

ORDINANCE NO. 1628

AN ORDINANCE REPEALING LOCAL CAMPAIGN CONTRIBUTION LIMITS IN FAVOR OF STATE LAW CAMPAIGN CONTRIBUTION LIMITS TO BE ENFORCED BY THE FAIR POLITICAL PRACTICES COMMISSION

The City Council of the City of El Segundo does ordain as follows:

SECTION 1: The City Council finds and declares as follows:

- A. Before 2021, state law did not impose limits on campaign contributions to candidates for local offices, and cities and counties had the authority to adopt their own contribution limits;
- B. In September 2008, the City Council of the City of El Segundo adopted campaign contribution limits via Ordinance No. 1420; the current local limitation is \$750 per person, calendar year;
- C. Effective January 1, 2021, AB 571 established default campaign contribution limits for cities and counties that have not adopted their own limits; the current limit is no more than \$4,700 per person per election, and the limit will be adjusted by the Fair Political Practices Commission (FPPC) in January of each odd-numbered year according to the Consumer Price Index; and
- D. The City Council desires to repeal the City's local campaign contribution limit in favor of the state's new campaign contribution limits, the latter of which will be enforced by the FPPC.

SECTION 2: *Environmental Assessment.* Adoption of the proposed Ordinance is statutorily exempt from further environmental review under the California Environmental Quality Act (California Public Resources Code §§21000, *et seq.*, "CEQA") and CEQA Guidelines (14 California Code of Regulations §§15000, *et seq.*), because the proposed Ordinance would amend the El Segundo Municipal Code as far as timing of the City's election, and it can be seen with certainty that there is no possibility that the Ordinance will have a significant effect on the environment.

SECTION 3: Section 1-9-3 of ESMC Title 1 (Administration and Personnel), Chapter 9 (Campaign Contributions and Disclosures), is amended as follows:

1-9-3: ANONYMOUS CONTRIBUTIONS PROHIBITED; ~~CONTRIBUTION LIMIT:~~

- A. It is unlawful for any person to make, and any candidate, controlled committee, or committee to solicit or accept, any anonymous contribution in a local election.

~~B. For local elections, it is unlawful for any person to make a contribution to a candidate, controlled committee, or committee that exceeds seven hundred fifty dollars (\$750.00) in a calendar year.~~

SECTION 4. *Validity of Previous Code Sections.* If the entire Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal of the ESMC or other regulation by this Ordinance will be rendered void and cause such ESMC provision or other regulation to remain in full force and effect for all purposes.

SECTION 5. *Enforceability.* Repeal or amendment of any previous Code Sections does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 6. *Severability.* If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provision or application and, to this end, the provisions of this Ordinance are severable.

SECTION 7. The City Clerk, or her duly appointed deputy, is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of El Segundo's book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 8. *Effective Date.* This Ordinance will become effective on the 31st day following its passage and adoption.

PASSED AND ADOPTED this 17th day of August, 2021.



Drew Boyles, Mayor

ATTEST:

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF EL SEGUNDO)

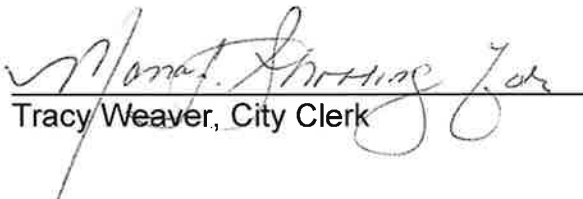
I, Tracy Weaver, City Clerk of the City of El Segundo, California, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Ordinance No. 1628 was duly introduced by said City Council at a regular meeting held on the 15th day of June, 2021, and was duly passed and adopted by said City Council, approved and signed by the Mayor, and attested to by the City Clerk, all at a regular meeting of said Council held on the 17th day of August, 2021, and the same was so passed and adopted by the following vote:

AYES: Mayor Boyles, Mayor Pro Tem Pimentel, Council Member Pirsztuk, Council Member Nicol and Council Member Giroux

NOES: None

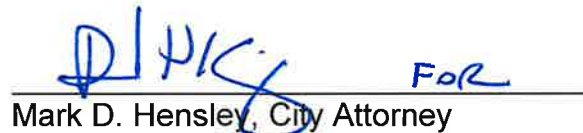
ABSENT: None

ABSTAIN: None



Tracy Weaver, City Clerk

APPROVED AS TO FORM:



Mark D. Hensley, City Attorney