

AN ORDINANCE OF THE MIDWAY CITY SANITARY DISTRICT
OF ORANGE COUNTY, CALIFORNIA, RELATING TO
MUNICIPAL ELECTION CAMPAIGN CONTRIBUTION
CONTROL

The Board of Directors of the MIDWAY CITY SANITARY DISTRICT of Orange County, California, does hereby ordain as follows:

Section 1. Intent and Purpose. It is the intent of the Board of Directors of the MIDWAY CITY SANITARY DISTRICT of Orange County, California, in enacting this Ordinance to place realistic and enforceable limits on the amount which may be contributed to political campaigns in District elections, for the purpose of preventing the exercise by campaign contributors of potential undue or improper influence over elected officials and to prevent the appearance of corruption that may occur when large contributors use campaign contributions as a means to attempt to advance their own legislative goals, and to insure against a candidate being elected to office based primarily on the amount expended on his or her campaign.

Section 2. Campaign Contributions--Limitations. Contribution by persons. No person shall make, solicit or accept any pledge, or promise of money or anything of value in aid of the nomination or election of a candidate which will cause the total amount contributed by such person with respect to a single election in support of such candidate, to exceed Two Hundred Fifty Dollars (\$250.00). Candidate may contribute any sum to his own campaign without limitation and may loan funds to his own campaign without limitation. This Ordinance is not to be construed to be retroactive. "Person" for the purposes of this chapter shall include and mean any individual, corporation, partnership, foundation, political, religious, or social organization, committee, or association. "Contribution" in this chapter shall have the same meaning as it is defined in the Political Reform Act of 1974, Government Code §82015.

Section 3. Anonymous Contributions. Total anonymous contributions to a candidate which exceed in the aggregate of Twenty-Five Hundred Dollars (\$2,500.00), with respect to a single election, shall not be used by the candidate for whom it was intended. The total anonymous contributions exceeding Twenty-Five Hundred Dollars (\$2,500.00), shall be paid by the candidate to the MIDWAY CITY SANITARY DISTRICT of Orange County, California, to be placed in the general fund of the MIDWAY CITY SANITARY DISTRICT of Orange County, California, earmarked to defray the costs of District elections. "Anonymous contributions" for the purpose of this Ordinance is defined as all contributions of less than One Hundred Dollars (\$100.00) received from a person (as defined by this Ordinance), and not identified as to source in the candidate's campaign contribution reports required to be filed by the State of California.

Section 4. Violation. Any interested person may file an action against a candidate in the Superior Court of the State of California for the County of Orange for the purpose of establishing a violation of any provision of this Ordinance. If it is established by a preponderance of the evidence that the candidate knowingly violated or knowingly failed to comply with any provision of this Ordinance, then the election to office of such candidate shall be void, and such office shall become va-

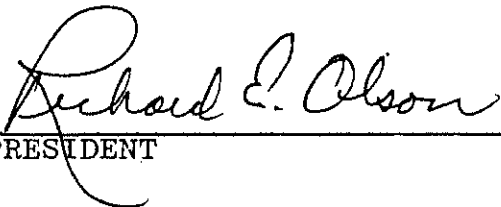
cant immediately thereupon. In such event, the vacancy shall be filled in accordance with the provisions of Section 6483 of the Health & Safety Code. If a knowing violation or failure to comply with any of the provisions of this Ordinance by a candidate is established at any time prior to his election, his candidacy shall be terminated immediately, and he shall no longer be eligible for office in the election during which such violation occurred.

Section 5. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

Section 6. This Ordinance shall take effect thirty (30) days after its adoption. The District's Secretary shall certify to the passage of this Ordinance and cause same, or a summary thereof, to be published within fifteen (15) days after adoption in a newspaper of general circulation, printed and published within the MIDWAY CITY SANITARY DISTRICT of Orange County, California.

PASSED, APPROVED AND ADOPTED this 5th day of September, 1984, by the following roll call vote:

AYES: DIRECTORS: Evans, Finlayson, Kirkpatrick, Olson,
Seifen
NOES: DIRECTORS: None
ABSENT: DIRECTORS: None


PRESIDENT

ATTEST:


SECRETARY

CERTIFICATION

I, Jane Kirkpatrick, Secretary of the MIDWAY CITY SANITARY DISTRICT, of Orange County, California, do hereby certify that the foregoing Ordinance No. 29 was duly adopted at a xxxxxxxxxxxxxxx regular meeting of the Board of Directors of said District, held on the 5th day of September, 1984, by the following vote of the members of the Board:

- AYES: Directors Evans, Finlayson, Kirkpatrick,
Olson, Seifen
- NOES: Directors _____
- ABSENT: Directors _____

and I further certify that Richard Olson, as President, and Jane Kirkpatrick, as Secretary, signed and approved said Ordinance on the 5th day of September, 1984.

Jane Kirkpatrick
Secretary

(DISTRICT SEAL)

MIDWAY CITY SANITARY DISTRICT

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STATE OF CALIFORNIA)
)SS:
COUNTY OF ORANGE)

I, Jane Kirkpatrick, Secretary of the MIDWAY CITY SANITARY DISTRICT, of Orange County, California, do hereby certify that the foregoing is a full, true and correct copy of Ordinance No. 29, passed and adopted by the Board of Directors of said District at a xxxxxxxxxxxxxxxxxxxxxxx regular meeting thereof held on the 5th day of September, 1984.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official Seal of said District this 5th day of September, 1984.

Jane Kirkpatrick
Secretary

(DISTRICT SEAL)

MIDWAY CITY SANITARY DISTRICT