SUBJECT: JUNE 6, 2006 CITY OF PORTERVILLE GENERAL MUNICIPAL ELECTION: ELECTION PRECEPTS AND CALL FOR ELECTION

SOURCE: Administration/City Clerk Division

COMMENT: Certain decisions must be made by the City Council in regard to the upcoming Municipal Election of June 6, 2006. The areas in question are as follows:

A. Regarding Candidates' Statements:

1. If they are to be allowed.
2. If the candidate will have to pay the pro rata cost of printing and distributing the candidates' statements of 200 words or less (cost of mailing not included).
3. If other mailing of election material is to be permitted.

B. If County Services will be used for the following:

1. Print and mail to the qualified electors of the General Municipal Election sample ballots and voter pamphlets.
2. Provide absent voter ballots for said General Municipal Election for use by the qualified electors who may be entitled to such absent voter ballots in the manner provided by law.
3. Order the consolidation of precincts, appoint precinct boards, designate polling places and instruct election officers concerning their duties.
4. Conduct and canvass the returns of the election and certify the votes cast to the City Council as set forth in Election Code Sec. 10262.
5. Prepare, print and deliver supplies to the polling places, including the official ballots and a receipt for said supplies.
6. Recount votes, if requested, in accordance with state law.
7. Conduct the above election duties in accordance with the Voting Rights Act of 1975.
8. Perform all other pertinent services required to be performed for said election other than the requirements of the Fair Political Practices Commission and the issuance of nomination papers.

Item No. 11

<table>
<thead>
<tr>
<th>Dir.</th>
<th>Approp. / Funded</th>
<th>CM</th>
</tr>
</thead>
</table>
C. The designation for the Central Counting of Ballots:

1. Designate counting place for ballots (Tulare County Election Department, 5951 S. Mooney Blvd., Visalia, California).

Funds for the June 6, 2006 General Municipal Election have been budgeted in the 2005/2006 General Fund Budget of the City Clerk. The cost of the election will vary based on the number of registered voters, length of the ballot, printing costs, and how many entities share that election date.

RECOMMENDATION: That the Council:

1. Allow candidates' statements, at no cost to the candidate, for 200 words or less with no additional mailings; that County services be used as designated above; and that the County Election Department, County Civic Center, Visalia, California, be designated as the Central Counting Place for the June 6, 2006, General Municipal Election; and

2. Adopt the attached resolution calling the election, requesting the Board of Supervisors permit the Registrar of Voters to render specified services to the City relating to the June 6, 2006 Election, and setting the Election Precepts; and

3. Adopt the attached resolution requesting the Board of Supervisors permit the Registrar of Voters to render specified services to the City, relating to the June 6, 2006 Election; and

4. Authorize payment to the Tulare County Registrar of Voters upon the completion of the requested services.

ATTACHMENTS: 1. Draft Resolution adopting Precepts.
               2. Draft Resolution requesting specific County services.
RESOLUTION NO. ___-2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE SETTING ELECTION PRECEPTS FOR THE GENERAL MUNICIPAL ELECTION OF JUNE 6, 2006

BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORTERVILLE, that the following precepts for the City of Porterville General Municipal Election of June 6, 2006, are hereby adopted:

1. That the Council allow candidates’ statements, at no cost to the candidate, for 200 words or less with no additional mailings.

2. That County services be used to:
   A. Print and mail to the qualified electors of the General Municipal Election sample ballots and voter pamphlets.
   B. Provide absent voter ballots for said General Municipal Election for use by the qualified electors who may be entitled to such absent voter ballots in the manner provided by law.
   C. Order the consolidation of precincts, appoint precinct boards, designate polling places and instruct election officers concerning their duties.
   D. Conduct and canvass the returns of the election and certify the votes cast to the City Council.
   E. Prepare, print and deliver supplies to the polling places, including the official ballots and a receipt for said supplies.
   F. Recount votes, if requested, in accordance with state law.
   G. Conduct the above election duties in accordance with the Voting Rights Act of 1975.
   H. Perform all other pertinent services required to be
performed for said election other than the
requirements of the Fair Political Practices
Commission and the issuance of nomination papers.

3. Authorize payment to the Tulare County Registrar of Voters for actual accrued expenses upon the completion of the requested services.

ADOPTED this 17th day of January, 2006.

_____________________________________
Pedro R. Martinez, Mayor

ATTEST:

John Longley, City Clerk

By: Georgia Hawley Chief Deputy
RESOLUTION NO. ____-2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORTERVILLE CALLING THE GENERAL MUNICIPAL ELECTION OF JUNE 6, 2006 AND REQUESTING THE BOARD OF SUPERVISORS OF TULARE COUNTY CONSENT TO PERMITTING THE REGISTRAR OF VOTERS TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF SUCH ELECTION IN CONJUNCTION WITH THE JUNE 6, 2006 PRIMARY ELECTION

WHEREAS, pursuant to Election Code, the governing body of any city may, by resolution, request the Board of Supervisors of the county to permit the Registrar of Voters to render specified services to the city relating to the conduct of an election; and

WHEREAS, there will be a General Municipal Election held within the boundaries of the City, in conjunction with a County-wide Primary Election, on June 6, 2006;

BE IT HEREBY RESOLVED by the City Council of the City of Porterville as follows:

1. The City of Porterville General Municipal Election is hereby called for June 6, 2006, shall be and is hereby ordered consolidated with the Primary Election to be held within the City on said date, and within the territory affected by the consolidation. The election shall be held and conducted, election officers appointed, voting precincts designated, ballots printed, polls opened and closed, ballots counted, and returned, returns canvassed, results declared, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the election as specified herein. The Board of Supervisors of Tulare County, and the Tulare County Registrar of Voters, are hereby requested to order the consolidation of the general municipal election hereby called with the Primary Election to be held within the City on said date, and within the territory affected by the consolidation, and the Board and the Registrar of Voters are hereby authorized to canvass the returns of said municipal election, and said municipal election shall be held in all respects as if there were only one election and the form of ballot shall be as provided for the Primary Election. The County shall certify results of the canvass of the returns of said general municipal election to the City Council which shall thereafter declare the results thereof.

2. The Board of Supervisors of Tulare County is hereby requested to permit the Registrar of Voters to render services to the City relating to the conduct of the June 6, 2006, General Municipal Election as follows:

A. Print and mail to the qualified electors of the General Municipal Election sample ballots and voter pamphlets.
B. Provide absent voter ballots for said General Municipal Election for use by the qualified electors who may be entitled to such absent voter ballots in the manner provided by law.

C. Order the consolidation of precincts, appoint precinct boards, designate polling places and instruct election officers concerning their duties.

D. Conduct and canvass the returns of the election and certify the votes cast to the City Council.

E. Prepare, print and deliver supplies to the polling places, including the official ballots and a receipt for said supplies.

F. Recount votes, if requested, in accordance with state law.

G. Conduct the above election duties in accordance with the Voting Rights Act of 1975.

H. Perform all other pertinent services required to be performed for said election other than the requirements of the Fair Political Practices Commission and the issuance of nomination papers.

2. The City Council, in accordance with the Election Code Section 22903, hereby designates the hours the polls are to be kept open shall be from 7:00 a.m. to 8:00 p.m.

3. That the Council allow the candidates’ statements, at no cost to the candidate, for 200 words or less with no additional mailings.

4. The Registrar of Voters is hereby authorized to charge the City for the actual incurred expenses in performing the election duties specified above.

5. The City Clerk is hereby authorized and directed to transmit certified copies of this Resolution to the Board of Supervisors and to the Registrar of Voters.

ADOPTED this 17th day of January, 2006.

_______________________________
Pedro R. Martinez, Mayor

ATTEST:

John Longley, City Clerk

Georgia Hawley, Chief Deputy City Clerk