

1982 GENERAL
MUNICIPAL ELECTION

RES. NO. 81-164 -
81-168

Following introduction of the matter by the City Clerk Alice Reimche and discussion, Council took the following actions pertaining to the 1982 General Municipal Election:

a) On motion of Councilman Pinkerton, Murphy second, determined not to consolidate with the County for the 1982 General Municipal Election.

On motion of Mayor Pro Tempore Murphy, Katnich second, adopted Resolution No. 81-164 - Resolution calling a General Municipal Election to be held April 13, 1982.

On motion of Councilman Katnich, Murphy second, adopted Resolution No. 81-165 determining that no limit shall be established on the amount of expenditures or contributions for campaigns for the April 13, 1982 General Municipal Election.

On motion of Councilman Katnich, Pinkerton second, adopted Resolution No. 81-166 - Resolution adopting regulations pertaining to the Candidates Statement for the April 13, 1982 General Municipal Election in that

1) No charges shall be levied to the candidate for the printing, handling, or distribution of the Candidate's Statement.

1982 GENERAL
MUNICIPAL ELECTION

RES. NO. 81-164-81-168
(Cont'd)

2) The Candidate's Statement shall be limited to a maximum of 200 words.

3) Candidates for elective office will not be permitted to prepare separately other materials to be sent to each voter in addition to the sample ballot and the voters pamphlet.

On motion of Councilman Pinkerton, Hughes second, Council adopted Resolution No. 81-167 determining that there will be filing fee charged for the processing of a candidate's nomination papers for the April 13, 1982 General Municipal Election.

On motion of Mayor Pro Tempore Murphy, Pinkerton second, Council adopted Resolution No. 81-168 approving agreement with the County of San Joaquin Election Department to provide equipment and various services for the April 13, 1982 General Municipal Election.

On motion of Councilman Katnich, Pinkerton second, Council reaffirmed its earlier position of providing oral assistance only regarding bilingual voting requirements for the April 13, 1982 General Municipal Election.

COUNCIL COMMUNICATION

TO: THE CITY COUNCIL
FROM: THE CITY MANAGER'S OFFICE

DATE
December 9, 1981

NO.

SUBJECT:
GENERAL MUNICIPAL ELECTION - 1982

During the last few weeks I have provided information to the Council pertaining to the recently enacted SB 230 which provides for the consolidation of elections.

If the Council elects not to consolidate there are a number of items Council needs to consider at this time as nominations will open on January 14, 1982 (Election Date - April 13, 1982).

- 1) We have enclosed a proposed resolution calling a General Municipal Election to be held April 13, 1982.

Prior to the date nominations open, Council must determine whether charges will be levied against candidates requesting Statements of Candidates or other mailings.

Candidates must be provided with a written statement of charges and regulations at the time they pick up their nomination papers (Section 10012 Elections Code).

Note: Such regulations established by the City Council shall not be revoked or modified after the seventh day prior to the opening of the nomination period (January 7, 1982).

The City Council shall make the following determination concerning rules governing submission by candidates of "Candidates Statements":

- a. Whether the City or the candidate will pay for the cost of printing, handling, and mailing of the "Candidates Statement".
- b. Whether to permit the candidate to submit more than 200 words - (may be increased to 400 words).
- c. Whether other mailings will be permitted to be handled by the City Clerk on behalf of the candidates.
- d. And if other mailings are permitted, if the cost of handling, packaging and mailing will be borne by the local agency authorizing the same or will be billed in whole or in part to the candidate submitting the materials.

A filing fee proportionate to the costs of processing a candidate's nomination papers as determined by the City Council and set by ordinance, but not exceeding twenty-five (\$25.00) may be imposed, to be paid upon the filing of such nomination papers. (Section 22843 Elections Code)

As a matter of information, it should be noted that in years past, the City Council elected not to limit the amount of expenditures or contributions for General Municipal Elections; retained a 200 word limit on Candidates Statements; determined that no charges shall be levied to the candidate for the printing, handling or distribution of the Candidates Statement; determined that candidates for elective office will not be permitted to prepare separately other materials to be sent to each voter in addition to the sample ballot and the voters pamphlet; and that there would be no filing fee charged for the processing of a candidate's nomination papers.

Sample resolutions are attached for Council's consideration.


ALICE M. REIMCHE
City Clerk

AR:dg

Attachments

COUNCIL COMMUNICATION

TO THE CITY COUNCIL
FROM THE CITY MANAGER'S OFFICE

DATE

December 9, 1981

NO.

SUBJECT: Agreement with San Joaquin County Election Department for Various Services for the April 13, 1982 General Municipal Election

If the City Council elects not to consolidate with the County, and the General Municipal Election is held April 13, 1982, it is requested that Council adopt a resolution authorizing the Mayor and City Clerk to execute an agreement with the County of San Joaquin Election Department whereby the County agrees to provide certain services of this election.

A copy of the subject agreement is attached and provides for the following services:

- a. Furnish the governing body of the City upon request of the City Clerk, with as many copies as may be needed of the index of registration for each precinct.
- b. Furnish map indicating all precincts embraced within the City of Lodi.
- c. Address voter pamphlet containing sample ballot and absentee voter information.
- d. Prepare list of number of registered voters in each precinct.
- e. Prepare index to precinct consolidation as to polling place.
- f. Prepare precinct consolidation, labels for sample ballots and registration data for official ballots.
- g. Check and package official ballots for consolidated precincts.
- h. Package election supplies for delivery to precinct inspectors.
- i. Select polling places and election officers and mail Notice of Appointment to the election officers.
- j. Perform such other services as may be required by the City Clerk.

The City, in turn, agrees to pay the County for all services, facilities, and equipment furnished by the County to the City in connection with this election.

RECOMMENDED ACTION:

Adopt resolution approving agreement with the County of San Joaquin Election Department to provide equipment and various service for the April 13, 1982 General Municipal Election and authorize the Mayor and City Clerk to execute the agreement on behalf of the City.

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

follow-up

RESOLUTION NO. 81-164

RESOLUTION CALLING A GENERAL MUNICIPAL ELECTION
TO BE HELD APRIL 13, 1982

THE CITY COUNCIL OF THE CITY OF LODI RESOLVES THAT
a General Municipal Election is called to be held on Tuesday,
the thirteenth day of April, 1982 for the following officers:

Three Councilmen

Dated: December 9, 1981

I hereby certify that Resolution No. 81-164 was passed
and adopted by the City Council of the City of Lodi in
a regular meeting held December 9, 1981 by the following
vote:

Ayes: Councilmen - Hughes, Pinkerton, Murphy, Katnich
and McCarty

Noes: Councilmen - None

Absent: Councilmen - None


ALICE M. REIMCHE
City Clerk

RESOLUTION NO. 81-165

RESOLUTION DETERMINING THAT NO LIMIT SHALL
BE ESTABLISHED ON THE AMOUNT OF EXPENDITURES
OR CONTRIBUTIONS FOR CAMPAIGNS FOR THE APRIL
13, 1982 GENERAL MUNICIPAL ELECTION

RESOLVED, that the City Council of the City of Lodi
does hereby determine that no limit shall be established on
the amount of expenditures or contributions for campaigns,
other than those limits set forth by State or Federal law,
for the April 13, 1982 General Municipal Election.

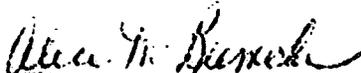
Dated: December 9, 1981

I hereby certify that Resolution No. 81-165 was passed
and adopted by the City Council of the City of Lodi in
a regular meeting held December 9, 1981 by the following
vote:

Ayes: Councilmen - Hughes, Murphy, Pinkerton, Katnich
and McCarty

Noes: Councilmen - None

Absent: Councilmen - None


ALICE M. REIMCHE
City Clerk

RESOLUTION NO. 81-166

RESOLUTION ADOPTING REGULATIONS PERTAINING TO
THE CANDIDATES STATEMENT FOR THE APRIL 13, 1982
GENERAL MUNICIPAL ELECTION

WHEREAS, Section 10012 of the Elections Code of the State of California specifies that before the nomination period opens, the local agency for that election shall determine whether a charge shall be levied against the candidate for the Candidates Statement; whether or not the limitation on words for such statement shall be increased from 200 to 400 words; and whether or not the candidate for elective office will be permitted to prepare separately other materials to be sent to each voter in addition to the sample ballot and the voter's pamphlet;

WHEREAS, Section 10012 of the Elections Code of the State of California further provides that a written statement of the regulations with respect to charges for handling, packaging and mailing shall be provided to each candidate or his representative at the time he picks up his nomination papers;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby set forth the following regulations pertaining to the General Municipal Election to be held April 13, 1982:

- a) No charges shall be levied to the candidate for the printing, handling or distribution of the Candidates Statement.
- b) The Candidates Statement shall be limited to a maximum of 200 words.
- c) Candidates for elective office will not be permitted to prepare separately other materials to be sent to each voter in addition to the sample ballot and the voters pamphlet.

NOW, THEREFORE, BE IT FURTHER RESOLVED that each candidate or his representative shall be provided with a copy of this Resolution at the time he picks up his nomination papers.

Dated: December 9, 1981

I hereby certify that Resolution No. 81-166 was passed and adopted by the City Council of the City of Lodi in an adjourned regular meeting held December 9, 1981 by the following vote:

Ayes: Councilmen - Murphy, Pinkerton, Hughes, Katnich and McCarty

Noes: Councilmen - None

Absent: Councilmen - None


ALICE M. REIMCHE
City Clerk

RESOLUTION NO. 81-167

RESOLUTION DETERMINING THAT THERE WILL BE NO FILING FEE CHARGED FOR THE PROCESSING OF A CANDIDATE'S NOMINATION PAPERS FOR THE APRIL 13, 1982 GENERAL MUNICIPAL ELECTION

WHEREAS, Section 22843 of the Elections Code of the State of California provides that the City Council may impose a filing fee proportionate to the cost of processing a candidate's nomination papers, but not exceeding twenty-five dollars (\$25.00) to be paid upon the filing of such nomination papers;

WHEREAS, Section 10012 of the Elections Code of the State of California further provides that a written statement of the regulations with respect to charges for handling, packaging and mailing shall be provided to each candidate or his representative at the time he picks up his nomination papers;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby set forth the following regulation pertaining to the General Municipal Election to be held April 13, 1982:

- a) No filing fee will be imposed for the processing of candidate's nomination papers.

NOW, THEREFORE, BE FURTHER RESOLVED that each candidate or his representative shall be provided with a copy of this Resolution at the time he picks up his nomination papers.

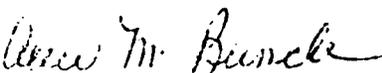
Dated: December 9, 1981

I hereby certify that Resolution No. 81-167 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 9, 1981 by the following vote:

Ayes: Councilmen - Hughes, Pinkerton, Katnich and McCarty

Noes: Councilmen - Murphy

Absent: Councilmen - None


ALICE M. REIMCHE
City Clerk

RESOLUTION NO. 81-168

RESOLUTION APPROVING AGREEMENT WITH THE COUNTY
OF SAN JOAQUIN ELECTION DEPARTMENT TO PROVIDE
EQUIPMENT AND VARIOUS SERVICES FOR THE APRIL 13,
1982 GENERAL MUNICIPAL ELECTION

RESOLVED, that the City Council of the City of Lodi does hereby approve the agreement between the City of Lodi and the County of San Joaquin whereby the San Joaquin County Election Department will provide certain services and equipment for the April 13, 1982 General Municipal Election. (A copy of the referenced agreement is attached, marked Exhibit "A", and thereby made a part hereof.)

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the subject agreement on behalf of the City.

Dated: December 9, 1981

I hereby certify that Resolution No. 81-168 was passed and adopted by the City Council of the City of Lodi in an adjourned regular meeting held December 9, 1981 by the following vote:

Ayes: Councilmen - Murphy, Hughes, Pinkerton, Katnich,
and McCarty

Noes: Councilmen - None

Absent: Councilmen - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

COUNCIL

JAMES A. McCARTY, Mayor
ROBERT G. MURPHY, Mayor Pro Tem
RICHARD L. HUGHES
WALTER KATNICH
JAMES W. PINKERTON, Jr.

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
POST OFFICE BOX 320
LODI, CALIFORNIA 95241
(209) 334-5634

HENRY A. GLAVES, Jr.
City Manager

ALICE M. REIMCHE
City Clerk

RONALD M. STEIN
City Attorney

December 16, 1981

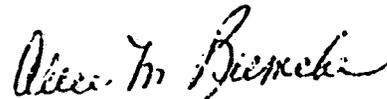
Ralph Epperson
County Clerk
222 E. Weber, Room 303
Stockton, CA 95202

Dear Mr. Epperson:

Enclosed please find a certified copy of Resolution No. 81-168, "Resolution Approving Agreement with the County of San Joaquin Election Department to Provide Equipment and Various Services for the April 13, 1982 General Municipal Election", which was passed and adopted by the City Council of the City of Lodi in an adjourned regular meeting held December 9, 1981.

Also enclosed are three copies of the aforementioned agreement. Please return a fully executed copy of this agreement to our office at your earliest convenience.

Very truly yours,



Alice M. Reimche
City Clerk

AR:dg

Enc.

RESOLUTION NO. 81-168

RESOLUTION APPROVING AGREEMENT WITH THE COUNTY OF SAN JOAQUIN ELECTION DEPARTMENT TO PROVIDE EQUIPMENT AND VARIOUS SERVICES FOR THE APRIL 13, 1982 GENERAL MUNICIPAL ELECTION

RESOLVED, that the City Council of the City of Lodi does hereby approve the agreement between the City of Lodi and the County of San Joaquin whereby the San Joaquin County Election Department will provide certain services and equipment for the April 13, 1982 General Municipal Election. (A copy of the referenced agreement is attached, marked Exhibit "A", and thereby made a part hereof.)

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the subject agreement on behalf of the City.

Dated: December 9, 1981

I hereby certify that Resolution No. 81-168 was passed and adopted by the City Council of the City of Lodi in an adjourned regular meeting held December 9, 1981 by the following vote:

Ayes: Councilmen - Murphy, Hughes, Pinkerton, Katnich, and McCarty

Noes: Councilmen - None

Absent: Councilmen - None

Alice M. Reimche
ALICE M. REIMCHE
City Clerk

A G R E E M E N T

THIS AGREEMENT, made this 9th day of December, 1981, between the COUNTY OF SAN JOAQUIN, a Political Subdivision of the State of California, hereinafter called "COUNTY", and the CITY OF LODI, a Municipal Corporation, hereinafter called "CITY".

W I T N E S S E T H:

WHEREAS, the City desires to hold a Municipal Election to be held on the 13th day of April, 1982, and the City desires to make use of certain services, facilities, and equipment of the Registration-Election Department of the County and to pay the County for its cost thereof, pursuant to the provisions of this Agreement.

NOW, THEREFORE, it is hereby agreed as follows:

1. County agrees to make no changes in precinct boundaries within ninety (90) days of the City of Lodi Municipal Election on April 13, 1982.
2. County agrees that the Registration-Election Department shall do the following things for the City:
 - (a) Furnish the governing body of the City, upon request of the City Clerk, with as many copies as may be needed of the index of registration for each precinct contained in the City of Lodi, up to and including twenty-nine (29) days prior to the election.
 - (b) Furnish one map showing all precincts embraced in the City of Lodi.
 - (c) Address and mail voters pamphlet containing sample ballot, absentee voter information and any other election matter required to be mailed to the voters.
 - (d) Prepare list of number of registered voters in each precinct.
 - (e) Prepare index to precinct consolidation as to polling places.
 - (f) Prepare precinct consolidations, labels for sample ballots and registration data for official ballots.
 - (g) Check and package official ballots for consolidated precincts.
 - (h) Package election supplies for delivery to Precinct Inspectors, it being understood the City will arrange for delivery of same.

- (i) Provide for delivery and return of ballot boxes, election booths, chairs, tables, etc., to polling places, it being understood that delivery and return will be made by the City.
- (j) Perform such other services as may be required by the City Clerk.
- (k) Select the polling places and election officers and mail the Notice of Appointment to the election officers.

3. City agrees to pay the County for its costs for all services, facilities, and equipment furnished to the City in connection with said Municipal Election, immediately upon receipt by the City of a statement from the County Clerk setting forth the actual cost to the County for services, facilities, and equipment so furnished. The County will endeavor to keep all expenses at a minimum.

IN WITNESS WHEREOF, that parties hereto have executed this agreement the day and year first above written.

ATTEST: JORETTA J. HAYDE
 Clerk of the Board of Supervisors
 of the County of San Joaquin,
 State of California

By _____ (Seal)
 Deputy Clerk

 Chairman of said Board of Supervisors

"COUNTY"

Approved as to form:
 Gerald Sherwin, County Counsel

CITY OF LODI, A Municipal Corporation

Gerald Sherwin
 Deputy County Counsel

W. M. Carter
 Mayor
 "CITY"

ATTEST:
Oliver W. Bunch
 City Clerk

APPROVED AS TO FORM:
Ron Stein
 City Attorney

follow-up
CITY COUNCIL

JAMES A. McCARTY, Mayor
ROBERT G. MURPHY, Mayor Pro Tem
RICHARD L. HUGHES
WALTER KATNICH
JAMES W. PINKERTON, Jr.

CITY OF LODI *cc-18*

CITY HALL, 221 WEST PINE STREET
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HENRY A. GLAVES, Jr.
City Manager

ALICE M. REIMCHE
City Clerk

RONALD M. STEIN
City Attorney

December 15, 1981

David H. Hunter
U. S. Justice Department
Washington, D.C. 20530

Dear Mr. Hunter:

This letter will confirm action taken by the Lodi City Council at an adjourned regular meeting held December 9, 1981 whereby the Council determined to provide oral assistance only for the bilingual requirements under the Voting Rights Act for the General Municipal Election to be held April 13, 1982.

As in our August 25, 1982 Special Election, your office will be apprised as the program develops and a full report will be provided to you following the election.

Very truly yours,

Alice M. Reimche
Alice M. Reimche
City Clerk

AR:dg

CITY COUNCIL

JAMES A. McCARTY, Mayor
ROBERT G. MURPHY, Mayor Pro Tem
RICHARD L. HUGHES
WALTER KATNICH
JAMES W. PINKERTON, Jr.

CITY OF LODI

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HENRY A. CLAVES, Jr.
City Manager

ALICE M. REIMCHE
City Clerk

RONALD M. S' EIN
City Attorney

December 15, 1981

Mr. Rick Maness
Secretary of State's Office
925 L Street, Suite 605
Sacramento, CA 95814

Dear Mr. Maness:

This letter will confirm action taken by the Lodi City Council at an adjourned regular meeting held December 9, 1981 whereby the Council determined to provide oral assistance only for the bilingual requirements under the Voting Rights Act for the General Municipal Election to be held April 13, 1982. This action is again predicated on information received from David H. Hunter, Attorney, Voting Section, U.S. Justice Department, dated April 10, 1981.

As in our August 25, 1982 Special Election, your office will be apprised as the program develops and a full report will be provided to you following the election.

Very truly yours,


Alice M. Reimche
City Clerk

AR:dg