

RESOLUTION NO. 43-06

**RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,
ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE
PERTAINING TO CANDIDATE'S STATEMENTS SUBMITTED TO THE VOTERS AT
AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 7, 2006, COSTS OF
CANDIDATE'S STATEMENTS AND OTHER FEES, WORD LIMIT ON
CANDIDATE'S STATEMENT, AND ACTION TO BE TAKEN IN CASE OF A TIE
VOTE**

BE IT RESOLVED by the Council of the City of Richmond, California, as follows:

1. GENERAL PROVISIONS: Pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of Richmond on Tuesday, November 7, 2006, may prepare a candidate's 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 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 The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

(a) The filing period for all candidates for elective office to the City Council will open on Monday, July 17, 2006, at 8:30 a.m. and close on Friday, August 11, 2006, at 5:00 p.m. If an Incumbent does not file his or her nomination papers by 5:00 p.m. on Friday, August 11, 2006, the nomination period will extend to Wednesday, August 16, 2006, 5:00 p.m., for non-incumbents only.

2. PAYMENT: Each candidate shall pay the following:

(a) The candidate shall be required to pay to the City Clerk at the time he or she requests a nomination packet a fee of \$25.

(b) The candidate shall pay at the time he or she files nomination papers a filing fee in the amount listed below:

1. **Candidate for Mayor** – a filing fee in the amount of \$1,974.16. Said fee includes \$1,270 as the estimated cost for the printing, handling, translating, and mailing of the candidate's statement and a filing fee in the amount of \$704.16, two percent (2%) of the annual Mayor's salary as required in Section 2 of Article V of the Charter of the City of Richmond.

2. **Candidate for City Council** – a filing fee in the amount of \$1,539.28. Said fee includes \$1,270 as the estimated cost for the printing, handling, translating, and mailing of the candidate's statement and a filing fee in the amount of \$269.28, two percent (2%) of the annual Councilmember's salary as required in Section 2 of Article V of the Charter of the City of Richmond.

(c) If the cost of the candidate's statement is less than the estimated cost, the City Clerk shall prorate the excess amount among the candidates and refund the excess payment within 30 days of the election.

(d) If the cost of the candidate's statement is more than the estimated cost, the City Clerk shall require the candidate to pay the balance of the costs incurred within 30 days.

3. ACTION TO BE TAKEN IN CASE OF A TIE VOTE: If two or more candidates receive an equal and the highest number of votes, the City Clerk shall summon the candidates receiving the tie vote to appear before her, at the time designated by the City Clerk, in the Council Chamber of City Hall. The City Clerk shall place the name of each candidate in a sealed unmarked envelope and the tie vote shall be broken by lot.

4. The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the original Resolutions.

BE IT FURTHER RESOLVED that the City Clerk shall provide each candidate a copy of this Resolution at the time nominating petitions are issued.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF RICHMOND

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond, California at a regular meeting thereof held on June 6, 2006, by the following vote:

AYES:	Councilmembers Bates, Butt, Griffin, McLaughlin, Rogers, Thurmond, Viramontes and Mayor Anderson
NOES:	None
ABSTENTIONS:	None
ABSENT:	Councilmember Marquez

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

IRMA L. ANDERSON
Mayor

Approved as to form:

JOHN EASTMAN
City Attorney

State of California)
County of Contra Costa :
City of Richmond)

I certify that the foregoing is a true copy of Resolution 43-06, passed and adopted by the Council of the City of Richmond at a regular meeting thereof held on June 6, 2006.

Clerk of the City of Richmond