ORDINANCE NO. 80

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, ESTABLISHING A FILING FEE TO DEFRAY IN PART THE COST TO THE CITY OF PROCESSING NOMINATION PAPERS FOR COUNCILMANIC ELECTIONS.

The City Council of the City of Moreno Valley, California, does ordain as follows:

1. RECITALS:

1.1 The cost to the City of processing nomination papers for councilmanic elections exceeds twenty-five dollars ($25.00) for each nomination filed.

1.2 Pursuant to Section 22843 of the California Elections Code, the City may establish and collect a filing fee, not to exceed twenty-five dollars ($25.00) for each nomination filed, to defray the cost to the City of processing such nomination papers.

1.3 It is in the best interests of the City that a filing fee be established and collected to defray as much as possible the cost to the City of processing nomination papers for councilmanic elections.

1.4 It is also in the best interests of the City that no otherwise eligible person be excluded from candidacy for City Council membership because such person could not pay the filing fee connected with such candidacy.

2. FILING FEE ESTABLISHED:

2.1 There is hereby set and established a filing fee of twenty-five dollars ($25.00) to defray in part the cost to the City of processing nomination papers for councilmanic elections within the City of Moreno Valley.

2.2 The filing fee set and established by Section 2.1 of this Ordinance shall be payable in respect to each such nomination filed and shall be paid upon the filing of the nomination papers therefor.

2.3 Except as provided in Section 3.1 of this Ordinance, nomination papers for councilmanic elections shall not be accepted unless accompanied by the filing fee set and established by Section 2.1 hereof.

2.4 Filing fees collected pursuant to this Ordinance shall be paid into the general fund of the City.

3. PETITION IN LIEU OF FEES:

3.1 Notwithstanding any other provision of this Ordinance, a candidate for member of the City Council of the City of Moreno Valley may submit, in lieu of all or part of the required filing fee, a petition containing four qualified signatures for each dollar of the filing fee not paid.

3.2 Within the meaning of Section 3 hereof, a qualified signature is the signature of a person who, at the time of providing such signature, was a registered voter within the councilmanic district for which the related nomination papers are to be filed.

3.3 Any petition submitted pursuant to this Section in lieu of all or part of the required filing fee shall be submitted to the City Clerk with nomination papers related thereto, together with the amount of the filing fee, if any, remaining to be paid.

4. NO EXTENSION OF FILING DEADLINE:

4.1 Nothing contained in this Ordinance shall be construed to extend or otherwise modify the period of time for filing nomination papers for councilmanic elections.

5. OPERATION:

5.1 The filing fee set and established by this Ordinance shall be operative for councilmanic nominations for the general municipal election to be held on November 4, 1986 and for each special and general municipal election held thereafter for election to membership on the City Council.

6. NOTICE OF ADOPTION:

6.1 Within fifteen (15) days after the adoption of this Ordinance, the City Clerk shall certify to the adoption hereof and, as so certified, shall cause it to be posted in at least three public places within the City.

7. EFFECTIVE DATE:

7.1 Pursuant to Subdivision (a) of Section 36937 of the California Government Code, this Ordinance shall become effective upon the date of its adoption as an ordinance relating to an election.

ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this 17th day of June, 1986.

Judith A. Nieburger
Mayor of the City of Moreno Valley

ATTEST:

Pamela S. Lee
City Clerk of the City of Moreno Valley

APPROVED AS TO FORM:

Earl Dudd June 13, 1986
City Attorney

I, Pamela L. Lee, Deputy, City Clerk of the City of Moreno Valley, California, hereby certify that the foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the 17th day of June, 1986, and that thereafter the said ordinance was duly and regularly adopted at a meeting of the City Council on the 17th day of June, 1986, by the following vote, to wit:

Ayes: Councilmembers: Horspool, Tanner, and Mayor Nieburger

Noes: Councilmembers: Lynn and Carroll

Absent:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Moreno Valley, California, this 20th day of June, 1986.

(SEAL)

Pamela L. Lee
City Clerk of the City of Moreno Valley