

DRAFT
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SAN JOSE AMENDING SECTION 12.06.530 OF CHAPTER 12.06 OF TITLE 12 OF THE SAN JOSE MUNICIPAL CODE TO PROVIDE FOR A RECOMMENDATION FOR VOLUNTARY EXPENDITURE LIMITS BY THE SAN JOSE ELECTIONS COMMISSION

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. Section 12.06.530 of Chapter 12.06 of Title 12 of the San Jose Municipal Code is hereby amended to be numbered, entitled and to read as follows:

12.06.530 Expenditure limits.

A. The expenditure limits shall be set at:

- 1. Seventy five cents per resident of the City for candidates for the office of Mayor; and
- 2. One dollar per resident of the district for candidates for Council office.

B. Beginning in 2005, the San Jose Elections Commission shall review the amount of the expenditure limits set forth in subsection A. above, every four years to determine if any change is warranted. The Commission shall take into consideration the cost of living changes based on the consumer price index for the San Jose metropolitan area. The Commission shall commence the review not less than ten (10) months in advance of the election cycle and if it determines that a change in the expenditure limits is appropriate, the Commission shall issue a recommendation to the City Council no later than nine (9) months prior to the onset of the election cycle.

C. The City Council shall adopt an expenditure limits resolution, in advance of each election cycle, specifying the expenditure limits. The expenditure limits shall be based on census data supplied by the director of the department of planning, building and code enforcement for the city and each council district and adjusted by the percentage increase in residents as determined by population data provided by the state of California, department of finance, city/county population estimates.

D. No candidate who files an expenditure ceiling statement participating in the voluntary campaign expenditure limits program shall make any campaign expenditure above the limits set forth in the expenditure limits resolution.

RD:NKS:

Blue Ribbon Task Force 11/17/2004

Meeting Date: 11/19/04

Item #V

PASSED FOR PUBLICATION of title this _____ day of _____, 2004, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

RON GONZALES
Mayor

ATTEST:

LEE PRICE, CMC
City Clerk