# City of Malibu

23825 Stuart Ranch Road • Malibu, California • 90265-4861
Phone (310) 456-2489 • Fax (310) 456-2760 • www.malibucity.org


November 29, 2011

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

50 December 20, 2011

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Los Angeles County Board of Supervisors
Clerk of the Board
500 West Temple Street
Los Angeles, California 90012

RE: City of Malibu General Municipal Election of April 10, 2012

To Whom It May Concern:

The City of Malibu hereby officially requests assistance from the County for the conduct of its General Municipal election to be held on April 10, 2012. At the Regular City Council meeting of November 14, 2011, the City Council unanimously adopted three resolutions, copies of which are enclosed: Resolution No. 11-46 calling and giving notice of the election; **Resolution No. 11-47 requesting the Board of Supervisors to render specified services**; and Resolution No. 11-48 setting the provisions for Candidate Statements.

Please contact me should you have any questions. Thank you for your assistance in this regard.

Sincerely,

Lisa Pope
City Clerk

Attachments: Resolution No. 11-46
Resolution No. 11-47 (2 copies)
Resolution No. 11-48

cc: Martin & Chapman

RESOLUTION NO. 11-46

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MALIBU CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 10, 2012 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

THE CITY COUNCIL OF THE CITY OF MALIBU, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. 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 Malibu, California, on Tuesday, April 10, 2012, a General Municipal Election for the purpose of electing three members of the City Council for the full term of four years.

SECTION 2. The ballots to be used at the election shall be in form and content as required by law.

SECTION 3. The City Clerk 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 4. The polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed pursuant to Elections Code Section 10242, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 5. Pursuant to Elections Code Section 12310, a stipend for services for the persons named as precinct board members is fixed at the sum of $75.00 for each Inspector and $65.00 for each Clerk for the election. In addition, the fixed sum for attendance at the poll worker training class is $25.00.

SECTION 6. 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. Notice of the time and place of holding the election is given and the City Clerk 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 City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

SECTION 9. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original Resolutions.

PASSED, APPROVED and ADOPTED this 14th day of November, 2011.

LAURA ZAHN ROSENTHAL, Mayor

ATTEST:

LISA POPE, City Clerk
(seal)

APPROVED AS TO FORM:

CHRISTI HOGIN, City Attorney

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 11- 46 was passed and adopted by the City Council of the City of Malibu at the regular meeting thereof held on the 14th day of November, 2011, by the following vote:

| | | | |
|---|---|---|---|
| AYES: | 5 | Councilmembers: | Conley Ulich, Sibert, Wagner, La Monte, Rosenthal |
| NOES: | 0 | | |
| ABSTAIN: | 0 | | |
| ABSENT: | 0 | | |

LISA POPE, City Clerk
(seal)

RESOLUTION NO. 11-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MALIBU REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 10, 2012

SECTION 1. Recitals.

A. A General Municipal Election is to be held in the City of Malibu on Tuesday, April 10, 2012.

B. In the course of conduct of the election it is necessary for the City to request services of the County.

C. All necessary expenses in performing these services shall be paid by the City of Malibu.

SECTION 2. Pursuant to the provision of Elections Code Section 10002, the City Council requests the Board of Supervisors of the County of Los Angeles to permit the County Election Department to prepare and furnish the following for use in conducting the election:

1. A listing of county precincts with number of registered voters in each, so City may consolidate election precincts into City voting precincts, and maps of the voting precincts;
2. A list of polling places and poll workers the County uses for its elections;
3. The computer record of the names and addresses of all eligible registered voters in the City in order that the City's consultant may:
   a. Produce labels for vote-by-mail voters;
   b. Produce labels for sample ballot pamphlets; and
   c. Print Rosters of Voters and Street Indexes;
4. Voter signature verification services as needed;
5. Make available to the City election equipment and assistance as needed according to state law.

SECTION 3. The City shall reimburse the County for services performed when the work is completed and upon presentation to the City of a properly approved invoice.

SECTION 4. The City Clerk is directed to forward without delay to the Board of Supervisors and to the County Election Department, each, a certified copy of this resolution.

SECTION 5. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original Resolutions.

PASSED, APPROVED and ADOPTED this 14th day of November, 2011.

LAURA ZAHN ROSENTHAL, Mayor

ATTEST:

LISA POPE, City Clerk
(seal)

APPROVED AS TO FORM:

CHRISTI HOGIN, City Attorney

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 11- 47 was passed and adopted by the City Council of the City of Malibu at the regular meeting thereof held on the 14th day of November, 2011, by the following vote:

| | | | |
|---|---|---|---|
| AYES: | 5 | Councilmembers: | Conley Ulich, Sibert, Wagner, La Monte, Rosenthal |
| NOES: | 0 | | |
| ABSTAIN: | 0 | | |
| ABSENT: | 0 | | |

LISA POPE, City Clerk
(seal)

RESOLUTION NO. 11-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MALIBU REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 10, 2012

SECTION 1. Recitals.

A. A General Municipal Election is to be held in the City of Malibu on Tuesday, April 10, 2012.

B. In the course of conduct of the election it is necessary for the City to request services of the County.

C. All necessary expenses in performing these services shall be paid by the City of Malibu.

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3. The computer record of the names and addresses of all eligible registered voters in the City in order that the City's consultant may:
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5. Make available to the City election equipment and assistance as needed according to state law.

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SECTION 4. The City Clerk is directed to forward without delay to the Board of Supervisors and to the County Election Department, each, a certified copy of this resolution.

SECTION 5. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original Resolutions.

PASSED, APPROVED and ADOPTED this 14th day of November, 2011.

LAURA ZAHN ROSENTHAL, Mayor

ATTEST:

LISA POPE, City Clerk
(seal)

APPROVED AS TO FORM:

CHRISTI HOGIN, City Attorney

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 11- 47 was passed and adopted by the City Council of the City of Malibu at the regular meeting thereof held on the 14th day of November, 2011, by the following vote:

| | | | |
|---|---|---|---|
| AYES: | 5 | Councilmembers: | Conley Ulich, Sibert, Wagner, La Monte, Rosenthal |
| NOES: | 0 | | |
| ABSTAIN: | 0 | | |
| ABSENT: | 0 | | |

LISA POPE, City Clerk
(seal)

RESOLUTION NO. 11-48

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MALIBU ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, APRIL 10, 2012, AND REPEALING RESOLUTION NO. 09-66

THE CITY COUNCIL DOES HEREBY FIND, ORDER AND RESOLVE AS FOLLOWS:

SECTION 1. Elections Code Section 13307 of the State of California provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate statement.

SECTION 2. GENERAL PROVISIONS. Pursuant to Elections Code Section 13307, each candidate for elective office to be voted for at an Election to be held in the City of Malibu on April 10, 2012 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 party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten and electronic form in the office of the City Clerk 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 3. FOREIGN LANGUAGE POLICY.

A. Pursuant to the Federal Voting Rights Act, the City may be required to translate candidate statements.

B. Pursuant to state law, the candidate statement must be translated and printed in the voter's pamphlet in any language at the candidate's request.

C. The City Clerk shall have translated only those statements as requested by the candidate and print any translations of candidates who so request printing in the voters pamphlet.

D. All translations shall be provided by professionally certified translators.

SECTION 4. PAYMENT.

A. Translations:

1. The candidate shall be required to pay for the cost of translating the candidate statement into any foreign language requested as an option by the candidate.

B. Printing:

1. The candidate shall be required to pay for the cost of printing the candidate statement in English in the voter's pamphlet.
2. The candidate shall be required to pay for the cost of printing the

candidate statement in a foreign language in the voter's pamphlet, if so requested by the Candidate.

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

SECTION 5. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.

SECTION 6. The City Clerk shall provide each candidate or the candidate's representative a copy of this resolution at the time nomination papers are issued.

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

SECTION 8. Resolution No. 09-66 is hereby repealed.

SECTION 9. The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, and ADOPTED on November 14, 2011.

Laura Zahn Rosenthal

LAURA ZAHN ROSENTHAL, Mayor

ATTEST:

Lisa Pope

LISA POPE, City Clerk
(seal)

APPROVED AS TO FORM:

Christi Hogin

CHRISTI HOGIN, City Attorney

I CERTIFY THAT THE FOREGOING RESOLUTION NO. 11-48 was passed and adopted by the City Council of the City of Malibu at the regular meeting thereof held on the 14th day of November, 2011, by the following vote:

| | | | |
|---|---|---|---|
| AYES: | 5 | Councilmembers: | Conley Ulich, Sibert, Wagner, La Monte, Rosenthal |
| NOES: | 0 | | |
| ABSTAIN: | 0 | | |
| ABSENT: | 0 | | |

Lisa Pope

LISA POPE, City Clerk
(seal)