

## ORDINANCE NO. 200

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADDING CHAPTER 2.50 (ELECTRONIC FILING) TO TITLE 2 (ADMINISTRATION AND PERSONNEL) TO THE WILDOMAR MUNICIPAL CODE RELATING TO ELECTRONIC FILING OF CAMPAIGN STATEMENTS AND STATEMENTS OF ECONOMIC INTERESTS**

**WHEREAS**, Government Code Section 84615 currently provides that a local agency may adopt an ordinance to require an elected officer, candidate, committee, or other person required to file statements, reports, or other documents required by Chapter 4 of the Political Reform Act (commencing with Section 84100 of the Government Code), except an elected officer, candidate, committee, or other person who receives contributions totaling less than \$2,000 and who makes independent expenditures totaling less than \$2,000 in a calendar year, to file those statements, reports, or other documents online or electronically with the local filing officer; and

**WHEREAS**, the City entered into an agreement with NetFile, Inc., a vendor approved by the California Secretary of State, to provide an online electronic filing system ("System") for campaign disclosure statements and statements of economic interest forms; and

**WHEREAS**, the System will operate securely and effectively and will not unduly burden filers. Specifically: (1) the System will ensure the integrity of the data and includes safeguards against efforts to tamper with, manipulate, alter, or subvert the data; (2) the System will only accept a filing in the standardized record format developed by the Secretary of State and compatible with the Secretary of State's system for receiving an online or electronic filing; and (3) the System will be available free of charge to filers and to the public for viewing filings; and

**WHEREAS**, the City of Wildomar desires to amend the Wildomar Municipal Code to add a new Chapter relating to electronic filing of campaign and conflict of interest statements.

**NOW, THEREFORE**, the City Council of the City of Wildomar ordains as follows:

#### **SECTION 1.        ADDITION OF CHAPTER 2.50**

Chapter 2.50 of the Wildomar Municipal Code is hereby adopted to read as follows:

#### **"Chapter 2.50 - Electronic Filing"**

##### **Section 2.50.010    Electronic filing of campaign statements and statements of economic interests.**

A.     Any elected officer, candidate, committee, or other person required to file statements, reports, or other documents required by Government Code Chapter 4 (commencing with Section 84100), except an elected officer, candidate, committee, or other person who receives contributions totaling less than two thousand dollars (\$2,000), and makes expenditures totaling less than two thousand dollars (\$2,000) in a calendar

year, shall file those statements, reports, or other documents online or electronically with the City Clerk.

B. Any person holding a position listed in Government Code Section 87200 or designated in the city's local conflict of interest code adopted pursuant to Government Code section 87300, shall file any required Statement of Economic Interest reports (Form 700) online or electronically with the City Clerk.

C. In any instance in which an original statement, report or other document must be filed with the California Secretary of State and a copy of that statement, report or other document is required to be filed with the City Clerk, the filer may, but is not required to, file the copy electronically.

D. If the City Clerk's electronic system is not capable of accepting a particular type of statement, report or other document, an elected officer, candidate, committee or other person shall file that document with the City Clerk in an alternative format.

E. In requiring online or electronic filing of statements, reports, or other documents in accordance with this Chapter, the city shall comply with the provisions of Government Code Section 84615, as it may be amended from time to time.

## **SECTION 2. CEQA.**

The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378(b)(5), that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that it is a governmental, organizational or administrative activity that will not result in direct or indirect changes in the environment.

## **SECTION 3. SEVERABILITY.**

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

## **SECTION 4. EFFECTIVE DATE.**


This Ordinance shall take effect thirty (30) days from its passage by the City Council.

## **SECTION 5. PUBLICATION.**


The City Clerk is authorized and directed to cause this Ordinance to be published within fifteen (15) days after its passage in a newspaper of general circulation and circulated within the City in accordance with Government Code Section 36933(a) or, to

cause this Ordinance to be published in the manner required by law using the alternative summary and posting procedure authorized under Government Code Section 36933(c).

**PASSED, APPROVED AND ADOPTED** this 11<sup>th</sup> day of August, 2021.

  
\_\_\_\_\_  
Dustin Nigg  
Mayor

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Thomas D. Jex  
City Attorney

**ATTEST:**

  
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Janet Morales  
City Clerk



STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE)  
CITY OF WILDOMAR )


I, Janet Morales, City Clerk of the City of Wildomar, California, do hereby certify that the foregoing Ordinance No. 200 was introduced at a regular meeting of the City Council of the City of Wildomar, California, on July 14, 2021, and was duly adopted at a regular meeting held on August 11, 2021, by the City Council of the City of Wildomar, California, by the following vote:

AYES: Moore, Morabito, Swanson, Mayor Pro Tem Benoit, Mayor Nigg

NOES: None

ABSTAIN: None

ABSENT: None

  
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Janet Morales  
City Clerk  
City of Wildomar

