



RECEIVED

By Anjanette Allen at 3:12 pm, Jun 18, 2024

June 18, 2024

Via Email

ecu@rrcc.lacounty.gov

Election Coordination Unit

Attn: Mr. Dean C. Logan, Registrar-Recorder/County Clerk

12400 Imperial Highway, 2nd Floor, Room 2013A

Norwalk, CA 90650

Re: City of Cudahy's General Municipal Election - November 5, 2024

Dear Mr. Dean C. Logan:

Enclosed, please find a certified copy of City Council Resolution 24-17, approved June 4, 2024, calling for and giving notice of the City of Cudahy's General Municipal Election for November 5, 2024, and requesting consolidation with the County-administered election of the same date.

If you have any questions or require additional information, please contact me at (323) 773-5143 ext. 227 or cityclerk@cityofcudahyca.gov. Thank you in advance for your assistance.

Sincerely,



Richard Iglesias

City Clerk

Mayor
Jose R. Gonzalez
Vice Mayor
Elizabeth Alcantar
Councilmember
Martin U. Fuentes
Councilmember
Cynthia Gonzalez, Ed.D
Councilmember
Daisy Lomeli
City Manager
Alfonso Noyola, ICMA-CM



CITY OF CUDAHY CALIFORNIA

Incorporated November 10, 1960

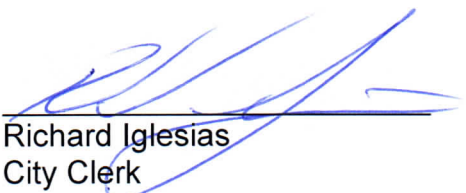
5220 Santa Ana Street
Cudahy, California 90201-6024
(323)773-5143
Fax: (323) 771-2072

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF CUDAHY)

I, Richard Iglesias, City Clerk of the City of Cudahy, do hereby certify that the foregoing document is a full, true, and correct copy of:

Resolution No. 24-17, of the City Council of the City of Cudahy, California (1) calling for and giving notice of a general municipal election to be held on Tuesday, November 5, 2024 for the election of two City Councilmembers; (2) requesting consolidation of such election with the county of Los Angeles with any and all elections held on such date; (3) requesting the county of Los Angeles to provide specific election administration services for such election; (4) adopting regulations for candidates for elective office for such election regarding candidate statements; and (5) providing for the determination of tie votes by lot unless the City Council adopts the provisions of elections code section 15651(b) prior to the conduct of the election resulting in the tie vote.

Under my hand and seal this 18th day of June 2024 at Cudahy, California.


Richard Iglesias
City Clerk

RESOLUTION NO. 24-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUDAHY, CALIFORNIA (1) CALLING FOR AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024 FOR THE ELECTION OF TWO CITY COUNCILMEMBERS; (2) REQUESTING CONSOLIDATION OF SUCH ELECTION WITH THE COUNTY OF LOS ANGELES WITH ANY AND ALL ELECTIONS HELD ON SUCH DATE; (3) REQUESTING THE COUNTY OF LOS ANGELES TO PROVIDE SPECIFIC ELECTION ADMINISTRATION SERVICES FOR SUCH ELECTION; (4) ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE FOR SUCH ELECTION REGARDING CANDIDATE STATEMENTS; AND (5) PROVIDING FOR THE DETERMINATION OF TIE VOTES BY LOT UNLESS THE CITY COUNCIL ADOPTS THE PROVISIONS OF ELECTIONS CODE SECTION 15651(B) PRIOR TO THE CONDUCT OF THE ELECTION RESULTING IN THE TIE VOTE

WHEREAS, under the provision of the laws relating to general law cities in the State of California, a General Municipal Election of the City of Cudahy (the "City") shall be conducted on Tuesday, November 5, 2024, for the election of the following municipal officers: City Councilmember – two (2) offices, each for one four-year term; and

WHEREAS, it is desirable that the City's November 5, 2024 General Municipal Election be consolidated with any and all elections to be administered by Los Angeles County (the "County") on the same date and that the City have the same precincts, vote centers, and election officers within the City for such election; and

WHEREAS, the City Council wishes for the Office of the Registrar-Recorder/County Clerk for the County (the "County Clerk") to canvass the returns of the City's November 5, 2024, General Municipal Election; and

WHEREAS, the City seeks the provision of election services from the County relating to the conduct of the City's November 5, 2024 General Municipal Election; and

WHEREAS, the City Council approves the printing of the General Municipal Election information for the election to be held on Tuesday, November 5, 2024, in the foreign languages requiring translation pursuant to the Voting Rights Act of 1965; and

WHEREAS, Elections Code Section 13307 provides that the City may adopt regulations pertaining to the recovery of certain costs associated with the printing, handling, translation, and mailing of candidate statements as filed with the elections officer; and

WHEREAS, pursuant to Elections Code Section 13307(c), the City Council

authorizes the preparation of candidate statements for nonpartisan elective office for the purpose of electronic distribution.

WHEREAS, a statement prepared pursuant to Elections Code Section 13307(c), shall be posted on the County Elections Official website.

WHEREAS, pursuant to Section 13307.7(a) of the Elections Code, candidates shall provide payment of the requisite fee to cover the duties and procedures set forth in Sections 13307(b) and (d) of the Elections Code.

WHEREAS, the City shall compensate the County for all necessary expenses incurred by the County in performing election services for the City; and

WHEREAS, tie votes shall be determined by lot unless the City Council adopts the provisions of Elections Code Section 15651(b) prior to the conduct of the election resulting in the tie vote.

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

SECTION 1. The Recitals set forth above are true and correct and are incorporated into this Resolution by reference.

SECTION 2. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, the City Council hereby calls and orders a General Municipal Election on Tuesday, November 5, 2024, to be held in the City of Cudahy for the purpose of electing two City Councilmembers for the full term of four years.

SECTION 3. Pursuant to the requirements of Elections Code section 10403, it is respectfully requested that the Board of Supervisors for the County of Los Angeles consent and agree to the consolidation of the City of Cudahy's General Municipal Election on Tuesday, November 5, 2024 with the Los Angeles County-administered election of the same date.

SECTION 4. In connection with the Los Angeles County Registrar's administration of the City of Cudahy's November 5, 2024 General Municipal Election, the City further requests that the County Registrar be authorized and directed to: (a) review and verify vote by mail voter applications and signatures; (b) conduct registered voter verifications (including signature verifications) associated with the processing of any proposed General Municipal Election ballot measure; (c) provide the City of Cudahy with the appropriate election precinct data, to the extent required; (d) make available to the City of Cudahy such election facilities, ballot casting equipment and assistance as may be necessary to conduct the election in compliance with state law and the Board of Supervisor's approval; (e) canvass the election returns; (f) print and supply ballots for

the election; (g) mail the City of Cudahy's sample ballots, including ballot measure question, arguments, rebuttals and impartial analysis; and (h) administer the City of Cudahy's General Municipal Election in all respects as if it were part and parcel of any other County Registrar administered election, implementing all such legally required or customarily employed measures and practices as may be necessary to conduct the election in a timely and legally compliant manner.

SECTION 5. The City of Cudahy shall reimburse the Los Angeles County Registrar for any costs associated with the administration of the City November 5, 2024 General Municipal Election.

SECTION 6. The City hereby consents to have its General Municipal Election on Tuesday, November 5, 2024 consolidated with any and all elections conducted on such date within the County.

SECTION 7. That the ballots to be used at the election shall be in form and content as required by law or as directed by the County Clerk to facilitate the consolidation of the City's November 5, 2024 General Municipal Election with the Los Angeles County-administered election of the same date.

SECTION 8. That 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 9. The vote centers for the election shall be open as required during the identified voting period pursuant to California Elections Code sections 4005 and 14401.

SECTION 10. The City Council authorizes the Los Angeles County 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 by the County.

SECTION 11. Pursuant to Section 13307 of the Elections Code, each candidate for elective office to be voted for at the City's November 5, 2024 General Municipal Election may prepare a candidate statement on a form acceptable to the County Registrar and made available through the City Clerk.

SECTION 12. Pursuant to Section 13307(a)(1) of the Elections Code candidate statements ***may*** include the following:

- (A) The name, age, and occupation of the candidate; and
- (B) A brief description of no more than 200 words of the candidate's education and qualifications as expressed by the candidate himself or herself.

SECTION 13. Pursuant to Elections Code Section 13307(a)(1), candidate statements **shall not** include the following:

- (A) The party affiliation of the candidate; or
- (B) References to membership or activity in partisan political organizations.

SECTION 14. All prospective candidates should be aware of the holding in *Dean v. Superior Court* (1998) 62 Cal.App.4th 638, which holds that a statement prepared by a candidate for inclusion in the voters' pamphlet **may not** include comments or statements concerning the qualifications (or alleged lack of qualifications) of one's opponents. Candidates, in an abundance of caution, should avoid making any reference to opponents in their candidate statements. Candidates should seek the advice of private legal counsel if unsure as to whether their candidate statement does or does not comply with applicable law before filing.

SECTION 15. The candidate statement shall be filed in typewritten form at the Office of the City Clerk at the time the candidate's nomination papers are filed. The candidate 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 16. Subject to any logistical constraints imposed by the County Registrar by virtue of consolidation, the City Clerk shall have translated (from the English to relevant foreign languages authorized under the Voting Rights Act of 1965) and printed in the sample ballot only the candidate statement of those candidates who request such translation and printing at the time of filing of the candidate statement.

SECTION 17. No candidate for any elected office of the City shall be permitted to include additional materials in the sample ballot.

SECTION 18. Each candidate for any of the offices to be elected at the General Municipal Election to be conducted on November 5, 2024, who files a candidate statement shall, as a condition of having his or her candidate statement included in the voters' pamphlet, concurrently deposit with the City Clerk an amount, as reasonably estimated by the City Clerk, to pay in advance his or her estimated *pro rata* share of the actual costs of printing and handling such candidate statements incurred by the City of Cudahy and/or the County Clerk as a result of providing such service at the time of filing such statement with the City Clerk. In the event that the amount paid as a deposit by a candidate includes overpayment of actual costs incurred by the City of Cudahy and/or the County Clerk, the City Clerk shall prorate the excess amount among the candidates and refund the excess amount paid within thirty (30) days following the date of the election.

SECTION 19. Pursuant to Section 13307(c) of the California Elections Code, the City Council authorizes the preparation of candidate statements for the purpose of electronic distribution. A statement prepared pursuant to this subdivision shall be posted on the Los Angeles County Elections Official website. Pursuant to Section 13307.7(a) of the Elections Code, candidates shall provide payment of the requisite fee to cover the duties and procedures set forth in Sections 13307(b) and (d) of the Elections Code.

SECTION 20. The City Clerk shall provide each candidate or candidate's representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 21. The City Council has determined that the action to be taken in the event of a tie vote is as follows: by lot pursuant to Elections Code Section 15651(a), unless the City Council adopts the provisions of Elections Code 15651(b) prior to the conduct of the election resulting in the tie vote.

SECTION 22. 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 23. That 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 24. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

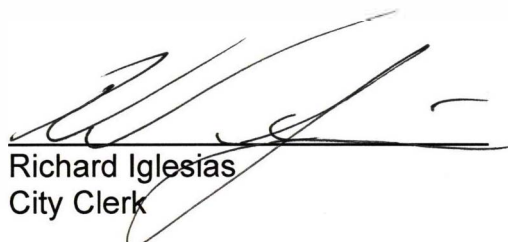
SECTION 25. That the City Clerk shall forward without delay, a copy of said resolution to the Los Angeles County Board of Supervisors and the Los Angeles County Registrar-Recorder/County Clerk.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Cudahy at its regular meeting on this 4th day of June 2024.



Jose R. Gonzalez
Mayor

ATTEST:




Richard Iglesias
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF CUDAHY)

I, Richard Iglesias, City Clerk of the City of Cudahy, hereby certify that the foregoing Resolution No.24-17 was passed and adopted by the City Council of the City of Cudahy at a regular meeting held on the 4th day of June 2024, and that said Resolution was adopted by the following vote, to-wit:

- AYES: Fuentes, C. Gonzalez, Lomeli, and Alcantar
- NOES: None
- ABSENT: J. Gonzalez
- ABSTAIN: None


Richard Iglesias
City Clerk