

By: 

City Attorney

APPROVED AS TO CONTENT:

By: _____
Department Director

By: 

City Manager



STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA) ss.
CITY OF SANTA MARIA)

I, **M. Beth Cleary**, Deputy City Clerk of the City of Santa Maria and ex officio Clerk of the City Council **DO HEREBY CERTIFY** that the foregoing is a full, true and correct copy of **Resolution No. 2022-62** which was duly and regularly introduced and adopted by said City Council at a regular meeting held **June 21, 2022**, and carried on the following vote:

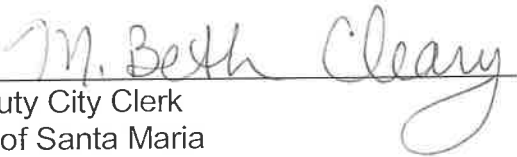
AYES: Councilmembers Cordero, Escobedo, Soto,
 Waterfield, and Mayor Patino.

NOES: None.

ABSENT: None.

ABSTAIN: None.




Deputy City Clerk
City of Santa Maria

