

CITY OF ALAMEDA RESOLUTION NO. _____

ALLOWING ELECTRONIC FILING OF CAMPAIGN
FINANCE DISCLOSURE FORMS

WHEREAS, the City Council finds that public access to campaign disclosure information is a vital and integral component of a fully informed electorate; and transparency in campaign financing is critical in order to maintain public trust and support of the political process; and

WHEREAS, since the enactment of the Political Reform Act, candidates and committees have complied with filing requirements by filing paper copies of campaign statements and reports; and the City Clerk's office expends a significant amount of time to make such paper filings readily available to the public; and

WHEREAS, in July 2012, the California Legislature approved Assembly Bill 2452 which authorizes local jurisdictions to require the filing of campaign statements and reports in an electronic format; and the Governor approved the legislation on July 13, 2012 and it took effect on January 1, 2013.

WHEREAS, the City Council of the City of Alameda finds that electronic filing will conserve resources and ensure the public has access to information disclosed in campaign statements and reports in a timelier manner; and that the electronic filing system will operate securely and effectively and will not unduly burden filers.

NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Alameda authorizes electronic filing as follows:

Section 1. Purpose. The purpose of this resolution is to allow online electronic filing of campaign statements and allow online reporting of contributions and independent expenditures regarding elections of candidates to Alameda offices and the qualification or passage of local ballot measures within the City of Alameda as currently required under the Political Reform Act, (commencing with California Government Code Section 84200 et seq.) in order to facilitate review and maximize the availability of this information to the public.

Section 2. Authority. This resolution is adopted pursuant to California Government Code Section 81013 which authorizes local agencies to impose additional requirements on any person so long as the requirements do not prevent the person from complying with the Political Reform Act.

Section 4. Relationship to the Political Reform Act of 1974. This resolution is intended to supplement the Political Reform Act as amended. Unless a word or term is specifically defined in this resolution or the contrary is stated or clearly appears from the context, words and terms shall have the same meaning as when they are used in Title 9 of the California Government Code, in which the Political Reform Act is codified, and as

supplemented by the Regulations of the Fair Political Practices Commission as set forth in Title 2, Division 6 of the California Code of Regulations (“Regulations”), as well as any amendments to the Act or to the Regulations. If any provision of this resolution is held invalid, the terms of the Act and its Regulations control and supersede the terms of this resolution to the extent necessary to bring this resolution into full compliance therewith.

Section 5. Application of Resolution. The provisions of this resolution shall only apply to candidates seeking election to a City office in the City of Alameda, their Controlled Committees or Committees formed or existing primarily to support or oppose their candidacies, and to Committees formed or existing primarily to support or oppose a Candidate or to support or oppose the qualification, passage or defeat of, a local ballot measure which is being voted on only in the City of Alameda, and to Local General Purpose Committees active only in the City of Alameda. In the event a City Candidate also runs for a non-City office, the provisions of this resolution do not apply to the Local Candidate’s campaign for such other office, nor to any Committee established solely for the purpose of running for such state, federal, County, special district, or other non-City office.

Section 6. Severability. If any provision, clause, sentence or paragraph of this resolution or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this resolution which can be given effect without the invalid provision or application, and to this end, the provisions of this resolution are hereby declared to be severable.

Section 7. Effective Date. This Resolution shall become effective upon its adoption.

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I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in regular meeting assembled on the 6th day of March, 2018, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 7th day of March, 2018.

Lara Weisiger, City Clerk
City of Alameda

APPROVED AS TO FORM:

Janet C. Kern, City Attorney
City of Alameda