

RESOLUTION NO. 2023-160

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA ADOPTING REGULATIONS FOR
CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO
MATERIALS SUBMITTED TO THE ELECTORATE AT THE
MUNICIPAL ELECTION TO BE HELD TUESDAY, MARCH 5,
2024

WHEREAS, Section 13307 of the Elections Code of the State of California allows each candidate for elective office to prepare a candidate statement of no more than 200 words on a form provided by the elections official; and

WHEREAS, Section 13307 and the Federal Voting Rights Act require the elections official to include the written statements of each candidate in the voter information guide, with translation into all languages required by the County of San Diego; and

WHEREAS, Section 13307 permits the governing body of any local agency to estimate the total cost of printing, handling, translating, mailing, and electronically distributing these candidate statements and to require each candidate filing such a statement to pay in advance their estimated pro rata share as a condition of having their statement included in the voter information guide.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista as follows:

SECTION 1. Pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office running in the primary municipal election and the special runoff election to be held in the City of Chula Vista on Tuesday, March 5, 2024, may prepare a candidate statement on an appropriate form provided by the 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 the Office of the City Clerk during normal business hours, as posted, no sooner than Monday, November 13, 2023, and no later than Friday, December 8, 2023. The statement may be withdrawn, but not changed, during the stated period and until 5:00 p.m. on Monday, December 11, 2023.

SECTION 2. Pursuant to the Federal Voting Rights Act, candidate statements will be translated into all languages required by the County of San Diego. The County is required to translate candidate statements into the following languages: Spanish, Filipino, Vietnamese, and Chinese (traditional). The County will print, mail, and make available voter information guides and candidate statements in applicable languages as required.

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SECTION 3. The City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidates' statements filed pursuant to the Elections Code, 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 their estimated pro rata share as a condition of having their statement included in the voter information guide. The estimate shall be an approximation of the actual cost and may be significantly more or less than the estimate. Accordingly, the City is not bound by the estimate and may, on a pro-rata basis, bill each candidate for additional actual expense or refund any excess paid depending on the final actual cost.


SECTION 4. The City Clerk shall provide each primary municipal election candidate, or the candidate's representative, with a copy of this resolution at the time their nomination papers are issued. The City Clerk shall provide each special runoff election candidate, or the candidate's representative, with a copy of this resolution at the time the candidate statement form is issued. An electronic copy is sufficient to meet this requirement.

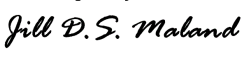
SECTION 5. No candidate will be permitted to include additional materials in the voter information packet.

[SIGNATURES ON THE FOLLOWING PAGE]

Presented by

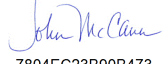
Approved as to form by

DocuSigned by:

 3074D104EAF342E...
 Kerry K. Bigelow, MMC
 City Clerk

DocuSigned by:

 FFB949DC9B5747F...
 Jill D.S. Maland
 Lounsbery Ferguson Altona & Peak
 Acting City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 17th day of October 2023 by the following vote:

AYES: Councilmembers: Cardenas, Chavez, Gonzalez, Preciado, and McCann
 NAYS: Councilmembers: None
 ABSENT: Councilmembers: None

DocuSigned by:

 7804EC23B90B473...
 John McCann, Mayor

ATTEST:

DocuSigned by:

 3074D104EAF342E...
 Kerry K. Bigelow, MMC, City Clerk

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

I, Kerry K. Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Resolution No. 2023-160 was duly passed, approved, and adopted by the City Council at a regular meeting of the Chula Vista City Council held on the 17th day of October 2023.

Executed this 17th day of October 2023.

DocuSigned by:

 3074D104EAF342E...
 Kerry K. Bigelow, MMC, City Clerk