

**Meeting Date:** 5/5/2015

**Report Type:** Consent

**Report ID:** 2015-00390

**Title:** Ordinance Modifications to City Code Chapter 2.13 (Contribution Limits) Periodic Review (Passed for Publication 04/23/2015; Published 04/27/2015)

**Location:** Citywide

**Recommendation:** Pass an Ordinance amending City Code Chapter 2.13 (Contribution Limits) to reflect changes in the Consumer Price Index.

**Contact:** Wendy Klock-Johnson, Assistant City Clerk, (916) 808-7509; Shirley Concolino, City Clerk, (916) 808-7200, Office City Clerk

**Presenter:** None

**Department:** City Clerk

**Division:** City Clerk

**Dept ID:**

**Attachments:**

- 1-Description/Analysis
- 2-Background Approval
- 3-Ordinance (Redline)
- 4-Ordinance (Clean)

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### **City Attorney Review**

Approved as to Form  
Matthew Ruyak  
4/9/2015 10:48:39 AM

### **Approvals/Acknowledgements**

Department Director or Designee: Wendy Klock-Johnson - 4/8/2015 5:43:15 PM

## Description/Analysis

**Issue Detail:** City Code requires periodic updating to campaign contribution limits based on changes in the consumer price index.

**Policy Considerations:** Approving updates to the contribution limits is in alignment with procedures contained in the City Code. Alternatively, as is provided in City Code section 2.13.120(B), the City Council may, in lieu of the cost of living adjustment, adjust the limits as determined appropriate.

**Economic Impacts:** None.

**Environmental Considerations:** None.

**Sustainability:** None.

**Commission/Committee Action:** Due to urgency the City Manager authorized the bypass of Law and Legislation Committee review, presenting the Pass for Publication report for approval at City Council on April 23, 2015.

**Rationale for Recommendation:** In compliance with City Code, update the various limits to reflect changes in the Consumer Price Index.

**Financial Considerations:** Updating the contribution limits to reflect changes in the CPI provide campaign committees with the ability to raise funds for election expenses in correlation to the rising cost of consumer services.

**Local Business Enterprise (LBE):** None.

**Background:**

City Code sections 2.13.120 and 2.14.320 – pertaining to contribution limits and campaign financing – require a periodic review of the various campaign limits. These limits include campaign contributions, campaign spending limits, public matching funds, aggregate off-year limits, and contributions to legal defense funds. As provided in the City Code, the City Clerk shall bring forth amendments in every odd year updating these limits to reflect any increase or decrease in the Consumer Price Index for All Urban Consumers (CPI-U) over the previous two years (2013 and 2014). Based on the activity of the CPI-U (1.5% and 1.6% respectively), the amendments will reflect the “proposed limits” column of the following table.

City Code Section 2.14.320(E) provides that in any budget year in which funds for public funding of campaigns are not included in the Campaign Reform Fund budget, such limits shall not be adjusted. Therefore, the limits for campaign spending and public matching funds are not being adjusted at this time.

<b>Limit Type</b>	<b>Office</b>	<b>2013 Approved Limits</b>	<b>2015 Proposed Limits</b>
Contribution Limits – From: Person From: Large Political Committee	To: Councilmember	1,600 5,350	1,650 5,500
Contribution Limits – From: Person From: Large Political Committee	To: Mayor	3,200 10,650	3,300 11,000
Aggregate Off-Year Contributions	Councilmember	26,650	27,500
Aggregate Off-Year Contributions	Mayor	53,300	55,000
Legal Defense Fund Contributions	Councilmember and Mayor	1,050	1,100

**ORDINANCE NO.**

Adopted by the Sacramento City Council

Date Adopted

**AN ORDINANCE AMENDING SECTIONS 2.13.050, 2.13.065, 2.13.080, AND  
2.13.085 OF THE SACRAMENTO CITY CODE  
RELATING TO CAMPAIGN CONTRIBUTION LIMITS**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Subsection A of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

A. Councilmembers. Contributions to candidates for the office of city councilmember shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code Sections 85301 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of city councilmember, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution that would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee, to exceed ~~\$1,600~~\$1,650 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of city council member, or a controlled committee of such controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution that would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed ~~\$5,350~~\$5,500 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

SECTION 2.

Subsection B of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

B. Mayor. Contributions to candidates for the office of mayor shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code sections 85300 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of mayor, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee, shall accept into the candidate's campaign contribution account, any contribution that would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee to exceed ~~\$3,200~~\$3,300 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of mayor, or a controlled committee of the candidate or such candidate's controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution which would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed ~~\$10,650~~\$11,000 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

SECTION 3.

Section 2.13.065 of the Sacramento City Code is amended to read as follows:

A. Candidate for City Council Position. A candidate or controlled committee of a candidate for a city council position other than mayor shall provide the following written notice:

NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for a City Council position for a primary, general or special election. Generally, a contributor other than a large political committee may not give more than ~~\$1,600~~\$1,650 to a candidate for a City Council position for a primary, general or special election, while a large political committee may not give more than ~~\$5,350~~\$5,500 to a candidate for City Council for a primary, general or special election. Chapter 2.13 contains

certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

B. Candidate for Mayoral Position. A candidate or controlled committee of a candidate for mayor shall provide the following written notice:

#### NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for Mayor for a primary, general or special election. Generally, a contributor other than a large committee may not give more than ~~\$3,200~~\$3,300 to a candidate for Mayor for a primary, general or special election, while a large political committee may not give more than ~~\$10,650~~\$11,000 to a candidate for Mayor for a primary, general or special election. Chapter 2.13 contains certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

#### SECTION 4.

Subsection A of Section 2.13.080 of the Sacramento City Code is amended to read as follows:

##### A. Aggregate Limits.

1. Except as provided in subsection (A)(2) of this section, the following aggregate off-election year contribution limits apply:
  - a. No councilmember or candidate for the city office of councilmember shall accept contributions totaling more than ~~\$26,650~~\$27,500 in any single off-election year.
  - b. No mayor or candidate for the city office of mayor shall accept contributions totaling more than ~~\$53,300~~\$55,000 in any single off-election year.

#### SECTION 5.

Subsection E of Section 2.13.085 of the Sacramento City Code is amended to read as follows:

- E. No person (other than the officer or candidate) shall make, and no legal expense fund committee for an elective city officer or candidate for elective city office shall solicit or accept, contributions from any person to a legal defense fund totaling more than ~~\$1,050~~\$1,100.

Adopted by the City of Sacramento City Council on \_\_\_\_\_ by the following vote:

Ayes:

Noes:

Abstain:

Absent:

\_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
City Clerk

Passed for Publication:

Published:

Effective:

**ORDINANCE NO.**

Adopted by the Sacramento City Council

Date Adopted

**AN ORDINANCE AMENDING SECTIONS 2.13.050, 2.13.065, 2.13.080, AND  
2.13.085 OF THE SACRAMENTO CITY CODE  
RELATING TO CAMPAIGN CONTRIBUTION LIMITS**

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

**SECTION 1.**

Subsection A of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

A. Councilmembers. Contributions to candidates for the office of city councilmember shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code Sections 85301 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of city councilmember, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution that would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee, to exceed \$1,650 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of city council member, or a controlled committee of such controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution that would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed \$5,500 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

SECTION 2.

Subsection B of Section 2.13.050 of the Sacramento City Code is amended to read as follows:

B. Mayor. Contributions to candidates for the office of mayor shall be subject to the following limitations in addition to the limitations established by Article 3 of Chapter 5 of the Political Reform Act (Government Code sections 85300 through 85307):

1. Contributions by Persons. No person shall make, and no candidate for the office of mayor, or a controlled committee of such candidate, or person acting by or on behalf of such candidate or such candidate's controlled committee, shall accept into the candidate's campaign contribution account, any contribution that would cause the total amount contributed by that person to the candidate, or to the candidate's controlled committee to exceed \$3,300 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

2. Contributions by Large Political Committees. No large political committee shall make, and no candidate for the office of mayor, or a controlled committee of the candidate or such candidate's controlled committee, or person acting by or on behalf of such candidate or such candidate's controlled committee shall accept, any contribution which would cause the total amount contributed by that large political committee to the candidate, or to the candidate's controlled committee, to exceed \$11,000 in any of the following periods: a primary election period; a general election period; or a special election period. If the Political Reform Act establishes a lower limit for special elections, the lower limit applies.

SECTION 3.

Section 2.13.065 of the Sacramento City Code is amended to read as follows:

A. Candidate for City Council Position. A candidate or controlled committee of a candidate for a city council position other than mayor shall provide the following written notice:

NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for a City Council position for a primary, general or special election. Generally, a contributor other than a large political committee may not give more than \$1,650 to a candidate for a City Council position for a primary, general or special election, while a large political committee may not give more than \$5,500 to a candidate for City Council for a primary, general or special election. Chapter 2.13 contains certain

other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

B. Candidate for Mayoral Position. A candidate or controlled committee of a candidate for mayor shall provide the following written notice:

#### NOTICE

Chapter 2.13 of the Sacramento City Code limits the amounts that a contributor may give to a candidate for Mayor for a primary, general or special election. Generally, a contributor other than a large committee may not give more than \$3,300 to a candidate for Mayor for a primary, general or special election, while a large political committee may not give more than \$11,000 to a candidate for Mayor for a primary, general or special election. Chapter 2.13 contains certain other rules that may affect the amounts that an individual contributor may give. Please read Chapter 2.13 before making a contribution to my campaign.

#### SECTION 4.

Subsection A of Section 2.13.080 of the Sacramento City Code is amended to read as follows:

A. Aggregate Limits.

1. Except as provided in subsection (A)(2) of this section, the following aggregate off-election year contribution limits apply:

a. No councilmember or candidate for the city office of councilmember shall accept contributions totaling more than \$27,500 in any single off-election year.

b. No mayor or candidate for the city office of mayor shall accept contributions totaling more than \$55,000 in any single off-election year.

#### SECTION 5.

Subsection E of Section 2.13.085 of the Sacramento City Code is amended to read as follows:

E. No person (other than the officer or candidate) shall make, and no legal expense fund committee for an elective city officer or candidate for elective city office shall solicit or accept, contributions from any person to a legal defense fund totaling more than \$1,100.

Adopted by the City of Sacramento City Council on \_\_\_\_\_ by the following vote:

Ayes:

Noes:

Abstain:

Absent:

\_\_\_\_\_  
MAYOR

Attest:

\_\_\_\_\_  
City Clerk

Passed for Publication:

Published:

Effective: