

RESOLUTION NO. 2021-129

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADOPTING PROVISIONS REGARDING CAMPAIGN FINANCE REFORM

WHEREAS, the City of Hollister does not currently have campaign finance contribution limits; and

WHEREAS, Assembly Bill No. 571 ("AB 571") imposed a default campaign contribution limit upon cities and counties effective January 1, 2021; and

WHEREAS, California Government Code Section 85702.5 permits the City of Hollister to act by either ordinance or Resolution to establish its own campaign contribution limits that differ from those described in Government Code Sections 85301 and 83124; and

WHEREAS, California Government Code section 82015 requires candidates, such as those running for city councils, to report campaign loans; and

WHEREAS, monetary loans to political campaigns, just as monetary contributions, can risk the exercise of disproportionate or controlling influence on the election of candidates; and

WHEREAS, transparency in local elections regarding financial contributions and influence are important to promoting the election process.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Hollister does hereby proclaim, find, determine, resolve, and order as follows:

Section 1 Recitals. The City Council does hereby proclaim, find, determine, and resolve that all of the foregoing recitals are true and correct.

Section 2. Disclosure. All candidates required to file campaign statements, statements of economic interest, reports, or other documents as referenced in Hollister Municipal Code section 2.18.010 or by State law shall do so for all campaign contributions which are individually or cumulatively equal to or greater than one dollar (\$1.00). Reportable contributions shall include, without limitation, money paid, loaned, contributed, or otherwise furnished to the candidate or any committee for the use of such candidate or such committee directly or indirectly, in aid of the candidate's election, or for the qualification, passage, or defeat of any measure. Said disclosure shall include the name of the contributing person or entity. All independent expenditure committees shall disclose their top ten highest monetary contributors on all literature and advertising used or distributed during a campaign for or against a candidate's election, or for the qualification, passage, or defeat of any measure.

Section 3. Limits on Contributions.

A. No individual or entity, including without limitation a firm, partnership, joint venture, syndicate, business trust, company, corporation, association, committee, or any other organization or group of persons acting in concert, shall contribute to any candidate for the office of city council member, or to the controlled committee

of such a candidate, and no such candidate or the candidate's controlled committee shall accept, a contribution or cumulative contributions totaling more than two hundred fifty dollars (\$250.00) for each election in which the candidate is on the ballot or is a write-in candidate.

B. A candidate for the office of city council member shall have no more than one campaign committee and one checking account out of which all expenditures shall be made. This subsection shall not prohibit the establishment of savings accounts, but no qualified campaign expenditures shall be made out of these accounts.

C. Nothing in this section shall be deemed to prohibit loans from a candidate to his/her own campaign in accordance with state law.

Section 4. Severability. If any part, section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held invalid, unconstitutional, or otherwise unenforceable by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and shall not affect the validity of the remaining portions hereof.

Section 5. Effective Date. This Resolution and each of its provisions shall take effect immediately upon adoption.


PASSED AND ADOPTED, by the City Council of the City of Hollister at a Regular Meeting held this 21st day of June, 2021, by the following vote:

AYES: Council Members Perez, Burns, Resendiz, and Mayor Velazquez.

NOES: None.

ABSTAINED: None.

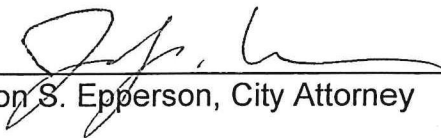
ABSENT: None.



Ignacio Velazquez, Mayor

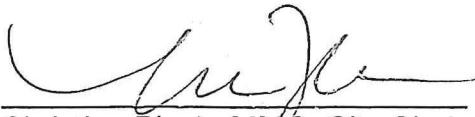
APPROVED AS TO FORM:

Epperson Law Group PC



Jason S. Epperson, City Attorney

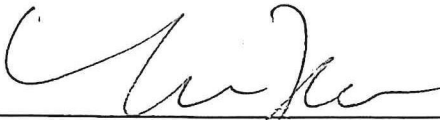
ATTEST:



for Christine Black, MMC, City Clerk

I, CHRISTINE BLACK, MMC, City Clerk of the City of Hollister, do hereby certify that the attached Resolution No. 2021-129 is an original Resolution, or true and correct copy of a City Resolution, duly adopted by the Council of the City of Hollister at a Regular Meeting of said Council held on the 21st day of June, 2021, at which meeting a quorum was present.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the City of Hollister this 21st day of June, 2021.



for _____
Christine Black, MMC
City Clerk of the City of Hollister

(Seal)

CITY OF HOLLISTER
DUPLICATE OF ORIGINAL
ON FILE IN THE
OFFICE OF THE CITY CLERK