

ORDINANCE NO. 3276

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING
CHULA VISTA MUNICIPAL CODE SECTION 2.52.040 (B) TO
ADJUST THE CAMPAIGN CONTRIBUTION LIMIT FOR
POLITICAL PARTY COMMITTEES TO \$1,050.00 FOR ANY
ELECTION HELD ON OR AFTER JANUARY 1, 2014

WHEREAS, Chula Vista Municipal Code section 2.52.040 (D) requires the City Clerk to adjust the campaign contribution limits for persons and political party committees every odd-numbered year to reflect any changes in the Consumer Price Index for the San Diego area for the two-year period ending on December 31st of the previous year, and requires these adjustments to be rounded to the nearest \$10.00; and

WHEREAS, the City Council adopted Ordinance No. 3262 on April 16, 2013, which amended section 2.25.040 (A) to adjust the campaign contribution for persons; and

WHEREAS, Chula Vista Municipal Code section 2.52.040 (B) requires the campaign contribution limit for political party committees to be adjusted pursuant to Chula Vista Municipal Code section 2.52.040 (D); and

WHEREAS, the Consumer Price Index for the San Diego area for the periods ending December 2010 and December 2012 were 245.464 and 256.961, respectively, demonstrating an increase of 4.68 percent; and

WHEREAS, the contribution limit for political party committees was previously set at \$1,000 by Chula Vista Municipal Code section 2.52.040 (B); and

WHEREAS, based on applying the percentage of change in the Consumer Price Index and rounding to the nearest \$10.00, the City Clerk adjusted the contribution limit to \$1,050.00; and

WHEREAS, the City Clerk published the Notice of Campaign Contribution Limit Adjustment in the Star News, and had the notice translated into Chinese, Filipino, Spanish, and Vietnamese and published in covered language-specific newspapers as required by the Federal Voting Rights Act.

NOW, THEREFORE the City Council of the City of Chula Vista does ordain as follows:

Section I.

Chula Vista Municipal Code section 2.52.040 (B) is hereby amended to adjust the Campaign Contribution limit for political party committees to \$1,050.00 for any election held on or after January 1, 2014, and shall read as follows:

2.52.040 Campaign contribution limits.

B. No political party committee, as that term is defined in California Government Code Section 85205, shall make a contribution in excess of \$1,050.00 to a candidate for a single election contest. No candidate shall solicit or accept a contribution in excess of \$1,050.00 from a political party committee for a single election contest. A candidate may receive up to \$1,050.00 from a political party committee in each of the general and special elections. The contribution limit in this subsection shall be adjusted biannually pursuant to subsection (D) of this section.

Section II. Severability

If any portion of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid, unenforceable or unconstitutional, by a court of competent jurisdiction, that portion shall be deemed severable, and such invalidity, unenforceability or unconstitutionality shall not affect the validity or enforceability of the remaining portions of the Ordinance, or its application to any other person or circumstance. The City Council of the City of Chula Vista hereby declares that it would have adopted each section, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, sentences, clauses or phrases of the Ordinance be declared invalid, unenforceable or unconstitutional.

Section III. Construction

The City Council of the City of Chula Vista intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent.

Section IV. Effective Date


This Ordinance shall take effect and be in force on the thirtieth day after its final passage.

Section V. Publication


The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

Presented by

Approved as to form by



Donna R. Norris
City Clerk



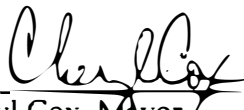
Glen R. Googins
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 10th day of September 2013, by the following vote:

AYES: Councilmembers: Aguilar, Bensoussan, Ramirez, Salas and Cox

NAYS: Councilmembers: None

ABSENT: Councilmembers: None


Cheryl Cox, Mayor

ATTEST:


Donna R. Norris, CMC, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Donna R. Norris, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 3276 had its first reading at a regular meeting held on the 13th day of August 2013 and its second reading and adoption at a regular meeting of said City Council held on the 10th day of September 2013; and was duly published in summary form in accordance with the requirements of state law and the City Charter.

September 19, 2013
Dated


Donna R. Norris, CMC, City Clerk