

Council Meeting of
November 20, 2007

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: City Manager – Adopt ORDINANCE regulating the disclosure of late campaign contributions.

RECOMMENDATION

Recommendation of the City Manager that City Council:

- 1) Adopt an **ORDINANCE** adding a new Section 7 to Article 1 of Chapter 7 of Division 1 of the Torrance Municipal Code regulating the disclosure of late campaign contributions of \$100.00 or greater to within 24 hours of the time it is received; and
- 2) Approve an ordinance summary for publication.

FUNDING

Funding is not required for this item.

BACKGROUND/ ANALYSIS

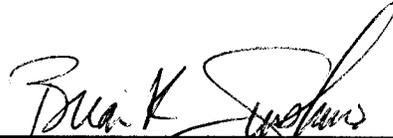
The Blue Ribbon Committee on Ethics and Integrity brought an item before Your Honorable Body on November 6, 2007 recommending the adoption of the attached ordinance.

The proposed ordinance would add a new Section 7 to Article 1 of Chapter 7 of Division 1 of the Torrance Municipal Code. The new Section would require late campaign contributions of \$100.00 or greater to be reported by electronic transmission, facsimile transmission, guaranteed overnight delivery or personal delivery within 24 hours of the time it is received. A late contribution must then be reported on subsequent campaign statements without regard to reports filed pursuant to this section.

The City Council reviewed this proposed amendment and after discussion voted 6 - 1 to have it brought back for adoption.

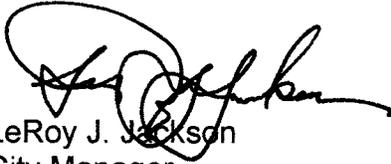
Respectfully submitted,

LeROY J. JACKSON
City Manager



By: Brian K. Sunshine
Assistant to the City Manager

CONCUR:



LeRoy J. Jackson
City Manager

Attachments:

- A. ORDINANCE
- B. Ordinance Summary

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE ADDING A NEW SECTION 7 TO ARTICLE 1 OF CHAPTER 7 OF DIVISION 1 OF THE TORRANCE MUNICIPAL CODE REGULATING THE DISCLOSURE OF LATE CAMPAIGN CONTRIBUTIONS.

The City Council of the City of Torrance does ordain as follows:

SECTION 1

That a new Section 7 is added to Article 1 of Chapter 7 of Division 1, entitled "LATE CONTRIBUTIONS." This section reads in its entirety as follows:

"SECTION 17.1.7. LATE CONTRIBUTIONS

- a) Each candidate or committee that receives a contribution that in the aggregate totals more than \$100 from a single source that is received before the date of the election at which the candidate is to be voted on but after the closing date of the last pre-election campaign statement, must report that contribution to each office with which the candidate or committee is required to file its next campaign statement and in compliance with this section.
- b) The recipient of the late contribution must report his or her full name and street address, the date and amount of the contribution, and whether the contribution was made in the form of a loan. The recipient must also report the full name of the contributor, his or her street address, occupation, and the name of his or her employer, or if self-employed, the name of the business.
- c) A late contribution must be reported by electronic transmission, facsimile transmission, guaranteed overnight delivery, or personal delivery within 24 hours of the time it is received. A late contribution must be reported on subsequent campaign statements without regard to reports filed pursuant to this section.
- d) A late contribution need not be reported nor will it be deemed accepted if it is not cashed, negotiated or deposited and is returned to the contributor within 24 hours of its receipt."

SECTION 2

Any provisions of the Torrance Municipal Code or its appendices, or any other ordinances of the City inconsistent with this ordinance, to the extent of the inconsistencies and no further, are repealed.

SECTION 3

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent

jurisdiction, the decision will not affect the validity of the remaining portions of the ordinance. The City Council declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases are declared invalid or unconstitutional.

SECTION 4

This ordinance will take effect thirty days after the date of its adoption. Within fifteen days following adoption, this ordinance or a summary of this ordinance, if authorized by the City Council, will be published at least once in the Daily Breeze, a newspaper of general circulation, published and circulated in the City of Torrance.

INTRODUCED AND APPROVED the __ day of _____, 2007.

ADOPTED AND PASSED this ___ day of _____, 2007.

Frank Scotto, Mayor

ATTEST:

Sue Herbers, City Clerk

APPROVED AS TO FORM:

JOHN L. FELLOWS III
City Attorney

By: _____
Ronald T. Pohl, Assistant City Attorney

ORDINANCE NO. ____

SUMMARY

On _____, 2007, the City Council of the City of Torrance adopted Ordinance No. _____. This ordinance adds a new section to the City's campaign contribution ordinance, which regulates the disclosure of late campaign contributions.

It requires any contributions in excess of \$100 received after the closing date of the last pre-election campaign statement, but before the election, to be reported within twenty-four hours.

*****City Clerk to add a paragraph stating that copies of the ordinance are available at the City Clerk's office and stating the names of the City Council members that voted in favor and those that voted against.*****