



CITY OF HAWAIIAN GARDENS

May 15, 2003

Los Angeles County
Violet Varona-Lukens, Executive Officer
Kenneth Hahn Hall of Administration, Room 383
500 West Temple Street, Los Angeles, 90012

RE: CONSOLIDATION REQUEST FOR NOVEMBER 4, 2003 ELECTION

Dear Ms. Varona-Lukens:

The City Council at its Regular Meeting held on May 13, 2003, unanimously voted to adopt Resolution Numbers 43-2003, 44-2003 and 45-2003 to request consolidation, call for the election and regulations for candidate statements, respectively.

Copies of the resolutions listed above are being forwarded to the Los Angeles County, Deborah R. Wright, Executive Liaison Officer, Los Angeles County Registrar-Recorder/County Clerk, Elections Division, 12400 Imperial Highway, Norwalk, CA 90650 and Supervisor Don Knabe's Office.

In advance, I appreciate your assistance and attention regarding this matter. If you have any questions, please feel free to contact me at (562) 496-3708, Ext. 240.

Respectfully,

Lucie Colombo
Assistant City Clerk

c: Suzanne Underwood, City Clerk

attachments (3)



CITY OF HAWAIIAN GARDENS

June 2, 2003

Honorable Supervisor Don Knabe's Office
Los Angeles County
ATTN: Erin Stibal, Deputy
10025 E. Flower Street
Bellflower, CA 90706

RE: REQUEST FOR APPROVAL OF ELECTION DATE CHANGE.

Dear Honorable Supervisor Knabe:

The City of Hawaiian Gardens respectfully requests that your Honorable Board approve the City's request, pursuant to California Elections Code Section 1301, to approve the City's change of election date and approve Ordinance No. 472 adopting same, thereby declaring the ordinance operative and the new election date effective beginning November 2003. Also, the City respectfully requests that your Board of Supervisor also approve the resolutions relating to consolidation.

The City Council of the City of Hawaiian Gardens adopted Ordinance No. 472, on August 27, 2002, to change the City's election date from March of odd-numbered years to November of odd-numbered years, with the intent that the City could consolidate its municipal election with Los Angeles County School District election. The City has been in contact with Los Angeles County representatives relating this matter since the end of June 2002.

On May 15, 2003, this Office forwarded three (3) resolutions, Resolution Nos. 43-2003, 44-2003 and 45-2003, unanimously adopted by the City Council at its Regular Meeting held on May 13, 2003. The resolutions request approval of consolidation, calling the election and stating the regulations for candidate statements. Copies have been attached for your convenience and consideration.

However, on May 29, 2003, we were informed by the Los Angeles County Registrar-Recorder's Office that additional documentation was required by the City, prior to the Board of Supervisors acting on the City's request for consolidation. As a result of said

Letter: Honorable Supervisor Knabe
June 2, 2003
Page 2 of 2

request, enclosed please find two (2) Certified copies of Ordinance No. 472 entitled as follows:

An ordinance of the City Council of the City of Hawaiian Gardens approving and amending the Hawaiian Gardens Municipal Code Title 2 Section 2.04.140 changing the City's Election date from March of odd-numbered years to November of odd-numbered years.

In advance, thank you for your cooperation and assistance. Your expediency on this matter is greatly appreciated. If you have any questions, please feel free to contact me at (562) 496-3708, Ext. 240.

Respectfully,



Lucie Colombo
Assistant City Clerk

c: Suzanne Underwood, City Clerk
Violet Varona-Lukens, Executive Officer, Los Angeles County
Deborah R. Wright, Executive Liaison Officer, Los Angeles County

attachments (4)

CITY OF HAWAIIAN GARDENS
ORDINANCE NO. 472

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS APPROVING AND AMENDING THE HAWAIIAN GARDENS MUNICIPAL CODE TITLE 2 SECTION 2.04.140 CHANGING THE CITY'S ELECTION DATE FROM MARCH OF ODD-NUMBERED YEARS TO NOVEMBER OF ODD-NUMBERED YEARS.

WHEREAS, the City Council of the City of Hawaiian Gardens for purposes of efficiency and cost-effectiveness to the citizens of the community desires to change the date of the City's General Municipal Election from March of odd-numbered years to November of odd-numbered years; and

WHEREAS, the City Council wishes to change the election date to coincide with School District elections, with the intent to allow the County of Los Angeles to assist in the City's election process by consolidating and conducting the City's General Municipal Election and any other City elections; and

WHEREAS, the City Council wishes to authorize that the County of Los Angeles conduct the City's elections to provide cost savings; and

WHEREAS, the City Council understands that as a result, this Ordinance would extend the length of the terms served by the current elected officials whose terms would have expired in March 2003, as well as the elected officials whose terms would have expired in March 2005.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Section 2.04.140 of the Hawaiian Gardens Municipal Code is hereby amended to read as follows:

Section 2.04.140 Municipal Elections. Beginning with elections held after August 1, 2002, the General Municipal Election for the Hawaiian Gardens City Council and all other elective offices of the City shall be held on the first Tuesday after the first Monday in November of odd-numbered years. The first Municipal Election after August 1, 2002 for elective officers of the City of Hawaiian Gardens shall be on the first Tuesday after the first Monday in November 2003. The Municipal Election hereto called to be held on March 4, 2003 shall be held in November 5, 2003 pursuant to the provisions of this ordinance.

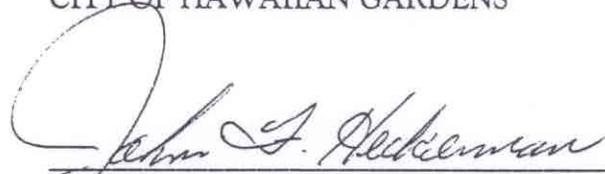
SECTION 2. Effective date. This Ordinance shall take full force and effect thirty (30) days after its adoption.

SECTION 3. The Mayor or presiding officer of the City of Hawaiian Gardens City Council is hereby authorized to affix her signature to this Ordinance signifying its adoption by the City Council of the City of Hawaiian Gardens.

SECTION 5. The City Clerk, or her duly appointed Deputy, shall attest and certify as to the adoption of this Ordinance and shall cause this Ordinance to be published and/or posted within fifteen (15) days after its adoption as required by law.

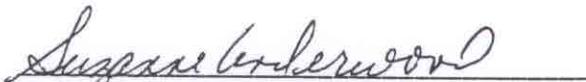
PASSED, APPROVED AND ADOPTED by the City Council of the City of Hawaiian Gardens on this 27th day of August, 2002.

CITY OF HAWAIIAN GARDENS



JOHN F. HECKERMAN
MAYOR

ATTEST:



SUZANNE UNDERWOOD
CITY CLERK

CITY OF HAWAIIAN GARDENS
CITY CLERK'S OFFICE
CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, Lucie Colombo, Assistant City Clerk of the City of Hawaiian Gardens, do hereby certify that Ordinance No. 472 was introduced for first reading at the regular meeting held on August 13, 2002 and said Ordinance was duly and regularly passed and adopted by the City Council of the City of Hawaiian Gardens at its regular meeting on this 27th day of August 2002, by the following votes as the same appears on file and of record in the Office of the City Clerk.

AYES: PRIDA, SCHULTZE, OYAMA-CANADA, HECKERMAN
NOES: NONE
ABSENT: CHAIDEZ
ABSTAIN: NONE



LUCIE COLOMBO
ASSISTANT CITY CLERK

CITY OF HAWAIIAN GARDENS
RESOLUTION NO. 043-2003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2003, WITH THE SCHOOL DISTRICT ELECTION TO BE HELD ON THAT DATE.

WHEREAS, the City Council of the City of Hawaiian Gardens called a General Municipal Election to be held on November 4, 2003, for the purpose of the election of two (2) Members of the City Council; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the School District election to be held on the same date and that the precincts, polling places and election officers of the two elections be the same, and that such elections be held in all respects as if there were only one election.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the California Elections Code Section 10403.5, the Board of Supervisors of the County of Los Angeles is hereby requested to consent to and to approve the consolidation of the City of Hawaiian Gardens' General Municipal Election with the School District election on Tuesday, November 4, 2003, for the purpose of the election of two (2) Members of the City Council.

SECTION 2. That the County Elections department is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 3. That the Board of Supervisors is requested to issue instructions to the County Elections department to take any and all steps necessary for the holding of the consolidated election.

SECTION 4. That the City of Hawaiian Gardens recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for the City of Hawaiian Gardens pro rata share thereof.

SECTION 5. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and with the County Elections department of the County of Los Angeles.

SECTION 6. The Mayor or his/her presiding officer is hereby authorized to affix his/her signature to this resolution signifying its passage and adoption by the City Council of the City of Hawaiian Gardens.

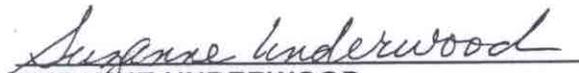
SECTION 7. The City Clerk or his/her designee shall attest and shall certify to the adoption of this Resolution; and shall cause this Resolution and its certification to be entered into the Book of Resolutions of the City of Hawaiian Gardens.

THIS RESOLUTION IS HEREBY PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS ON THIS 13th DAY OF MAY 2003.

CITY OF HAWAIIAN GARDENS


MICHIKO A. OYAMA-CANADA
MAYOR

ATTEST:


SUZANNE UNDERWOOD
CITY CLERK

**CITY OF HAWAIIAN GARDENS
CITY CLERK'S OFFICE
CERTIFICATION**

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, TONI BARRERA, INTERIM CLERK TYPIST II of the City of Hawaiian Gardens, do hereby certify that **RESOLUTION NO. 043-2003** was duly and regularly passed and adopted by the City Council of Hawaiian Gardens at its regularly meeting on this **13th day of May, 2003** by the following votes as the same appears on file and of record in the Office of the City Clerk.

AYES: HECKERMAN, PRIDA, CHAIDEZ, SCHULTZE, OYAMA-CANADA,
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE



TONI BARRERA
INTERIM CLERK TYPIST II

**CITY OF HAWAIIAN GARDENS
RESOLUTION NO. 044-2003**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS OF CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY NOVEMBER 4, 2003, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISION OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, a General Municipal Election shall be held on November 4, 2003 for the election of Municipal Officers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS, CALIFORNIA, DOES 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, there is called and ordered to be held in the City of Hawaiian Gardens, California, on Tuesday, November 4, 2003, a General Municipal Election for the purpose of electing two (2) Members of the City Council for the full term of four years.

SECTION 3. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 4. That the Elections Official is authorized, instructed and directed 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 the election.

SECTION 5. That the polls for the election shall be open at seven o'clock (7:00) a.m. of the day of the election and shall remain open continuously from that time until eight o'clock (8:00) p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 6. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

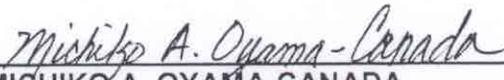
SECTION 7. That notice of the time and place of holding the election is given and the City Clerk and/or Elections Official is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 8. The Mayor or his/her presiding officer is hereby authorized to affix his/her signature to this resolution signifying its passage and adoption by the City Council of the City of Hawaiian Gardens.

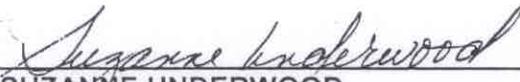
SECTION 9. The City Clerk or his/her designee shall attest and shall certify to the adoption of this Resolution; and shall cause this Resolution and its certification to be entered into the Book of Resolutions of the City of Hawaiian Gardens.

THIS RESOLUTION IS HEREBY PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS ON THIS 13th DAY OF MAY 2003.

CITY OF HAWAIIAN GARDENS


MICHIKO A. OYAMA-CANADA
MAYOR

ATTEST:


SUZANNE UNDERWOOD
CITY CLERK

Form 3A
Calling Election

**CITY OF HAWAIIAN GARDENS
CITY CLERK'S OFFICE
CERTIFICATION**

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, TONI BARRERA, INTERIM CLERK TYPIST II of the City of Hawaiian Gardens, do hereby certify that **RESOLUTION NO. 044-2003** was duly and regularly passed and adopted by the City Council of Hawaiian Gardens at its regularly meeting on this **13th day of May, 2003** by the following votes as the same appears on file and of record in the Office of the City Clerk.

AYES: HECKERMAN, PRIDA, CHAIDEZ, SCHULTZE, OYAMA-CANADA,
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE



TONI BARRERA
INTERIM CLERK TYPIST II

CITY OF HAWAIIAN GARDENS
RESOLUTION NO. 045-2003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY NOVEMBER 4TH, 2003.

WHEREAS, the California Elections Code Section 13307 provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including the recovery of costs of the candidates statements.

NOW, THEREFORE, THE CITY COUCIL OF THE CITY OF HAWAIIAN GARDENS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS. That pursuant to California Elections Code Section 13307, each candidate for elective office to be voted for at an Election to be held in the City of Hawaiian Gardens on November 4th, 2003 may prepare a candidate's statement on an appropriate form provided by the Elections Official. The statement may include the name, age and occupation of the candidate and a brief description of no more than (200) (400) words of the candidate's education and qualifications expressed by the candidate himself or herself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in type written form with the Elections Offial at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. FOREIGN LANGUAGE POLICY.

- a. Pursuant to the Voting Rights Act, the City may be required to translate candidates' statements into the following languages: Spanish and all others required by State law.
- b. Pursuant to state law, including California Elections Code Section 13307(b), the candidate's statement must be translated and printed (in the voters pamphlet) in any language at the candidates request.
- c. The Elections Official shall:
 1. have all candidates statements translated into the languages specified in (a) above;

2. have translated only those statements into Spanish as requested by the candidate.
3. have all translations made available upon request by the Elections Officials.
4. print any translations of candidates who so request printing in the voters pamphlet.
5. print all translations of all candidates statements in the voters pamphlet.

SECTION 3. PAYMENT.

- a. The candidate shall be required to pay for the cost of printing the candidates statement in English in the voters pamphlet.
- b. 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) above pursuant to State and/or Federal Law.
- c. The candidate shall be required to pay for the cost of printing the candidates statement in a foreign language in the voters pamphlet.

The Elections Official shall estimate the total cost of printing, handling, translating and mailing the candidate 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 local agency his or her estimate 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. Accordingly, the Elections Official 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 Elections Official 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.

SECTION 4. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 5. That the City Clerk and/or Elections Official shall provide each candidate or the candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 6. That all previous resolutions establishing City Council policy on payment for candidates statements are hereby repealed.

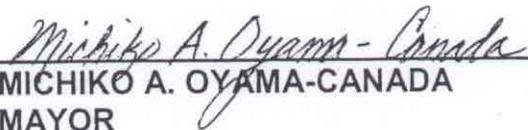
SECTION 7. That this resolution shall apply at the next ensuing municipal election and at each municipal after that time.

SECTION 8. The Mayor or his/her presiding officer is hereby authorized to affix his/her signature to this resolution signifying its passage and adoption by the City Council of the City of Hawaiian Gardens.

SECTION 9. The City Clerk or his/her designee shall attest and shall certify to the adoption of this Resolution; and shall cause this Resolution and its certification to be entered into the Book of Resolutions of the City of Hawaiian Gardens.

THIS RESOLUTION IS HEREBY PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS ON THIS 13th DAY OF MAY 2003.

CITY OF HAWAIIAN GARDENS


MICHIKO A. OYAMA-CANADA
MAYOR

ATTEST:


SUZANNE UNDERWOOD
CITY CLERK

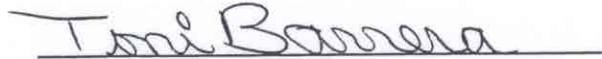
Form 6
Regulating Candidates Statements
EC 13307

CITY OF HAWAIIAN GARDENS
CITY CLERK'S OFFICE
CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, TONI BARRERA, INTERIM CLERK TYPIST II of the City of Hawaiian Gardens, do hereby certify that **RESOLUTION NO. 045-2003** was duly and regularly passed and adopted by the City Council of Hawaiian Gardens at its regularly meeting on this **13th day of May, 2003** by the following votes as the same appears on file and of record in the Office of the City Clerk.

AYES: HECKERMAN, PRIDA, CHAIDEZ, SCHULTZE, OYAMA-CANADA,
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE



TONI BARRERA
INTERIM CLERK TYPIST II

**CITY OF HAWAIIAN GARDENS
RESOLUTION NO. 046-2003**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, PROVIDING FOR THE CONDUCT OF A SPECIAL RUNOFF ELECTION FOR ELECTIVE OFFICES IN THE EVENT OF A TIE VOTE AT ANY MUNICIPAL ELECTION.

WHEREAS, the California Elections Code Section 15651(b) authorizes the City Council, by majority vote, to adopt provisions to require the conduct of a Special Runoff Election to resolve a tie vote involving those candidates who received an equal number of votes and the highest number of votes for an elective office.

NOW, THEREFORE, THE CITY COUCIL OF THE CITY OF HAWAIIAN GARDENS, CALIFORNIA, DOES HEREBY RESOLVE, D ECLARE, D ETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to California Elections Code Section 15651 (b), if any two (2) or more persons receive an equal and the highest number of votes for an office to be voted for within the City, there shall be held within the City a Special Runoff Election to resolve the tie vote. A Special Runoff Election shall be called and held on a Tuesday not less than 40 nor more than 125 days after the administrative or judicial certification of the election which resulted in a tie vote.

SECTION 2. That the provisions of Section 1 shall apply at the next ensuing municipal election and at each municipal election thereafter.

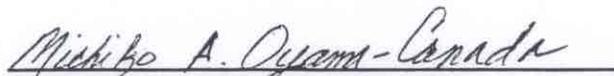
SECTION 3. The Mayor or his/her presiding officer is hereby authorized to affix his/her signature to this resolution signifying its passage and adoption by the City Council of the City of Hawaiian Gardens.

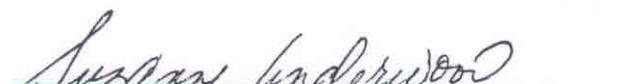
SECTION 4. The City Clerk or his/her designee shall attest and shall certify to the adoption of this Resolution; and shall cause this Resolution and its certification to be entered into the Book of Resolutions of the City of Hawaiian Gardens.

THIS RESOLUTION IS HEREBY PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF HAWAIIAN GARDENS ON THIS 13th DAY OF MAY 2003.

CITY OF HAWAIIAN GARDENS

ATTEST:


MICHIKO A. OYAMA-CANADA
MAYOR

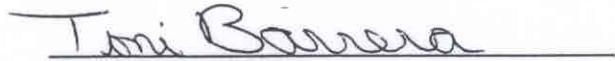

SUZANNE UNDERWOOD
CITY CLERK

**CITY OF HAWAIIAN GARDENS
CITY CLERK'S OFFICE
CERTIFICATION**

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF HAWAIIAN GARDENS)

I, TONI BARRERA, INTERIM CLERK TYPIST II of the City of Hawaiian Gardens, do hereby certify that **RESOLUTION NO. 046-2003** was duly and regularly passed and adopted by the City Council of Hawaiian Gardens at its regularly meeting on this **13th day of May, 2003** by the following votes as the same appears on file and of record in the Office of the City Clerk.

AYES: HECKERMAN, PRIDA, CHAIDEZ, SCHULTZE, OYAMA-CANADA,
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE



TONI BARRERA
INTERIM CLERK TYPIST II