

ORDINANCE NO. 379

AN ORDINANCE OF THE CITY OF CHINO HILLS, AMENDING TITLE 1, CHAPTER 1.16, ELECTIONS, BY ADDING NEW SECTION 1.16.020 ESTABLISHING NO CAMPAIGN CONTRIBUTION LIMITS FOR CITY ELECTIVE OFFICE CANDIDATES AND DETERMINING THIS ACTION IS EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

WHEREAS, on October 8, 2019, the Governor signed Assembly Bill 571 ("AB 571 Mullin"), taking effect on January 1, 2021, which imposes limits on campaign contributions and other campaign finance regulations upon candidates for local elective offices in cities that do not have a local campaign ordinance; and

WHEREAS, the Fair Political Practices Commission notes in its Fact Sheet Ed. Rp. 086-19-2021 that Government Code Section 85702.5 allows a city to impose limitations on campaign contributions to candidates for elective city offices and, further allows a city to impose no limits on campaign contributions; and

WHEREAS, certain campaign finance regulations under AB 571 are inapplicable to candidates for local elective offices in a city that has imposed a local limit or no limit upon campaign contributions; and

WHEREAS, imposing no limits on campaign contributions to candidates affords a continuance of past practice while avoiding the potential imposition of increased administrative costs; and

WHEREAS, the City Council desires to impose no limitation on campaign contributions within the City pursuant to Government Code Section 85702.5 and, therefore, certain campaign finance regulations under AB 571 would be inapplicable to candidates for City elective offices.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CHINO HILLS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 1.16.020 is hereby added to Title 1, Chapter 1.16 of the Chino Hills Municipal Code to read as follows:

Section 1.16.020 - No Campaign Contribution Limits for City Elective Offices.

There shall be no limit on the monetary contributions from a person or campaign committee to a candidate for any City elective offices.

SECTION 2. Inconsistencies. Upon the effective date of this Ordinance, the provisions hereof shall supersede any inconsistent or conflicting provisions of the San Bernardino County Code as the same were adopted by reference by City Ordinance Nos. 91-01 and 92-02. Any provision of the Chino Hills Municipal Code (CHMC) or appendices

thereto inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies and no further, is hereby repealed or modified to that extent necessary to effect the provisions of this Ordinance.

SECTION 3. Interpretation. This Ordinance must be broadly construed in order to achieve the purposes stated in this Ordinance. It is the City Council's intent that the provisions of this Ordinance be interpreted or implemented by the City and others in a manner that facilitates the purposes set forth in this Ordinance.

SECTION 4. Effect of Repeal. Repeal of any provision of the CHMC does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 5. Effect of Invalidation. If this Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal or amendment of the CHMC or other City Ordinance by this Ordinance will be rendered void and cause such previous CHMC provision or other City Ordinance to remain in full force and effect for all purposes.

SECTION 6. Preservation. Repeal or amendment of any previous Code Sections does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 7. Severability. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

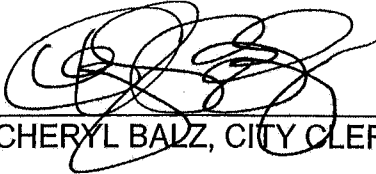
SECTION 8. Certification. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of Chino Hills' book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 9. Effective Date. This Ordinance will take effect on the 30th day following its final passage and adoption.

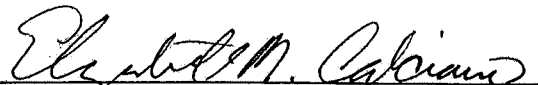
PASSED, APPROVED, AND ADOPTED this 11th day of January 2022.


PETER J. ROGERS, VICE MAYOR

ATTEST:


CHERYL BALZ, CITY CLERK

APPROVED AS TO FORM:


MARK D. HENSLEY, CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF CHINO HILLS)

I, CHERYL BALZ, City Clerk of the City of Chino Hills, DO HEREBY CERTIFY that Ordinance No. 379 was duly introduced at a regular meeting held December 14, 2021; and adopted at a regular meeting of the City Council held on the 11th day of January 2022 by the following roll call vote, to wit:

AYES: COUNCIL MEMBERS: ROGERS, BENNETT, JOHSZ, MORAN,

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: MARQUEZ

I, CHERYL BALZ, City Clerk of the City of Chino Hills further certify that summaries of the Ordinance were published on January 1, 2022, and January 15, 2022, in the Chino Hills Champion newspaper.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Chino Hills, California, this 12th day of January 2022.



CHERYL BALZ, CITY CLERK

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

DATED January 18, 2022
CITY CLERK OF THE CITY OF CHINO HILLS

ATTEST 