

**RESOLUTION NO. 2016-15**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDIAN WELLS, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A REGULAR MUNICIPAL ELECTION TO BE HELD CONCURRENTLY WITH THE STATEWIDE GENERAL ELECTION ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE LAWS OF THE STATE OF CALIFORNIA, ADOPTING REGULATIONS PERTAINING TO MATERIALS SUBMITTED TO THE ELECTORATE AND COSTS THEREOF; REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE SAID REGULAR MUNICIPAL ELECTION WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE; AND REQUESTING SAID BOARD OF SUPERVISORS TO PERMIT THE COUNTY REGISTRAR OF VOTERS TO RENDER CERTAIN SERVICES RELATED TO THE CONSOLIDATED MUNICIPAL ELECTION**

**WHEREAS**, under the provisions of the laws of the State of California, a regular municipal election shall be held on November 8, 2016, for the election of municipal officers; and

**WHEREAS**, pursuant to the requirements of the laws of the State of California, the City Council of the City of Indian Wells desires and intends to call and order to be held in the City of Indian Wells, California, on Tuesday, November 8, 2016, a Regular Municipal Election to elect three Municipal Officers; and

**WHEREAS**, Section 13307 of the Elections Code of the State of California provides that the governing body of any local agency shall adopt regulations pertaining to materials prepared by any candidate for a municipal election, including the costs thereof.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF INDIAN WELLS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** Pursuant to the requirements of the laws of the State of California, there is hereby called and ordered to be held in the City of Indian Wells, California, on Tuesday, November 8, 2016, a Regular Municipal Election of the qualified electors of said City for the purpose of electing three (3) members of the City Council of the City for the term of four (4) years.

**SECTION 2.** The City Council consents to the consolidation of the Regular Election hereby called with the Statewide General election and all other elections being held in the same territory on November 8, 2016.

**SECTION 3.** The ballots to be used at the election shall be in the form and content as required by law.

**SECTION 4.** In accordance with Sections 10002, 10403, and 10418 of the Elections Code, the Board of Supervisors of Riverside County is hereby requested to consolidate the regular municipal election with the Statewide General election to be held in the same territory and on the same day, and to consent to having the Registrar of Voters render such election services to the City of Indian Wells as may be requested by the City Clerk of said City, the County of Riverside to be reimbursed in full for such services as are performed.

**SECTION 5.** The election services which the City of Indian Wells requests the Registrar of Voters, or such other official as may be appropriate, to perform and which such officer is hereby authorized and directed to perform, if said Board of Supervisors consents, include: the preparation, printing and mailing of sample ballots and polling place cards; the establishment or appointment of precincts, polling places, and election officers, and making such publications as are required by law in connection therewith; the furnishing of ballots, voting booths and other necessary supplies or materials for polling places; the canvassing of the returns of the election and the furnishing of the results of such canvassing to the City Clerk of the City of Indian Wells; and the performance of such other election services as may be requested by the City Clerk.

**SECTION 6.** The polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

**SECTION 7.** In all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections in the City.

**SECTION 8.** Notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form, and manner as required by law.

**SECTION 9.** All ballots shall be tallied at a central counting place and not at the precincts. Said central counting place shall be at a County center as designated by the Registrar of Voters.

**SECTION 10.** The Riverside County Registrar of Voters is hereby authorized to canvass the returns of said Regular Municipal Election.

**SECTION 11.** The City Clerk of the City of Indian Wells shall receive the canvass as it pertains to the Regular Municipal Election, and shall certify the results to the City Council, as required by law.

**SECTION 12.** Pursuant to Section 13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at the Regular Municipal Election to be held in the City of Indian Wells on November 8, 2016, may prepare a candidate's statement on an appropriate form provided by the City Clerk. Such statement may include the name, age, and occupation of the candidate and a brief description of no more than four hundred (400) words of the candidate's education and qualifications expressed by the candidate himself/herself. Such statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. Such statement shall be filed in the Office of the City Clerk at the same time the candidate's nomination papers are filed. Such statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

**SECTION 13.** No candidate shall be permitted to include additional materials in the sample ballot package.

**SECTION 14.** The City Clerk shall estimate the total cost of printing, handling, translating and mailing the candidate's statements filed pursuant to the Elections Code, and require each candidate filing a statement to pay in advance his or her pro rata share as a condition of having his or her statement included in the voter's pamphlet. The City Clerk shall bill each candidate for any cost in excess of the deposit and shall refund any unused portion of any deposit.

**SECTION 15.** The City Clerk shall provide to each candidate or the candidate's representative a copy of this Resolution at the time that nominating petitions are issued.

**SECTION 16.** The City Clerk of the City of Indian Wells is hereby **DIRECTED** to certify to the passage and adoption of this Resolution and to file a certified copy of this Resolution with the County Registrar of Voters of the County of Riverside.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Indian Wells, California, at a regular meeting held on this 19<sup>th</sup> day of May, 2016.

  
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**DANA W. REED**  
**MAYOR**

**CERTIFICATION FOR RESOLUTION NO. 2016-15**

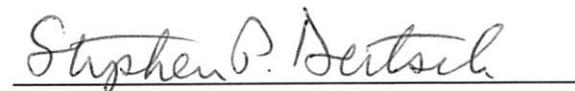
I, Anna Grandys, City Clerk of the City Council of the City of Indian Wells, California, **DO HEREBY CERTIFY** that the whole number of the members of the City Council is five (5); that the above and foregoing Resolution was duly and regularly passed and adopted at a regular meeting of the City Council of the City of Indian Wells on the 19<sup>th</sup> day of May 2016, by the following vote:

AYES: Balocco, Hanson, Mertens, Peabody, Reed  
NOES: None

**ATTEST:**

  
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**ANNA GRANDYS**  
**CITY CLERK**

**APPROVED AS TO FORM:**

  
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**STEPHEN P. DEITSCH**  
**CITY ATTORNEY**