

**ORDINANCE NO. 2015-**

**AN ORDINANCE OF THE CITY OF CULVER CITY,  
CALIFORNIA AMENDING CHAPTER 3.06 OF TITLE 3 OF  
THE CULVER CITY MUNICIPAL CODE PERTAINING TO  
CAMPAIGN FINANCE AND OTHER POLITICAL  
ACTIVITIES**

**WHEREAS**, state and federal law have significantly evolved in recent years as such law pertains to campaign contributions and election activities; and,

**WHEREAS**, the Culver City Municipal Code was last amended pertaining to campaign finance and other political activities in 1989; and,

**WHEREAS**, since that last amendment, the campaign contribution limits for City elections for local office have not been raised above the level set in 1989, yet the costs of running for elected office and communicating with voters have risen substantially; and,

**WHEREAS**, the City desires to update the Culver City Municipal Code to reflect the current state of the law with regard to campaign contributions and to ensure candidates have the resources necessary to run for elected office and communicate with voters, while avoiding corruption or the appearance of corruption in City elections.

**NOW, THEREFORE**, the City Council of the City of Culver City, California DOES HEREBY ORDAIN as follows (strikethrough reflects deletion, italics/underline reflects addition):

**SECTION 1.** Chapter 3.06 of the Culver City Municipal Code is hereby amended to read as follows:

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## CHAPTER 3.06 CAMPAIGN FINANCE AND OTHER POLITICAL ACTIVITIES

3.06.005	Intent and purpose
3.06.010	Definitions
3.06.015	Limitations on contributions
3.06.020	Limitations on contractor contributions
3.06.025	<del>Assumed Name Contributions</del> <u>Aggregation of contributions made by related donors</u>
3.06.030	<del>Contributions of Organizations</del> <u>Election campaign accounts and records</u>
3.06.035	<del>Election campaign accounts</del> <u>Mass mailing and political advertising disclosure</u>
3.06.040	<del>Identification of Sponsor of Political Advertisements</del> <u>Enforcement</u>
3.06.045	Violations and penalties
3.06.050	<del>Enforcement; injunctive relief</del> <u>Political activity - ballot measure on working conditions</u>
3.06.055	Political activity of <u>City</u> officers, employees and <u>consultants</u> <del>contractors; Violations</del>
<u>3.06.060</u>	<u>Application of other laws</u>
<u>3.06.065</u>	<u>Effective date</u>

### § 3.06.005. Intent and Purpose.

It is the intent of this Chapter to supplement the requirements of the Political Reform Act of 1974 (Government Code §§ 81000 *et seq.*, as amended, hereafter "Political Reform Act"), with regard to placing realistic and enforceable limits on the amount individuals, corporations, and committees may contribute to political campaigns in City elections, to inform the public of the sources of campaign contributions and expenditures, and to prevent ~~potential undue or improper influence by or on elected city officers, employees or contractors.~~ corruption, or the appearance of corruption, in City government.

**§ 3.06.010 Definitions.**

Except for these terms as specifically defined provided for herein, the definitions set forth in the words and phrases in this Chapter shall have the same meanings as in the Political Reform Act and regulations adopted thereunder. Section 82000, et seq., of the California Government Code, as amended, shall be applicable to the provisions of this Article.

A. “Advertisement” has the same meaning as in Government Code § 84501, and includes, but is not limited to, any general or public advertisement which is authorized and paid for by a person or committee for the purpose of supporting or opposing a candidate for elective office.

B. “Candidate” means an individual who is a candidate for elective office in Culver City and meets the definition set forth in Government Code § 82007. “Candidate” also includes an incumbent who was elected or appointed to an elective office in Culver City.

C. “Committee” has the same meaning as in Government Code section 82013, and includes, but is not limited to, any person or combination of persons who directly or indirectly receives contributions totaling one thousand dollars (\$1,000) or more in a calendar year, or makes independent expenditures totaling one thousand dollars (\$1,000) or more in a calendar year.

D. “Contribution” has the same meaning as in Government Code § 82015, and includes, but is not limited to, a payment, a non-monetary contribution consisting of donated goods, services or facilities, a forgiveness of a loan, a payment of a loan by a third party, or an enforceable promise to make a payment, except to the extent that full

and adequate consideration is received, unless it is clear from the surrounding circumstances that it is not made for political purposes. A non-monetary contribution shall be valued at the fair market value of the goods, services, or facilities contributed to the campaign. The fair market value for goods or services is the price that a person would be required to pay to acquire the same goods or services in the open market place. "Contribution" does not include the following:

1. Volunteer personal services; or
2. A payment made by an occupant of a home or office for costs related to any meeting or fundraising event held in the occupant's home or office, if all costs for the meeting or fundraising event are paid for by the occupant, and if the total costs for the meeting or fundraising event are five hundred dollars (\$500) or less, exclusive of the fair rental value of the premises.

E. "Election" means any general, special or recall election held in, and conducted by, Culver City.

F. "Expenditure" has the same meaning as in Government Code § 82025, and includes, but is not limited to, a payment, a forgiveness of a loan, a payment of a loan by a third party, or an enforceable promise to make a payment, unless it is clear from the surrounding circumstances that it is not made for political purposes. An expenditure is made on the date the payment is made or on the date consideration, if any, is received, whichever is earlier.

G. "Independent expenditure" has the same meaning as in Government Code § 82031, and includes an expenditure made by any person in connection with a communication that expressly advocates the election or defeat of a clearly identified

candidate, or taken as a whole and in context, unambiguously urges a particular result in an election, but which is not made to or at the behest of the affected candidate.

H. “Mass mailing” has the same meaning as in Government Code § 82041.5, and includes two hundred (200) or more substantially similar pieces of mail.

I. “Person” has the same meaning as in Government Code § 82047, and includes, but is not limited to, an individual, proprietorship, firm, partnership, joint venture, syndicate, business trust, company, corporation, limited liability company, association, committee, and any other organization or group of persons acting in concert.

J. “Services” includes labor, professional services, consulting services, or a combination of services and materials, supplies, commodities, and equipment.

K. “Small Contributor Committee” means any committee that meets all of the following criteria:

1. the committee has been in existence for at least three (3) months;
2. the committee receives contributions from twenty (20) or more persons;
3. no one person has contributed to the committee more than two-hundred dollars (\$200) per calendar year; and,
4. the committee makes contributions to two (2) or more candidates for elected City office.

~~“Candidate” means an individual who is listed on the ballot, or who has qualified to have write-in votes counted, for nomination for or election to any elective City office. “Candidate” also means an individual who receives a contribution, makes an~~

~~expenditure, or gives his or her consent for any other person to receive a contribution or make an expenditure, with the intention of bringing about his or her nomination or election to any elective City office, whether or not the specific elective office for which he or she will seek nomination or election is known at the time the contribution is received, or the expenditure is made, and whether or not he or she has announced his or her candidacy, or filed a declaration of candidacy, at such time. "Candidate" also includes any City office holder who is the subject of a recall election. An individual who becomes a candidate, pursuant to this definition, shall retain his or her status as a candidate until such time as that status is terminated pursuant to Government Code Section 82414, as amended.~~

~~"Committee" means any person or combination of persons who directly or indirectly receives contributions and/or makes independent expenditures for political purposes.~~

~~"Contribution" shall have the same definition as that given in Government Code Section 82015, as amended. For the purposes of this Article, however, "contribution" does not relate to in-kind transfers.~~

### **§ 3.06.015 Limitations on Contributions**

A. Except as provided for a Small Contributor Committee, ~~No~~ person, other than a candidate in aid of himself or herself, shall make, and no person, including a candidate, shall solicit or accept any contribution which will cause the total amount contributed by such person to a candidate to exceed ~~five hundred dollars (\$500.00)~~ one thousand dollars (\$1,000) with respect to a single election in support of, or in opposition

to, a candidate including contributions to all committees supporting or opposing such candidate.

~~B. No committee shall make and no candidate shall receive from any such committee any contribution which will cause the total amount contributed by such committee to exceed one thousand dollars (\$1,000.00), with respect to a single election in support of, or in opposition to, a candidate including contributions to all committees supporting or opposing such candidate. No such candidate shall receive any contributions in excess of two thousand five hundred dollars (\$2,500.00) combined total contributions from all committees.~~

B. No Small Contributor Committee shall make, and no candidate shall solicit or accept from any Small Contributor Committee, any contribution which will cause the total amount contributed by such committee to exceed two thousand dollars (\$2,000) with respect to a single election.

C. The amounts identified in subsections (A) and (B) shall be adjusted in February (or as soon thereafter as practicable) of each odd numbered year commencing in 2017 for any increase in the consumer price index for the preceding calendar year (January – December) for the Los Angeles-Riverside-Orange County CPI-U (LA-R-OC CPI-U) as published by the United States Department of Labor, Bureau of Labor Statistics rounded to the nearest ten dollars (\$10). In the event the Bureau of Labor Statistics discontinues the publication of the LA-R-OC CPI-U, then a comparable statistic shall be used as determined by the City's Chief Financial Officer. The City Clerk, no later than 30 days after the LA-R-OC CPI-U (or comparable statistic)

is published, shall issue a public notice establishing the amounts as adjusted in accordance with this subsection.

**§ 3.06.020 Limitations on Contractor Contributions.**

A. No person who contracts with the City, other than a candidate in aid of herself or himself, shall make a contribution exceeding two-hundred and fifty dollars (\$250) to any candidate at any time between the commencement of negotiations and either a final determination by the City to reject the award of contract or one (1) year after approval of the contract or termination of negotiations for the contract, where that person has received, is owed or would be owed twenty-five thousand dollars (\$25,000) or more for such contract. Such contracts shall include, but are not limited to, contracts for the rendition of services, for the furnishing of any material, supplies, commodities or equipment to the City, for selling any land or building to the City, or for purchasing any land or building from the City. For purposes of this section, commencement of negotiations begins on the earlier of :

1. The date on which a request for proposals or notice inviting bids is released by the City; or
2. As otherwise reasonably determined by the City Manager that negotiations have commenced.

B. For purposes of this section, if the person contracting with the City is a corporation, firm, partnership, association, or other entity, a contribution from a board member, officer or employee of that entity shall not be deemed a contribution from the person contracting with the City, unless the entity is majority owned by the board member, officer or employee making the contribution.



~~No contributions shall be made directly or indirectly to any candidate or committee by any person, hereinafter "contractor", other than a candidate in aid of himself or herself, who has contracted with the City within one (1) year of the date of the proposed contribution and has received or is owed twenty-five thousand dollars (\$25,000.00) or more for such contract(s). No candidate or committee shall accept a contribution from any such contractor. For purposes of this section, if a contractor is a corporation, firm, partnership, association, or other similar organization, a contribution from a controlling individual(s) shall be deemed a contribution from the contractor. Control shall mean any individual who has more than a ten percent (10%) proprietary or voting interest in or is a trustee, director, partner or officer of a contractor.~~

~~**§3.06.025 Assumed Name Contributions.**~~

~~A.—— No contributions shall be made directly or indirectly by any person or combination of persons acting jointly in a name other than the name by which they are identified for legal purposes nor in the name of another person or combination of persons.~~

~~B.—— No person shall make a contribution in his, her, or its name if such contribution was received from another person with the condition it be used as a contribution.~~

~~C.—— No person shall make a contribution on behalf of another, or while acting as the intermediary or agent of another, without disclosing to the recipient of the contribution, *both* the full name, street address, occupation, and employer, if any, or principal place of business if self-employed, of such person, intermediary or agent; *and* the recipient of the contribution shall also be made aware of the full name, street~~

~~address, occupation and the name of the employer, if any, or principal place of business if self-employed, of the actual contributor.~~

~~D. Upon discovery by a candidate, or the candidate's campaign treasurer, or a committee, of a contribution that has been received in violation of this section, the amount received shall be paid promptly to the Treasurer of the City for deposit in the general fund of the City to be used for the purpose of deferring the City's election costs and shall not be used to benefit any candidate or committee.~~

**§ 3.06.025 Aggregation of Contributions Made by Related Donors.**

For purposes of the contribution limits of this chapter, and as provided in Government Code § 85311(b):

A. The contributions of an entity whose contributions are directed and controlled by any individual shall be aggregated with contributions made by that individual and any other entity whose contributions are directed and controlled by the same individual.

B. If two or more entities make contributions that are directed and controlled by a majority of the same persons, the contributions of those entities shall be aggregated.

C. Contributions made by entities that are majority owned by any person shall be aggregated with the contributions of that majority owner and all other entities majority owned by that person, unless those entities act independently in their decisions to make contributions.

**~~§3.06.030~~ Contributions of Organizations.**

~~A contribution received from a person, which is a corporation, firm, partnership, association, or other similar organization, hereinafter "organization", shall be deemed a contribution of any and all controlling individual(s). For purposes of this section, control shall mean any individual who has more than a ten percent (10%) proprietary or voting interest in or is a trustee, director, partner or officer of the contributing organization. Any contributions from an organization, shall identify any and all controlling individual(s) having more than a ten percent (10%) proprietary or voting interest in that organization or who is a trustee, director, partner or officer of the contributing organization.~~

~~§ 3.06.035~~ **§3.06.030 Election Campaign Accounts and Records.**

A. ~~As provided in Government Code § 85201, upon the filing of a statement of intention to be a candidate, the individual who intends to be a candidate for an elective office in Culver City shall establish one~~ Any campaign bank account established pursuant to ~~Government Code Section 85201, shall be opened~~ at an office of a financial institution located in the state. in a state or federally chartered bank or savings and loan association or credit union of the campaign treasurer's choice doing business within the City. The account shall be identified as the "election campaign account."

B. ~~As provided in Government Code § 85201(c), all campaign contributions or loans made to the candidate, to a person on behalf of the candidate, or to the candidate's committee shall be deposited into the account identified in subsection (A).~~

C. In addition to filing with the state Fair Political Practices Commission, the campaign treasurer shall file with the City Clerk the name and address of the financial institution in which the account has been established, the specific location and the account number. All campaign contributions accepted by a campaign treasurer,

committee, and candidate shall be deposited into the election campaign account by the campaign treasurer or his or her authorized agent.

~~(C)~~D. The City Clerk, the City Attorney, and a special prosecutor or other investigating official appointed by the City Attorney, appointed pursuant to Section 3.06.050 of this Chapter, shall have full access at all reasonable hours to the records concerning the election campaign account.

DE. For the campaign committee, the candidate, campaign treasurer, and principal officer shall maintain detailed accounts, records, bills, and receipts necessary to prepare campaign statements, to establish that campaign statements were properly filed, and to otherwise comply with the requirements of Chapter 4 of the Political Reform Act. The detailed accounts, records, bills, and receipts shall be retained by the filer retain all campaign records for a period of four (4) years after the election for which they were used.

**§ 3.06.035 Mass Mailing and Political Advertising Disclosure.**

A. As required in Government Code § 84305, and except as provided in subsection (B), no candidate or committee shall send a mass mailing unless the name, street address, and city of the candidate or committee are shown on the outside of each piece of mail in the mass mailing and on at least one of the inserts included within each piece of mail in no less than 6-point type which shall be in a color or print which contrasts with the background so as to be easily legible. A post office box may be listed in lieu of a street address if the organization's address is a matter of public record with the Secretary of State.

B. If the sender of the mass mailing is a single candidate or committee, the name, street address, and city of the candidate or committee need only be shown on the outside of each piece of mail.

C. As required by Government Code § 84506.5, an advertisement supporting or opposing a candidate that is paid for as an independent expenditure must include a statement that it was not authorized by a candidate or a committee controlled by a candidate. That statement must substantially conform to the following: "This political advertisement was not authorized by [the candidate's name]."

**~~§3.06.040 Identification of Sponsor of Political Advertisements.~~**

~~A. All campaign literature and mailings used for political advertisement shall contain the identity of the sponsor, in at least 6-point type, including the name and address of the individual, group or committee sponsor and the name of the treasurer, if a group or committee is involved. For purposes of this Section, political advertisement shall mean two hundred (200) or more identical, or nearly identical, pieces of written material which support, oppose, or express an opinion relating to any candidate or measure on a ballot.~~

~~B. Subsection (a) is not intended to apply to mass mailings or other matters regulated by Government Code Sections 84305 and 85600, as amended.~~

~~C. All other non-written media used for political advertisement shall also inform the public in a reasonable manner, of the identity of the sponsor, including the name and address of the individual, group or committee sponsor and the name of the treasurer, if a group or committee is involved.~~

D. ~~Unless the candidate has given his or her express written consent to any political advertisement described above, such advertisement shall contain, in prominent location or in a manner which will inform the public, the following admonition: "This political advertisement was made without the authorization of message was not authorized by [the candidate's name]."~~

**§ 3.06.040 ~~3.06.050~~ Enforcement.; ~~Injunctive Relief~~**

A. **City Clerk.** *The City Clerk may monitor all campaign forms and statements filed by any person and shall notify the person pursuant to this Chapter of any of the following apparent violations:*

1. The non-filing or late filing of any required forms or statements under this Chapter.

2. A statement that does not conform on its face with the requirements of this Chapter.

3. Any reported contributions that exceed the allowable maximums established by this Chapter.

AB. **City Attorney.** The City Attorney may ~~institute~~ commence an investigation regarding an alleged violation of this Chapter. If ~~based only on admissible evidence, it is determined, by the City Attorney determines, that~~ such investigation warrants further action, the City Attorney shall may utilize administrative remedies pursuant to Chapter 1.02 of this Code, file a civil action for injunctive or other relief, or file a criminal action. Further, the City Attorney may appoint a special prosecutor who may perform further investigation and/or pursue any or all of these remedies; or, if permitted under state law, refer the matter to the Fair Political Practices Commission, to

further pursue enforcement of §§ ~~3.06.005~~ 3.06.015 through ~~3.06.040~~ 3.06.035. The remaining sections of this Article may be enforced through regular means.

**B.C. Citizen Complaint.** Upon receipt of a written complaint from a resident of Culver City, which shall include a statement of the grounds for the belief *that* a violation of this Chapter has occurred, the City Attorney shall review the complaint and determine whether it requires further action. The City Attorney's written determination shall be made within fifteen (15) calendar days after receipt of the written complaint. If based ~~only on admissible evidence, it is determined~~ the City Attorney determines that such complaint or investigation warrants further action, the City Attorney shall ~~may utilize~~ administrative remedies pursuant to Chapter 1.02 of this Code, file a civil action for injunctive or other relief, or file a criminal action. Further the City Attorney may appoint a special prosecutor who may perform further investigation and/or pursue any or all of these remedies; or, if permitted under state law, refer the matter to the Fair Political Practices Commission, to further pursue enforcement of §§ 3.06.015 through 3.06.035. Further, the City Attorney may send notice to the person accused, with copies available to the public, of any other allegation(s) of violation, or take any other action available under law. The remaining sections of this Article may be enforced through regular means.

**B.D. Special Prosecutor.** The City Attorney, after consultation with the City Manager, shall have the authority to withdraw the appointment of a special prosecutor at any time when he or she determines it ~~is~~ doing so is in the best interest of the City.

**B.E. Injunctive Relief.** If a person ~~resident of Culver City~~ files a complaint with the City Attorney and ~~received~~ receives a written determination by the City Attorney

indicating that no further action shall be taken, such ~~person~~-resident may sue for injunctive relief to enjoin violations or to compel compliance with this Chapter; provided that, any request for temporary or preliminary relief may be obtained only upon a showing by a preponderance of evidence; that a violation or non-compliance occurred.

~~EF.~~ **Statute of Limitations.** ~~Prosecution~~-An action for violation of this Chapter must be commenced within two (2) years of the time the alleged violation occurred.

FG. **Attorney's Fees.** In a civil action, ~~The~~ court may award to the prevailing party the cost of litigation, including reasonable attorney's fees and ~~upon conviction of a violation of this Chapter shall award the City the cost of litigation including reasonable attorney's fees for prosecuting the action.~~ If the City establishes an agreement with the Fair Political Practices Commission, attorney's fees shall be allocated as determined by such agreement.

H. **Referral to Fair Political Practices Commission.** The City Attorney may refer to the Fair Political Practices Commission any complaint alleging, or providing evidence of, a violation of this Chapter and/or a violation of the Political Reform Act or, after consultation with the City Manager, may terminate any agreement made with the Fair Political Practices Commission at any time when he or she determines it doing so is in the best interest of the City.

### **§ 3.06.045 Violations and Penalties.**

A. Any person who violates a provision of this Chapter shall be guilty of an infraction, punishable pursuant to §§ 1.01.035 through 1.01.055 of this Code; provided that such person shall be guilty of a misdemeanor if he or she has been convicted of three or more violations of this Chapter within the twelve (12) month period immediately



~~preceding the violation and such prior convictions are admitted by the defendant or alleged in the accusatory pleading. For this purpose, a bail forfeiture shall be deemed to be a conviction of the offense charged.~~

B. Any person who knowingly or intentionally violates a provision of this Chapter, shall be guilty of a misdemeanor, punishable pursuant to §§ 1.01.035 through 1.01.055 of this Code; provided that a minimum fine of five hundred dollars (\$500.00) shall be imposed.

C. For purposes of this section, a bail forfeiture, plea of guilty, or plea of ~~or~~ no contest shall be deemed a conviction.

D. If, after election, a candidate is convicted of a misdemeanor for knowingly or intentionally violating any provision of this Chapter, that candidate's election to office shall be void and such office shall immediately become vacant effective on the date of sentencing. In such event, the vacancy shall be filled in accordance with the City Charter. If ~~the~~ a candidate is convicted of a misdemeanor for a knowing or intentional violation of any of the provisions of this *Chapter*, at any time prior to election, his or her candidacy shall be terminated immediately, and he or she shall no longer be eligible for election or appointment to office in that election, unless the court at the time of sentencing specifically determines, in the interest of justice, that this provision should not be applicable.

E. In addition to subsections (B) and (D) above, no person convicted of a misdemeanor for knowingly or intentionally violating a provision of this Chapter shall be qualified to be a candidate for elective City office for a period of four (4) years following

the date of conviction, unless the court at the time of sentencing specifically determines, in the interest of justice, *that* this provision should not be applicable.

~~§3.06.055. Political Activity of Officers, Employees and  
Contractors.~~

~~A. Restrictions.~~

~~1. a. No employee or contractor of the city, or person who is seeking employment with the City or a contract with the City, shall conduct any campaign activity in support of or opposition to any candidate or ballot measure during the hours which that person:~~

~~(1) works or conducts business with or for the City; or~~

~~(2) is in any City uniform; or~~

~~(3) is on any premises owned or operated by the City; provided that, this subsection shall not prohibit activity conducted at or on a traditional public forum.~~

~~(b) This subsection is not intended to apply to City elective or appointed officers.~~

~~2. No officer, employee or contractor of the City shall coerce political action for any City elective office by directly or indirectly, using, promising, threatening or attempting to use any office or authority or influence, whether then possessed or merely anticipated, gained from a position with the City; and~~

~~3. No officer, employee or person on an employee eligible list or contractor of the City shall knowingly solicit political funds, or contributions, to be used for any campaign for a City elective office, from any employee, person on an employee eligible list, or contractor of the City. This subsection does not prohibit an officer, employee,~~

~~person on an employee eligible list or contractor from communicating through the mail, or by other means, requests for political funds or contributions to a significant segment of the public, which may include employees, persons on an employee eligible list or contractors of the City.~~

~~B.~~ **§ 3.06.050** **Political Activity - Ballot Measure on Working Conditions.**

No officer or employee of the City shall be prevented from soliciting or receiving political funds or contributions to promote the passage or defeat of a ballot measure which would affect the rate of pay, hours of work, retirement, civil service, or other working conditions in the City; provided that such activities shall not be conducted during working hours nor on any premises owned or operated by the City during working hours.

~~C. — Violations. In addition to the provisions of §1.01.035 of the Code, the violation subsections A or B of this section shall be grounds for disciplinary action, including termination of position or employment of any employee and shall be cause for termination of any contract or agreement then held with a contractor.~~

**§3.06.055. Political Activity of City Officers, Employees and Consultants.**

A. No City officer, employee or consultant shall participate in political activities of any kind while in uniform.

B. No City officer, employee or consultant shall use or permit others to use public resources for a campaign activity. For purposes of this section, "campaign activity" means an activity constituting a contribution or an expenditure as defined in §3.06.010 of this Chapter, but does not include the incidental and minimal use of public resources, such as equipment or office space, for campaign purposes, including the

referral of unsolicited political mail, telephone calls, and visitors to private political entities. "Public resources" means any property or asset owned or operated by the City, including, but not limited to, land, buildings, facilities, funds, equipment, supplies, telephones, computers, vehicles, travel, and City-compensated time.

C. No officer, employee or contractor of the City shall coerce political action for any City elective office by directly or indirectly using, promising, threatening or attempting to use any official action, authority or influence, whether then possessed or merely anticipated.

D. No City officer, employee or contractor shall knowingly solicit contributions to be used for any campaign for a City elective office from any employee or contractor of the City. This provision does not prohibit solicitations made to a significant segment of the public.

E. Nothing in this section shall prohibit the use of public resources for providing information to the public about the possible effects of any bond issue or other ballot measure on City activities, operations, or policies, provided that (1) the informational activities are otherwise authorized by the constitution or laws of this City and the state, and (2) the information provided constitutes a fair and impartial presentation of relevant facts to aid the electorate in reaching an informed judgment regarding the bond issue or ballot measure.

F. In addition to the provisions of § 1.01.035 of the Code, a violation of this section shall be grounds for disciplinary action, including termination of position or employment of any employee.

**§ 3.06.060 Application of Other Laws.**

Nothing in this Chapter shall exempt any person or committee from applicable provisions of any other laws of this State.

**§ 3.06.065 Effective Date.**

The provisions of this Chapter shall become effective on October 15, 2015.

**SECTION 2:** Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or Ordinance hereby repealed or amended as cited in this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

**SECTION 3:** Pursuant to Section 619 of the City Charter, this Ordinance shall take effect thirty (30) days after its adoption. Pursuant to Section 616 and 621 of the City Charter, prior to the expiration of fifteen (15) days after the adoption, the City Clerk shall cause this Ordinance, or a summary thereof, to be published in the Culver City News and shall post this Ordinance or a summary thereof in at least three (3) places within the City.

**SECTION 4:** The City Council hereby declares that, if any provision, section, subsection, paragraph, sentence, phrase or word of this Ordinance is rendered or declared invalid or unconstitutional by any final action in a court of competent jurisdiction or by reason of any preemptive legislation, then the City Council would have independently adopted the remaining provisions, sections, subsections, paragraphs, sentences, phrases, or words of this Ordinance, and as such they shall remain in full force and effect.

APPROVED and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
MICHEÁL O'LEARY, MAYOR  
City of Culver City, California

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
MARTIN R. COLE  
City Clerk

\_\_\_\_\_  
CAROL A. SCHWAB  
City Attorney