

ORDINANCE NO. 440

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, ADDING SECTION 1.08.070 TO THE YUCAIPA MUNICIPAL CODE ESTABLISHING NO CAMPAIGN CONTRIBUTION LIMITS

WHEREAS, the Political Reform Act of 1974 (the “Act”), codified at Government Code Section 81000, *et seq.*, was amended by the voters in 1988 to impose contribution limitations for statewide offices, and authorized local jurisdictions to enact contribution limits or other prohibitions; and

WHEREAS, in 2019, the State Legislature amended the Act to impose contribution limits on local elective offices in jurisdictions that have not enacted their own contribution limits with the passage of Assembly Bill (“AB”) 571; and

WHEREAS, AB 571 imposes default campaign contribution limits upon cities beginning in January 1, 2021; and

WHEREAS, the City of Yucaipa currently does not have campaign contribution limits; and

WHEREAS, Government Code Section 85702.5(a) authorizes a City to set any local campaign contribution limit by ordinance; and

WHEREAS, it is the intent of the City Council that this Ordinance impose no limit on campaign contributions.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. That Chapter 1.08 Elections shall be amended to add Section 1.08.070 as follows:

Section 1.08.070 CAMPAIGN CONTRIBUTION LIMITS

(a) The terms used in this Ordinance shall have the same definitions as specified in the Political Reform Act of 1974 (the “Act”), as amended from time to time, and Regulations of the Fair Political Practices Commission (the “FPPC Regulations”), as amended from time to time.

(b) Campaign Contribution Limits. The City Council of the City of Yucaipa hereby imposes no limit on campaign contributions that a City Council candidate or candidate’s committee may receive per election from any single source.

(c) Campaign Fund Transfers. Candidates may transfer non-surplus campaign funds from one controlled committee to another committee controlled by the same candidate for the same or a different local elective office in the City of Yucaipa and may carry over non-surplus campaign

funds raised in connection with one municipal election to pay for campaign expenditures incurred in connection with a subsequent municipal election without attributing, or being subject to the campaign contribution limit, or using the “last in, first out” or “first in, first out” accounting method. Candidates for local elective office in the City of Yucaipa do not need to establish a separate campaign bank account for redesignated committees for the same or a different City of Yucaipa local elective office. In all other aspects, the Act and FPPC Regulations related to campaign fund transfers shall apply.

Section 3. Severability. If any sections, subsections, subdivisions, paragraph, sentence, clause or phrase of this Ordinance or any part hereof or exhibit hereto is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining portions of this Ordinance or any part thereof or exhibit thereto. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that anyone or more sections, subsections, subdivisions, paragraph, sentences, clauses or phrases be declared invalid.

Section 4. Publication. The City Clerk shall cause this Ordinance to be published or posted in accordance with California law.

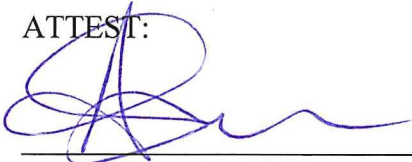
Section 5. Effective Date. This Ordinance shall take effect thirty days after its adoption.

PASSED, APPROVED and ADOPTED this 11th day of March, 2024.



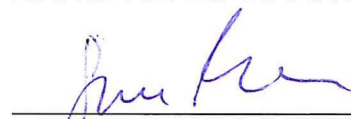
Justin Beaver, Mayor

ATTEST:



Ana V. Sauseda, CMC
Director of General Services/City Clerk

APPROVED AS TO FORM



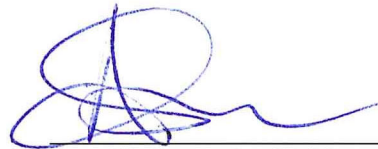
Steven Graham, City Attorney

State of California)
County of San Bernardino) ss
City of Yucaipa)

CERTIFICATION

I, Ana V. Sauseda, City Clerk of the City of Yucaipa, California, do hereby certify, that the foregoing is a full, true, and correct copy of Ordinance No. 440, introduced at a regular meeting of the City Council of the City of Yucaipa on the 26th day of February 2024, and was adopted at its regular meeting held on the 11th day of March 2024, by the following vote:

AYES:	COUNCILMEMBER:	Duncan, Garner, Thorp, Mayor Pro Tem Venable and Mayor Beaver
NOES:	COUNCILMEMBER:	None
ABSTAIN:	COUNCILMEMBER:	None
ABSENT:	COUNCILMEMBER:	None



Ana V. Sauseda, CMC
City Clerk

Yucaipa News Mirror

35154 Yucaipa Blvd.
Yucaipa, CA 92399
909-797-9101

Proof of Publication

(2015.5 C.C.P.)

1ST READING ORD SUMMARY 440

State of California)
County of San Bernardino) ss.

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Yucaipa News Mirror, a newspaper published in the English language in the City of Yucaipa, County of San Bernardino, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of San Bernardino, under the date June 3, 1954, Case No. 78001. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

March 1, 2024

Executed on: March 1, 2024

At Yucaipa, California

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

NOTICE OF ORDINANCE INTRODUCTION ORDINANCE NO. 440

On Monday, February 26, 2024, the City Council of the City of Yucaipa did consider adopting ORDINANCE NO. 440. This Ordinance affects the following:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, ADDING SECTION 1.08.070 TO THE YUCAIPA MUNICIPAL CODE ESTABLISHING NO CAMPAIGN CONTRIBUTION LIMITS

The introduction and first reading was approved by the following vote:

AYES: COUNCILMEMBER: Duncan, Garner, Thorp, Mayor Pro Tem Venable

NOES: COUNCILMEMBER: Mayor Beaver

ABSTAIN: COUNCILMEMBER: None

ABSENT: COUNCILMEMBER: None

Ordinance No. 440 will be presented to the City Council on March 11, 2024, for final consideration and adoption. The full text of Ordinance No. 440 is available in the Office of the City Clerk at 34272 Yucaipa Blvd., Yucaipa, CA 92399 or by calling (909) 797-2489.

The City Council regularly meets at 6:00 P.M. on the second and fourth Monday of every month in the City Council Chambers at City Hall, 34272 Yucaipa Blvd., Yucaipa, CA 92399.

ANA V. SAUSEDA, CMC
City Clerk
City of Yucaipa
Published
Yucaipa News Mirror
March 1, 2024

Yucaipa News Mirror

35154 Yucaipa Blvd.

Yucaipa, CA 92399

909-797-9101

Proof of Publication

(2015.5 C.C.P.)

2ND READING ORD 440

State of California)
County of San Bernardino) ss.

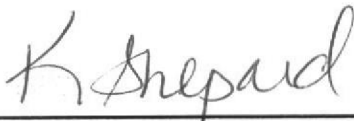
I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Yucaipa News Mirror, a newspaper published in the English language in the City of Yucaipa, County of San Bernardino, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of San Bernardino, under the date June 3, 1954, Case No. 78001. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

March 15, 2024

Executed on: March 15, 2024

At Yucaipa, California

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

NOTICE TO CITY OF
YUCAIPA CITIZENS
REGARDING
ORDINANCE NO. 440

On Monday, March 11, 2024, the City Council of the City of Yucaipa did consider and adopt ORDINANCE NO. 440, relating to the City's Municipal Code.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, ADDING SECTION 1.08.070 TO THE YUCAIPA MUNICIPAL CODE ESTABLISHING NO CAMPAIGN CONTRIBUTION LIMITS

AYES: COUNCILMEMBER: Duncan, Garner, Thorp, Mayor Pro Tem Venable, Mayor Beaver

NOES: COUNCILMEMBER: None

ABSTAIN: COUNCILMEMBER: None

ABSENT: COUNCILMEMBER: None

You may wish to examine the full text of this Ordinance, which is on file in the City Clerk's Office.

Publication: March 15, 2024; Yucaipa News-Mirror

Ana V. Sauseda, CMC
Director of General Services/City Clerk
City of Yucaipa
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Yucaipa News Mirror
March 15, 2024