

**City of Moreno Valley  
June 6, 2017  
Special Municipal Election**

**GENERAL INFORMATION**

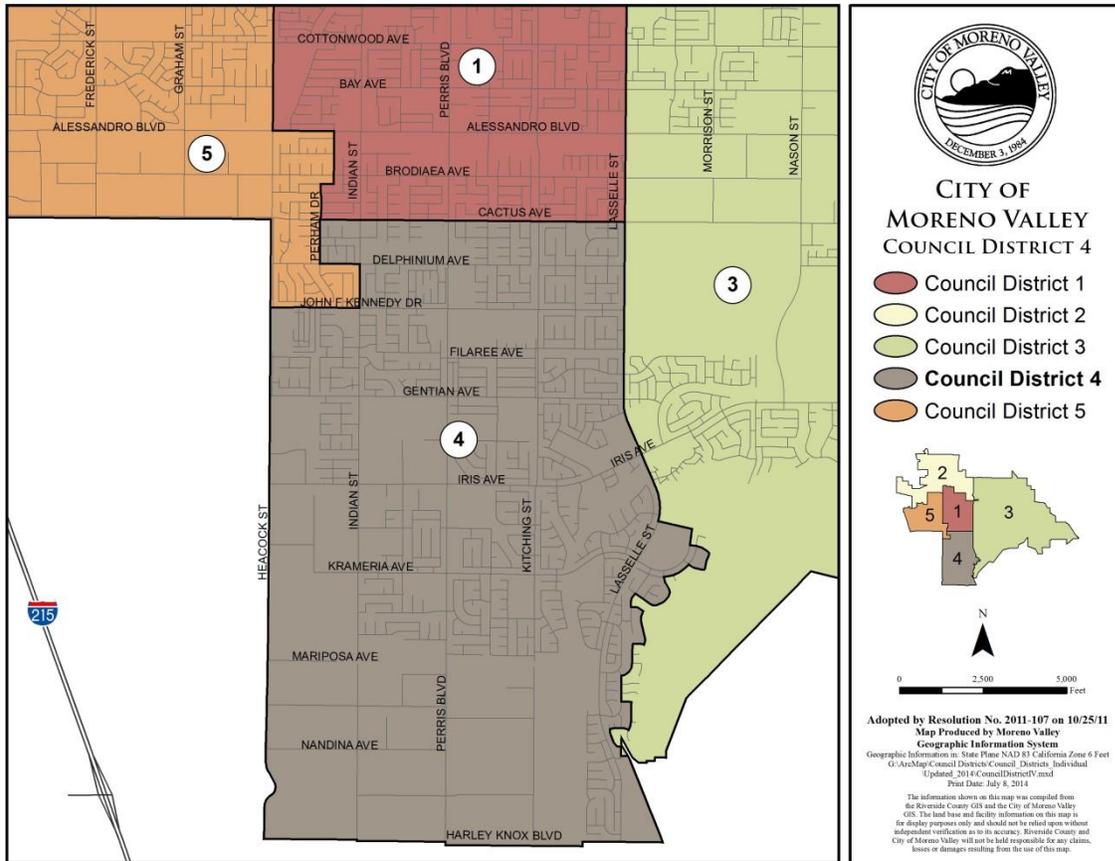
**Date of Election: Tuesday, June 6, 2017  
Polls are open from 7 a.m. to 8 p.m.**

Potential candidates can obtain and file nomination papers from February 13 – March 10.

**Position Available:**

<b>Office</b>	<b>District</b>
Councilmember	4

As a result of the November 2016 Election, a vacancy was created in District 4. This vacancy must be filled by a candidate residing within the old District 4 boundaries. The term will expire in November 2018.



Each councilmember represents a geographic district where he or she resides; they are elected by the registered voters in that district.

### Eligibility for Candidacy

A candidate for election must be 1) a United States citizen; 2) 18 years of age or older by Elections Day; 3) a registered voter in the City of Moreno Valley **at the time nomination papers are issued**; and 4) eligible to take the oath of office.

A candidate may not hold a public office if he or she has been convicted of designated crimes specified in both the California Constitution and statutes. Article 7, Section 8(b) of the constitution notes that persons who have been convicted of bribery, perjury, forgery, malfeasance in office or other high crimes shall be prohibited from holding elected office. The California legislature has further stated that any person has

bound him or herself by oath to support, maintain or further the military or political activities of any foreign government is prohibited from serving in public office (Government Code, Section 1023).

### **Nonpartisan Offices**

The municipal offices of councilmember and mayor are considered nonpartisan offices – free from any party affiliation.

### **Incompatible Offices**

CA Government Code Section 1099 codifies the common law prohibition against the holding of “incompatible offices.” This doctrine restricts the ability of public officials to hold two different public offices simultaneously if the offices have overlapping and conflicting public duties. For this section to apply, each position must be a “public office.”

Pursuant to Section 1099, a person may not simultaneously hold two public offices if:

1. Either of the offices exercises a supervisory, auditing, or removal power over the other office or body,
2. There is a significant clash of duties or loyalties between the offices, or
3. There are public policy considerations that make it improper.

The consequence of holding an incompatible office is that the person is “deemed to have forfeited the first office upon acceding to the second.”

The Attorney General’s office has issued numerous opinions on the subject which are available on the Attorney General’s web site: <http://caag.state.ca.us>. If you have a question about whether two public offices which you hold or seek to hold would be considered incompatible offices, contact the Attorney General’s office.

The City Clerk's office will check only registered voter status and residency. It is the candidate's responsibility to assure that they meet other legal requirements.

### **Name Order of Appearance on Ballot**

On March 16, the Secretary of State will conduct a drawing of the letters of the alphabet, which is known as the randomized alphabet. Names of candidates are placed on the ballot in the order determined by the randomized alphabet.

### **Candidates' Statements**

Each candidate is entitled to submit a candidate's statement to be included in the voter's pamphlet distributed to registered voters in their geographical area. Candidate's statements are limited to two hundred (200) words and may contain the name, age and occupation of the candidate together with a brief description of the candidate's education and qualifications. The statement may not make reference to other candidate's qualifications, character or activities. Guidelines for computing the word count and the format in which the statement must be submitted will be included with the nomination papers.

**The wording of a candidate's statement cannot be changed after it has been filed.** It can be withdrawn at any time up to 5:00 p.m. of the next working day after the nomination period closes (March 13, 2017).

Those candidates choosing to have a candidate's statement pay a deposit established by the City Council, to cover the cost of printing, handling and mailing the statement as a part of sample ballots. The actual cost will be set by the County of Riverside. If the cost is less than the deposit, the excess will be refunded. If it is greater, the candidate will be billed for the additional amount.

## **Election Functions**

The Moreno Valley City Clerk and the County Registrar of Voters share responsibility for City elections.

The City Clerk is responsible for the issuance and acceptance of nomination papers, acceptance of ballot measures and arguments, publication of legal notices, filing of campaign disclosure statements, and monitoring compliance with the City's election ordinances – term limits and election signage.

The County Registrar of Voters verifies signatures on petitions, arranges for printing and mailing of voter information and ballots, provides precinct lists and maps, employs precinct officials, obtains polling places, counts ballots, canvasses returns and certifies election results.

The City Clerk reports election results to the Moreno Valley City Council, which then adopts a resolution declaring the results. The City Clerk administers the oath of office to newly-elected officials.

## **Election Night Results**

All ballots are tabulated by the Registrar of Voters at a central location -2724 Gateway Drive, Riverside. The vote counting procedure is open to public viewing. Unofficial results are available throughout the evening in the Registrar of Voters Office following the close of the polls - vote by mail ballots will be reported first. Election results may be obtained by telephone 951-486-7200 or on the County website: <http://www.voteinfo.net>

## **Prohibitions**

A candidate and members of a candidates' household are not eligible to serve as precinct officials, or to provide polling place facilities, for any election at which the candidates name appears on the ballot.

## **Public Information**

Most documents and processes of municipal government are open for public participation and/or inspection. The election process is no exception. Candidates will be requested to include contact information, personal financial information and background information. Most of this information becomes public immediately and eventually all of the information becomes public and is available at City Hall for inspection.