



## AGENDA REPORT

**Meeting Date:** November 4, 2010  
**Item Number:** F-4  
**To:** Honorable Mayor & City Council  
**From:** Byron Pope, City Clerk  
**Subject:** AN ORDINANCE OF THE CITY OF BEVERLY HILLS INCREASING THE CONTRIBUTION LIMITS FOR CITY ELECTIONS, AND AMENDING THE BEVERLY HILLS MUNICIPAL CODE

**Attachments:** 1. Ordinance

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### **RECOMMENDATION**

Staff recommends that the City Council move to:

Read the ordinance entitled "Ordinance of the City of Beverly Hills Increasing the Contribution Limits for City Elections, and Amending the Beverly Hills Municipal Code" by title only, waiver further reading and introduce the ordinance.

### **INTRODUCTION**

This ordinance will increase the contribution limit for regular municipal elections when a candidate for City Council and City Treasurer accepts the voluntary campaign expenditure ceiling.

### **DISCUSSION**

Per the consensus of the City Council at the Study Session held on Monday, October 18, 2010, this ordinance increases the contribution limits to \$400 for candidates who accept the voluntary spending limit of \$75,000. The voluntary spending limit remains at \$75,000, and the contribution limit for candidates who do not accept the voluntary spending limit remains at \$125 per contribution.

Staff is recommending that the City Council introduce the ordinance and at the same time, adopt the ordinance as an urgency ordinance. This will allow the contribution limit for individual, entity and couple donations to take effect immediately prior to the close of the filing period for nomination papers. If the ordinance did not take effect immediately,

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candidates would have commenced campaigning and there would be confusion as which finance campaign regulations are applicable.

**FISCAL IMPACT**

This ordinance (regular and urgency) will have no material financial impact on the City.

  
\_\_\_\_\_  
for Byron Pope  
Approved By

# **Attachment 1**

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF BEVERLY HILLS  
INCREASING THE CONTRIBUTION LIMITS FOR  
CITY ELECTIONS, AND AMENDING THE BEVERLY  
HILLS MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS DOES  
ORDAIN AS FOLLOWS:

Section 1. Subsection A of Section 1-8-3 of Chapter 8, Title 1 of the Beverly Hills Municipal Code is hereby amended to increase the contribution limits to four hundred dollars (\$400) for candidates who do accept voluntary spending limits, and to four hundred dollars (\$400) for committees which support or oppose candidates, and to read as follows:

“A. Limits On Contributions By Persons And Committees:

1. Except as provided in this section and section 1-8-4 of this chapter, no person or committee shall make to any candidate, including the controlled committee of such candidate, a contribution in excess of one hundred and twenty-five dollars (\$125.00) for any single election at which the candidate is attempting to be, or is, on the ballot. Additionally, no candidate or candidate's controlled committee shall solicit or accept any contribution that will cause the amount contributed by the contributor to the candidate or the candidate's controlled committee to exceed one hundred and twenty-five dollars (\$125.00) for any single election at which the candidate is attempting to be, or is, on the ballot.
2. Notwithstanding subsection A1 of this section, if a candidate accepts the voluntary expenditure ceiling established by section 1-8-4 of this chapter, no person or committee shall make to any such candidate, including the controlled committee of such candidate, a contribution in excess of four hundred dollars (\$400.00) for any single election at which the candidate is attempting to be, or is, on the ballot. Additionally, no candidate or candidate's controlled committee shall solicit or accept any contribution that will cause the amount contributed by the contributor to the candidate or the candidate's controlled committee to exceed four hundred dollars (\$400.00) for any single election at which the candidate is attempting to be, or is, on the ballot.
3. No person shall make to any committee which supports or opposes any candidate or candidates, other than a candidate's controlled committee subject to subsections A1 or A2 of this section, and no such committee shall solicit or accept from any such person a contribution or contributions totaling more than four hundred dollars (\$400.00) for any single election.
4. The city council may, by resolution, adjust the contribution limit established in this subsection A in October of every even numbered year to reflect any increase or decrease

in the California consumer price index since the last such adjustment of the contribution limit. Such adjustments shall be rounded to the nearest ten-dollar (\$10.00) amount.

5. The limitations of this subsection A shall not apply to contributions of a candidate's personal funds to his or her controlled campaign committee on behalf of his or her own candidacy, and shall apply to contributions from the candidate's spouse.”

Section 2. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the City within fifteen (15) days after its passage, in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance, and shall cause this Ordinance and her certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 3. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

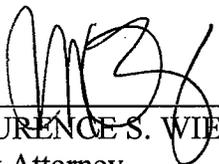
Adopted:

\_\_\_\_\_  
JIMMY DELSHAD  
Mayor of the City of  
Beverly Hills, California

ATTEST:

\_\_\_\_\_(SEAL)  
BYRON POPE  
City Clerk

Approved as to form:

  
\_\_\_\_\_  
LAURENCE S. WIENER  
City Attorney

Approved as to content:

\_\_\_\_\_  
JEFFREY KOLIN  
City Manager