

CITY OF WESTMINSTER  
RESOLUTION NO. 5139

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF WESTMINSTER, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE'S STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2022

WHEREAS, the City Council of the City of Westminster, California called a General Municipal Election to be held on Tuesday, November 8, 2022, and;

WHEREAS, the California Elections Code Section 13307 provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate's statement; and

WHEREAS, Candidate's Statements are not required and are optional, but if a candidate selects the option to submit a Candidate's Statement he/she/they shall comply with the adopted regulations pertaining to such materials and shall be submitted and filed with the Interim City Clerk at the same time the candidate or candidate's representative files the nomination papers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WESTMINSTER, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS.

That pursuant to the provisions of California Elections Code Section 13307, each candidate for elective office to be voted for at an Election to be held in the City of Westminster, California, on Tuesday, November 8, 2022, may prepare a candidate's statement on an appropriate form provided by the Interim City Clerk. The statement may include the name, age, and occupation of the candidate and a brief description of no more than *two hundred (200) words* of the candidate's education and qualifications expressed by the candidate himself/herself/themself. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed in typewritten form in the Office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. FOREIGN LANGUAGE POLICY.

A. That Pursuant to the Federal Voting Rights Act, candidate's statements will

be translated into all languages required by the County of Orange. The County is required to translate candidate's statements into the following languages: *Vietnamese, Chinese, Korean, and Spanish*.

- B. The County will print and mail voter information guides and candidate's statements to all voters in *Vietnamese, Chinese, Korean, and Spanish* to only those voters who are on the county voter file as having requested a voter information guide in a particular language. The County will make the voter information guides and candidate's statements in the required languages available at all vote centers, on the County's website, and in the Election Official's office.

### SECTION 3. PAYMENT.

#### A. Translations:

- 1. The candidate *shall* be required to pay for the cost of translating the candidates statement into any required foreign language as specified in (A) and (B) of Section 2 above pursuant to Federal and/or State law.

#### B. Printing:

- 1. The candidate *shall* be required to pay for the cost of printing the candidates statement in English in the main voter pamphlet.
- 2. The candidate *shall* be required to pay for the cost of printing the candidates statement in a foreign language required in (A) of Section 2 above, in the main voter pamphlet.
- 3. The candidate *shall* be required to pay for the cost of printing the candidates statement in a foreign language required by (A) of Section 2 above, in the facsimile voter pamphlet.

The Interim City Clerk shall estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance to the City of Westminster his/her/their estimated pro rata share as a condition of having his/her/their statement included in the voter's pamphlet. The estimate is just an approximation of the actual cost, which can vary from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the clerk is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment, the clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 60 days of the final

election costs provided by the County upon appropriate submittal of bill.

SECTION 4. MISCELLANEOUS.

- A. All translations *shall* be provided by professionally-certified translators.
- B. The Interim City Clerk shall allow the following:
- “Bold type;”
  - “Underlining;”
  - “Capitalization;”
  - “Indentations;”
  - “Bullets;” and
  - “Leading hyphens.”
- To the same extent and manner as allowed in previous City elections.
- C. The Interim City Clerk shall comply with all recommendations and standards set forth by the California Secretary of State regarding occupational designations and other matters relating to elections.

SECTION 5. ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the voter information guide.

SECTION 6. That the Interim City Clerk shall provide each candidate or the candidate’s representative a copy of this Resolution at the time nominating petitions are issued.

SECTION 7. That all previous resolutions establishing Council policy on payment for candidate’s statements are hereby repealed.

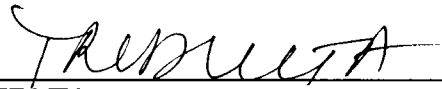
SECTION 8. That this resolution shall apply only to the election to be held on Tuesday, November 8, 2022, and shall then be repealed.

SECTION 9. The Mayor shall sign as to passage, approval, and adoption of this Resolution.

SECTION 10. The Interim City Clerk shall certify to the passage and adoption of this resolution and shall affix their signature and City Seal and that same shall be entered into the Book of Resolutions.

PASSED, APPROVED AND ADOPTED this 1<sup>st</sup> day of July 2022.

CITY OF WESTMINSTER

  
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TRI TA  
MAYOR

ATTEST:

  
\_\_\_\_\_  
LUCIE COLOMBO, CMC, CPMC  
INTERIM CITY CLERK

CITY OF WESTMINSTER  
CITY CLERK'S OFFICE

CERTIFICATION  
OF  
RESOLUTION

STATE OF CALIFORNIA )  
COUNTY OF ORANGE ) ss.  
CITY OF WESTMINSTER )

I, LUCIE COLOMBO, CMC, CPMC, Interim City Clerk of the City of Westminster, do hereby certify that the foregoing Resolution No. 5139 was duly passed and adopted by the City Council of the City of Westminster at a special meeting held on the 1st day of July 2022, with the following vote:

AYES:	COUNCIL MEMBERS:	TA, MANZO, DO, HO, NGUYEN
NOES:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE



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Lucie Colombo, CMC, CPMC  
Interim City Clerk

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