

**RESOLUTION NO. 2020-35**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020, FOR THE ELECTION OF CERTAIN OFFICERS OF SAID CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES, REQUESTING THE COUNTY TO APPROVE SAID CONSOLIDATION AND TO RENDER SPECIFIED SERVICES AND SETTING FORTH REGULATIONS FOR CANDIDATES' STATEMENTS.**

**WHEREAS**, under the provisions of the laws relating to General Law Cities in the State of California, a general municipal election shall be held in the City on Tuesday, November 3, 2020, for the elections of one (1) Mayor for the full term of two (2) years, two (2) Members of the City Council for the full term of four (4) years, one (1) City Clerk for the term of four (4) years, and one City Treasurer for the term of four (4) years; and

**WHEREAS**, a General Municipal Election is to be held in the City of Coachella, California, on Tuesday, November 3, 2020, and in the course of conduct of said election and in relation thereto it will be necessary to mail sample ballots and polling place inserts to the registered voters of the city and it will facilitate the election if the Registrar of Voters of the County of Riverside provides these and other specified services; and

**WHEREAS**, all necessary expense in performing this service shall be paid by the City of Coachella.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** That pursuant to the requirements of the laws of the State of California, relating to General Law Cities within the State, there shall be, and is hereby called and ordered held in the City of Coachella, California, on Tuesday, November 3, 2020, a general municipal election of the qualified electors of said City for the purpose of electing one (1) Mayor for the full term of two (2) years, two (2) Members of the City Council for the full term of four (4) years, one (1) City Clerk for the term of four (4) years, and one City Treasurer for the term of four (4) years.

**SECTION 2.** That the ballots to be used at said election shall be, both as to form and matter contained therein, such as may be required by law to be used thereat.

**SECTION 3.** That the City Clerk of said City is thereby authorized, instructed, and directed to coordinate with the Registrar of Voters to procure and furnish any and all official

ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct said election.

**SECTION 4.** That the polls of said election shall be open at seven o'clock a.m., of the day of said election and shall remain open continuously from said time until eight o'clock p.m., of the same day when said polls shall be closed, except as provided in Section 14401 of the Election Code of the State of California.

**SECTION 5.** That in all particulars not recited in this Resolution, said election shall be held and conducted as provided by law for holding municipal elections in said City.

**SECTION 6.** That notice of the time and place of holding said election is hereby given and the City Clerk is hereby authorized, instructed and directed to give such further or additional notice of said election, in time, form and manner as required by law.

**SECTION 7.** That the Registrar of Voters is hereby authorized to canvass the returns of said General Municipal Election of November 3, 2020.

**SECTION 8.** That said City shall reimburse said Registrar for services performed when work is completed upon presentation of a bill.

**SECTION 9.** That pursuant to the requirements of Section 10403 of the Elections Code, the City Council of the City of Coachella, California, does hereby request the Board of Supervisors of the County of Riverside to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election to be held in said City on Tuesday, November 3, 2020 for the purposes described herein, and to render specified services to the City relating to the conduct of said election.

**SECTION 10.** Candidate Statements.

**A.** Pursuant to Section 13307 of the Election Code of the State of California, each candidate for elective office to be voted for may prepare a candidate's statement on an appropriate form provided by the City Clerk. Such statement may include the name, age and occupation of the candidate and brief description of no more than two hundred (200) words of the candidate's education and qualifications expressed by the candidate himself/herself. Such statement shall not include party affiliation of the candidate, or membership of activity in partisan political organizations. Such statement shall be filed in the Office of the City Clerk, with payment of applicable fees, at the time the candidate's nomination papers are filed. Such statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m., the next working day after the close of the nomination period.

**B.** Pursuant to the Federal Voting Rights Act, candidates statements will be translated into all languages required by the County of Riverside. The County is required to translate candidate's statements into the following languages: (Spanish)

**C.** The County will print and mail sample ballots and candidates statements to all voters in Spanish and any other required translation languages to only those voters who are on the County voter file as having requested a sample ballot in a particular language. The County will make the sample ballots and candidates statements in the required languages available at all polling places, on the County's website, and in the Election Official's office.

**D.** Translations:

1. The candidate shall be required to pay for the cost of translating the candidates statement into any required foreign language as specified in (A) and/or (B) of Section 10 above pursuant to Federal and/or State law.
2. The candidate shall be required to pay for the cost of translating the candidates statement into any foreign language that is not required as specified in (A) and/or (B) of Section 10 above, pursuant to Federal and/or State law, but is requested as an option by the candidate.

**E.** Printing:

1. The candidate shall be required to pay for the cost of printing the candidates statement in English in the main voter pamphlet.
2. The candidate shall be required to pay for the cost of printing the candidates statement in a foreign language required in (A) and/or (B) of Section 10 above, in the main voter pamphlet.
3. The candidate shall be required to pay for the cost of printing the candidates statement in a foreign language requested by the candidate in the main voter pamphlet.
4. The candidate shall be required to pay for the cost of printing the candidates statement in a foreign language required by (A) and/or (B) of Section 10 above, in the facsimile voter pamphlet.

**F.** Estimate, Deposit and Payment:

The City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, 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 to the City his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. In the event the estimated payment is required, the estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. The estimated cost for each statement is \$550.00, which shall be paid at the time of filing said statement. Accordingly, the clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment,

the clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

**G. Miscellaneous:**

1. All translations shall be provided by professionally-certified translators.
2. The City Clerk shall allow (bold type) (underlining) (capitalization) (indentations) (bullets) (leading hyphens) to the same extent and manner as allowed in previous City elections.
3. The City Clerk shall comply with all recommendations and standards set forth by the California Secretary of State regarding occupational designations and other matters relating to elections.
4. No candidate will be permitted to include additional materials in the sample ballot package.
5. The City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

**SECTION 11.** The City Clerk is hereby directed to forward without delay to said Registrar of Voters, a certified copy of this Resolution.

**SECTION 12.** That the City Clerk shall certify to the passage and adoption of this Resolution, enter the same in the book of original Resolutions of said City, and make a minute of the passage and adoption hereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

**PASSED, APPROVED and ADOPTED** this 10<sup>th</sup> day of June 2020.

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Steven A. Hernandez  
Mayor

**ATTEST:**

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Angela M. Zepeda  
City Clerk

**APPROVED AS TO FORM:**

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Carlos Campos  
City Attorney

STATE OF CALIFORNIA            )  
COUNTY OF RIVERSIDE        ) ss.  
CITY OF COACHELLA            )

**I HEREBY CERTIFY** that the foregoing Resolution No. 2020-35 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 10<sup>th</sup> day of June 2020, by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Andrea J. Carranza, MMC  
Deputy City Clerk