

ORDINANCE NO. 651

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CUDAHY REPEALING CHAPTER 2.54 OF TITLE 2 OF THE CUDAHY MUNICIPAL CODE

WHEREAS, public officials, elected and appointed, wield the power of government and serve as stewards of both the public's resources and trust; and

WHEREAS, the Political Reform Act of 1974 (the "Act") addresses the financial conflicts of public officials through disclosure of the official's economic interest and prohibitions on participation in making decisions that the official knows or has reason to know will result in a material financial effect on one of the official's economic interests; and

WHEREAS, public officials are prohibited from making, participating in, or in any way attempting to use their official position to influence a governmental decision in which they know or have reason to know they have a financial interest (Gov. Code, § 87100); and

WHEREAS, the California Attorney General, the Fair Political Practices Commission, and local district attorneys are empowered to enforce the Act through criminal sanctions, civil liability, civil penalties, and administrative sanctions (Gov. Code, §§ 83115-83214, 91000-91014); and

WHEREAS, the City Council finds that state law provisions governing ethics and conflict-of-interest issues comprehensively address potential wrongdoing and enforcement for such unlawful acts.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CUDAHY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The recitals above are true and correct and incorporated herein by reference.

Section 2. Chapter 2.54 (Campaign Ethics Regulations) of Title 2 (Administration and Personnel) of the Cudahy Municipal Code is hereby repealed in its entirety.

Section 3. CEQA. The City Council finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to section 15061(b)(3) of the State CEQA Guidelines, California Code of Regulations, title 14, chapter 3, because it can be seen with certainty that there is no possibility that it will have a significant effect on the environment.

Section 4. Inconsistent Provisions. Any provision of the Cudahy Municipal Code or appendices thereto that conflicts with the provisions of this Ordinance, to the extent of such conflict and no further, is hereby repealed or modified to the extent necessary to affect the provisions of this Ordinance.

Section 5. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or any part thereof is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, subdivision, paragraph, sentence, clause or phrase would be subsequently declared invalid or unconstitutional.

Section 6. Publication and Effective Date. The Mayor shall sign and the City Clerk shall attest to the passage of this Ordinance. The City Clerk shall cause the same to be published once in the official newspaper within fifteen (15) days after its adoption. This Ordinance shall become effective thirty (30) days after adoption.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Cudahy on this 10th day of August, 2015.


Cristian Markovich, Mayor

ATTEST:


Jessica Balandran
Interim Deputy City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS:
CITY OF CUDAHY)

I, Jessica Balandran, Interim Deputy City Clerk of the City of Cudahy, hereby certify that the foregoing Ordinance No. 651 was introduced for a first reading on the 27th day of July, 2015 and approved for a second reading and adopted by said Council at its regular meeting held on the 10th day of August, 2015 by the following vote, to-wit:

AYES: Councilmember (s): Garcia, Sanchez, Mayor Markovich, and Vice Mayor Hernandez

NOES: Councilmember (s): Guerrero

ABSTAIN: Councilmember (s): None

ABSENT: Councilmember (s): None

Jessica Balandran

Jessica Balandran
Interim Deputy City Clerk



