

ORDINANCE NO. 820

AN ORDINANCE OF THE CITY OF ROHNERT PARK AMENDING SECTION 2.65.110, PENALTIES, OF CHAPTER 2.65, CAMPAIGN FINANCE REGULATIONS, OF THE ROHNERT PARK MUNICIPAL CODE

WHEREAS, on November 22, 2005, the Rohnert Park City Council adopted Ordinance No. 750 adding Chapter 2.65, Campaign Finance Regulations to Title 2 of the Rohnert Park Municipal Code (RPMC);

WHEREAS, RPMC section 2.65.030 limits the amount any person may contribute to a candidate or candidate-controlled committee to no more than five hundred dollars (\$500) during an election cycle for an elective city office;

WHEREAS, RPMC section 2.65.030 further requires the City Council review the five hundred dollar campaign contribution limitation in January of every fourth year commencing in 2010;

WHEREAS, on January 26, 2010, the City Council reviewed and retained the five hundred dollar limitation as adopted by Ordinance No. 750; and

WHEREAS, on January 26, 2010, the Council concurred with staff's recommendation to amend Rohnert Park Municipal Code section 2.65.110, Penalties, to reflect the Council's original intent and mirror the penalty provisions set forth in Government Code sections 91000 and 91004.

NOW, THEREFORE, the City of Rohnert Park does hereby ordain as follows:

SECTION 1: Section 2.65.110 of Chapter 2.65 of the Rohnert Park Municipal Code is hereby amended to read as follows:

"2.65.110 - Penalties.

A. Criminal Penalties. Any person who knowingly or willfully violates any provision of this chapter shall be guilty of a misdemeanor. In addition to other penalties provided by law, the penalty upon conviction of such person shall be by a fine in accordance with Government Code Section 91000.

B. Civil Penalties. Any person who intentionally or negligently violates any of the reporting requirements of this Chapter may be sued in a civil action in accordance with Government Code Sections 91004 and following.

C. Cumulative Remedies. The foregoing remedies shall be deemed non-exclusive, cumulative and in addition to any other remedy the city of Rohnert Park may have at law or in equity."

SECTION 2: Severability. The City Council hereby declares that every section, paragraph, sentence, clause, and phrase of this ordinance is severable. If any section, paragraph, sentence, clause, or phrase of this ordinance is for any reason found to be invalid or unconstitutional, such

invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining sections, paragraphs, sentences, clauses, or phrases.

SECTION 3: Effective Date and Publication. This ordinance shall be in full force and effect 30 days after its adoption, and shall be published and posted as required by law.

This ordinance was introduced by the City Council of the City of Rohnert Park on March 9, 2010 and adopted on March 23, 2010 by the following roll call vote:

AYES: Four (4) Council Members Belforte, Breeze, Callinan, and Mayor Stafford

NOES: None (0)

ABSENT: One (1) Council Member Mackenzie

ABSTAIN: None (0)

CITY OF ROHNERT PARK

(d)(5)

Mayor

ATTEST:

(d)(5)

City Clerk

(d)(5)

3/24/10



APPROVED AS TO FORM:

(d)(5)

(d)(5)

City Attorney