Meeting Date: 06/06/2006

ACTION	TYPE OF ITEM
☐ Approved Recommendation	■ Info/Consent
☐ Ord. No(s).	☐ Report
☐ Res. No(s).	☐ Public Hearing (Info/consent)
☐ Other	☐ Other _____

Prepared By: Luly A. Lopez, Deputy City Clerk Agenda Item No. I-2

Reviewed By: City Manager City Attorney Finance Other *(Specify)* N/A

DATE: May 26, 2006

TO: City Council

FROM: Daniel Martinez, City Clerk
City Clerk Department

SUBJECT: **Resolutions to Call November 7, 2006 Regular Municipal Election**

RECOMMENDATION

That City Council:

1. Adopt a resolution calling a regular municipal election for November 7, 2006, for the purpose of electing municipal officers; requesting consolidation with the Statewide general election on November 7, 2006; requesting the County Clerk to render services and supplies; and authorizing the Board of Supervisors to canvass the returns.

2. Adopt a resolution establishing rules to govern submission of candidates' statements.

DISCUSSION

The City is scheduled to hold a regular municipal election on November 7, 2006, for the purpose of electing a Mayor for a term of two years, and two Councilmembers, each for terms of four years. The nomination period will open on July 17 and close August 11, 2006. However, in the event no incumbent files for office by the close of the nomination period, the nomination period will be extended to August 16, 2006.

The County Elections Division has calculated that the cost of the election will be approximately $44,200 (Contract Elections Expense Account No. 101-1302-801-8477). Staff recommends the City collect a deposit of $1,000 from each candidate desiring a candidate statement. In the event of an overpayment, the excess amount will be refunded to the candidate.

FINANCIAL IMPACT

The cost of the election has been included in the Fiscal Year 2006-2007 budget appropriations.

Attachment #1 - Resolution Calling for Regular Municipal Election
#2 - Resolution Establishing Rules to Govern Submission of Candidates' Statements

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD CALLING MUNICIPAL ELECTION, REQUESTING CONSOLIDATION WITH STATEWIDE GENERAL ELECTION, REQUESTING COUNTY CLERK TO RENDER SERVICES AND SUPPLIES, AND AUTHORIZING THE BOARD OF SUPERVISORS TO CANVASS THE RETURNS

The City Council of the City of Oxnard resolves:

1. That a regular municipal election is hereby called to be held in the City of Oxnard on November 7, 2006, the day of the statewide general election, for the purpose of electing a mayor to a two-year term, and two members of the City Council to four-year terms. The exact form of the questions to be voted upon at the election and as the same are to appear on the ballot are as follows:

ONE MAYOR – Vote for one

TWO MEMBERS OF THE CITY COUNCIL – Vote for two

2. That this resolution is adopted pursuant to section 10403 of the Elections Code, requesting that the Board of Supervisors of Ventura County, pursuant to Section 10401 of the Elections Code, order that this regular municipal election be consolidated with the statewide general election to be held on November 7, 2006.

3. That pursuant to Section 10411 of the Elections Code, the Board of Supervisors is authorized to canvass the returns of the regular municipal election to be held in the City on November 7, 2006.

4. That pursuant to Section 10002 of the Elections Code, the Board of Supervisors is requested to permit the County Clerk to render the services and supplies as shown on Exhibit A, attached hereto and made a part hereof, and any and all other services and supplies necessary to complete the regular municipal election on November 7, 2006.

5. That the City of Oxnard agrees to pay the reasonable cost of the services and supplies rendered by the County Clerk.

6. That pursuant to subdivision (b) of Section 9285 of the Elections Code, the City Council of the City of Oxnard adopts the provisions of subdivision (a) of Section 9285 of the Elections Code.

7. That the City Clerk is directed to forward to the Board of Supervisors and to the County Clerk a certified copy of this resolution.

8. That the City Clerk shall certify to the adoption of this resolution and cause the same to be posted as required by law.

PASSED AND ADOPTED this _____ day of June, 2006, by the following vote:

AYES:

NOES:

ABSENT:

_____
Dr. Thomas E. Holden, Mayor

ATTEST:

_____
Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Paula Kimbiell for
Gary L. Gillig, City Attorney

REQUEST FOR SPECIFIED ELECTION SERVICES

TO: PHILIP J. SCHMIT, County Clerk and Recorder

FROM: OXNARD (CITY) — Daniel Martinez (CITY CLERK)

ELECTION: General Municipal — DATE: November 7, 2006

HOURS: The polls will be open from 7:00 a.m. to 8:00 p.m.

ITEM #1 PUBLICATIONS

X A. County elections official is requested to publish: Notice of Election (including measure information, if applicable), Offices, Nominees, Elections Officers and Polling Places.

___ B. City will publish above.

ITEM #2 CANDIDATE FORMS

County elections official will furnish one master set for copying.

ITEM #3 CANDIDATE FILING

County elections official will check nomination petition signatures.

ITEM #4 CANDIDATE STATEMENT

X A. Maximum number of words permitted for the Candidate's Statement will be 200 words. (200 to 400)

X B. NOTE: City to be billed for pro rata cost of handling and printing Candidate Statements. Pursuant to Elections Code Section 10002, City agrees to reimburse county elections official in full for the services performed upon presentation of a bill.

ITEM #5 CAMPAIGN EXPENDITURE MATERIAL

County elections official will furnish one master set for copying.

ITEM #6 **STATEMENT OF ECONOMIC INTERESTS**

County elections official will furnish one master set for copying.

ITEM #7 **CANDIDATE CERTIFICATES/OATHS OF OFFICE**

__x__ A. County elections official is requested to furnish Certificates/Oaths of Office.

1. ___ Blank forms only. Number requested ___.
2. __x__ Forms filled in appropriately. Number requested __2__.

_____ B. City will furnish Certificates/Oaths of Office.

ITEM #8 **DIRECT/REBUTTAL ARGUMENTS**

County elections official will furnish all argument information, e.g., deadline dates, maximum number of words, Form 9600, format, etc.

ITEM #9 **TRANSLATIONS**

County elections official will arrange for all translations pursuant to Elections Code Section 13307.

ITEM #10 **PRINTING**

County elections official will arrange for all printing of Candidates' Statements and arguments/analyses.

ITEM #11 **ABSENTEE BALLOTS**

County elections official will handle all absentee ballots, including the checking of applications and ballot mailing. Applications and envelopes will be provided to City Clerks.

ITEM #12 **POLLING PLACES/PRECINCTS**

County elections official will determine the number of polling places.

ITEM #13 ELECTION DAY VOTER INFORMATION

__x__ A. CD of registered voters and polling places.

ITEM #14 ELECTION NIGHT RESULTS

___ A. On line (internet) results

___ B. Phone

__x__ C. FAX

The undersigned requests the above election services to be performed by the County elections official, and pursuant to Elections Code Section 10002, agrees to reimburse the County in full for services requested upon presentation of a bill.

Signed:

Title: Daniel Martinez, City Clerk

City: Oxnard

Date: June 6, 2006

REQ.SPECIFIED.ELEC.SERVICES (3/27/06)

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD ESTABLISHING RULES TO GOVERN SUBMISSION BY CANDIDATES OF CANDIDATE STATEMENTS

The City Council of the City of Oxnard resolves:

In accordance with the Elections Code Section 13307, should a candidate request a candidate statement, the following rules will govern the request, submission, and handling of the candidate's statement:

(a) The maximum number of words permitted in the candidate statement shall be 200;

(b) A candidate statement shall be on the form provided by the City Clerk;

(c) A candidate statement shall not include the party affiliation of the candidate, nor the candidate's membership or activity in partisan political organizations, nor comments on opponents;

(d) A candidate statement shall be filed in the office of the City Clerk when the candidate's nomination papers are submitted for filing;

(e) The candidate's estimated pro-rata share of the cost of printing, handling, and mailing of a candidate statement is $1,000.00. The candidate shall deposit this estimated cost with the City Clerk at the time of submission of the candidate statement. Should the cost exceed the amount deposited, the candidate will be billed for the difference. Should the cost be less than the deposit, the balance will be refunded to the candidate.

(f) A candidate statement may be withdrawn, but not changed, during the period for filing nomination papers and until 6:00 p.m. of the next working day after the close of the nomination period;

(g) A candidate statement shall remain confidential until the expiration of the filing deadline; and

(h) If a candidate statement is not filed, the candidate shall file a waiver form with the nomination papers.

PASSED AND ADOPTED this _____ day of June, 2006, by the following vote:

AYES:

NOES:

ABSENT:

_____
Dr. Thomas E. Holden, Mayor

ATTEST:

_____
Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Paula Kimbrell for
Gary L. Gillig, City Attorney