



City of Sacramento City Council

915 I Street, Sacramento, CA, 95814
www.CityofSacramento.org

Meeting Date: 3/22/2011

Report Type: Consent

Title: (Pass for Publication) Ordinance: Chapter 2.13 of the Sacramento City Code Relating to Campaign Contribution Limits

Report ID: 2011-00306

Location: Citywide

Recommendation: 1) Review an Ordinance amending Chapter 2.13 of the Sacramento City Code Sections 2.13.050, 2.13.065, 2.13.080 and 2.13.085 relating to campaign contribution limitations; and 2) Pass for publication the Ordinance title as required by Sacramento City Charter 32(c) to be adopted on March 29, 2011.

Contact: Stephanie Mizuno, Assistant City Clerk, (916) 808-8093, Office of the City Clerk; Matthew Ruyak, Supervising Deputy City Attorney, (916) 808-5346, Office of the City Attorney

Presenter: None

Department: City Clerk

Division: Elections

Dept ID: 04001021

Attachments:

- 1-Description/Analysis
- 2-Background
- 3-Redlined Ordinance
- 4-Clean Ordinance

City Attorney Review

Approved as to Form
Matthew Ruyak
3/15/2011 11:15:31 AM

Approvals/Acknowledgements

Department Director or Designee: Shirley Concolino 03/9/2011 3:00 PM

Assistant City Manager: Patti Bisharat - 3/9/2011 4:47:44 PM

Description/Analysis

Issue: Adjust the various financial limits contained in the campaign contribution limit chapter of the Sacramento City Code to reflect changes in the consumer price index.

Policy Considerations: Prior to presenting an ordinance to the City Council for approval, the ordinance title must first be passed for publication.

Environmental Considerations: None.

Sustainability: None.

Commission/Committee Action: Pursuant to the request of Councilmember Cohn at the Council meeting of March 8, 2011, this report bypassed the Law and Legislation Committee due to the administrative nature of the action.

Rationale for Recommendation: In compliance with City Code, update the various limits to reflect changes in the consumer price index.

Financial Considerations: None.

Emerging Small Business Development (ESBD): None.

Background:

City Code Section 2.13.120 and 2.14.320 pertaining to contribution limits and campaign financing require a periodic review of the various campaign limits. These limits include campaign contributions, campaign spending limits, public matching funds, aggregate off-year limits and contributions to legal defense funds. As provided in City Code, the City Clerk shall bring forth amendments in March of every odd year updating these limits to reflect any increase or decrease in the Consumer Price Index for All Urban Consumers (CPI-U) over the previous two years (2009 and 2010). Based on the activity of the CPI-U (-0.4% and 1.6% respectively), the amendments will reflect the “proposed limits” column of the following table. **Note that some limits will not change.**

City Code Section 2.14.320(E) provides that in any budget year in which funds for public funding of campaigns are not included in the Campaign Reform Fund budget, such limits shall not be adjusted. Therefore, the limits for campaign spending and public matching funds are not being adjusted at this time.

Limit Type	Office	2009 Approved Limits	2011 Proposed Limits
Contribution Limits – From: Person From: Large Political Committee	To: Councilmember	1,500 5,000	* 1,500 5,050
Contribution Limits – From: Person From: Large Political Committee	To: Mayor	3,000 10,000	3,050 10,100
Aggregate Off-Year Contributions	Councilmember	25,000	25,300
Aggregate Off-Year Contributions	Mayor	50,000	50,600
Legal Defense Fund Contributions	Councilmember and Mayor	1,000	* 1,000

*** = No Change**

ORDINANCE NO.

Adopted by the Sacramento City Council

Date Adopted

**AN ORDINANCE AMENDING SECTIONS 2.13.050, 2.13.065, 2.13.080 AND
2.13.085 OF THE SACRAMENTO CITY CODE
RELATING TO CAMPAIGN CONTRIBUTION LIMITS**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Subsection (A) of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

A. Council Members. Contributions to candidates for the office of city council member shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code Sections 85301 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of city council member, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept any contribution which would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee, to exceed one thousand five hundred dollars (\$1,500.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of city council member, or a controlled committee of such controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution which would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed five thousand fifty dollars (\$5,050.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

SECTION 2.

Subsection (B) of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

B. Mayor. Contributions to candidates for the office of mayor shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code Sections 85300 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of mayor, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee, shall accept into the candidate's campaign contribution account, any contribution which would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee to exceed three thousand fifty dollars (\$3,050.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of mayor, or a controlled committee of the candidate or such candidate's controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution which would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed ten thousand one hundred dollars (\$10,100.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

SECTION 3.

Section 2.13.065 of the Sacramento City Code is amended to read as follows:

A. Candidate for City Council Position. A candidate or controlled committee of a candidate for a city council position other than mayor shall provide the following written notice:

NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for a City Council position for a primary, general or special election. Generally, a contributor other than a large political committee may not give more than \$1,500 to a candidate for a City Council position for a primary, general or special election, while a large political committee may not give more than \$5,050 to a candidate

for City Council for a primary, general or special election. Chapter 2.13 contains certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

B. Candidate for Mayoral Position. A candidate or controlled committee of a candidate for mayor shall provide the following written notice:

NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for Mayor for a primary, general or special election. Generally, a contributor other than a large committee may not give more than \$3,050 to a candidate for Mayor for a primary, general or special election, while a large political committee may not give more than \$10,100 to a candidate for Mayor for a primary, general or special election. Chapter 2.13 contains certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

SECTION 4.

Subsection (A) of Section 2.13.080 of the Sacramento City Code is amended to read as follows:

A. Aggregate Limits.

1. Except as provided in subsection (A)(2) of this section, the following aggregate off-election year contribution limits shall apply:

a. No councilmember or candidate for the city office of councilmember shall accept contributions totaling more than twenty-five thousand three hundred dollars (\$25,300.00) in any single off-election year.

b. No mayor or candidate for the city office of mayor shall accept contributions totaling more than fifty thousand six hundred dollars (\$50,600.00) in any single off-election year.

ORDINANCE NO.

Adopted by the Sacramento City Council

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**AN ORDINANCE AMENDING SECTIONS 2.13.050, 2.13.065, 2.13.080 AND
2.13.085 OF THE SACRAMENTO CITY CODE
RELATING TO CAMPAIGN CONTRIBUTION LIMITS**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Subsection (A) of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

A. Council Members. Contributions to candidates for the office of city council member shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code Sections 85301 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of city council member, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept any contribution which would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee, to exceed one thousand five hundred dollars (\$1,500.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of city council member, or a controlled committee of such controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution which would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed five thousand fifty dollars (\$5,050.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

SECTION 2.

Subsection (B) of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

B. Mayor. Contributions to candidates for the office of mayor shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code Sections 85300 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of mayor, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee, shall accept into the candidate's campaign contribution account, any contribution which would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee to exceed three thousand fifty dollars (\$3,050.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of mayor, or a controlled committee of the candidate or such candidate's controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution which would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed ten thousand one hundred dollars (\$10,100.00) in any of the following periods: a primary election period; a general election period; or a special election period; provided that, to the extent the Political Reform Act establishes a lower limit for special elections, the lower limit shall apply.

SECTION 3.

Section 2.13.065 of the Sacramento City Code is amended to read as follows:

A. Candidate for City Council Position. A candidate or controlled committee of a candidate for a city council position other than mayor shall provide the following written notice:

NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for a City Council position for a primary, general or special election. Generally, a contributor other than a large political committee may not give more than \$1,500 to a candidate for a City Council position for a primary, general or special election, while a large political committee may not give more than \$5,050 to a candidate

for City Council for a primary, general or special election. Chapter 2.13 contains certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

B. Candidate for Mayoral Position. A candidate or controlled committee of a candidate for mayor shall provide the following written notice:

NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for Mayor for a primary, general or special election. Generally, a contributor other than a large committee may not give more than \$3,050 to a candidate for Mayor for a primary, general or special election, while a large political committee may not give more than \$10,100 to a candidate for Mayor for a primary, general or special election. Chapter 2.13 contains certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

SECTION 4.

Subsection (A) of Section 2.13.080 of the Sacramento City Code is amended to read as follows:

A. Aggregate Limits.

1. Except as provided in subsection (A)(2) of this section, the following aggregate off-election year contribution limits shall apply:

a. No councilmember or candidate for the city office of councilmember shall accept contributions totaling more than twenty-five thousand three hundred dollars (\$25,300.00) in any single off-election year.

b. No mayor or candidate for the city office of mayor shall accept contributions totaling more than fifty thousand six hundred dollars (\$50,600.00) in any single off-election year.