

MINUTES OF THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



1.1

On motion of Supervisor Stone, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED, FOUND AND DETERMINED that the following ordinances were duly published:

<u>ORDINANCE</u>	<u>DATE</u>	<u>NEWSPAPER</u>
No. 913	11/05/2011	The Press-Enterprise
No. 914	11/20/2011	The Press-Enterprise
No. 787.15	11/17/2011	The Press-Enterprise

I hereby certify that the foregoing is a full, true and correct copy of an order made and entered on January 31, 2012 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors  
Dated: January 31, 2012  
Kecia Harper-Ihem, Clerk of the Board of Supervisors, in and  
for the County of Riverside, State of California.

(seal)

By: Denil Eckles, Deputy  
AGENDA NO.

1.1

ATTACHMENTS FILED WITH  
THE CLERK OF THE BOARD

# THE PRESS-ENTERPRISE

3450 Fourteenth Street  
Riverside, CA 92501-3878  
951-684-1200  
951-368-9018 FAX

## PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): Press-Enterprise

### PROOF OF PUBLICATION OF

Ad Desc.: /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/05/2011

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: November 05, 2011  
At: Riverside, California



BOARD OF SUPERVISORS  
P.O. BOX 1147  
COUNTY OF RIVERSIDE  
RIVERSIDE, CA 92502

Ad Number: 0000662766-01

P.O. Number:

Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF  
RIVERSIDE, STATE OF CALIFORNIA

### ORDINANCE NO. 913

#### AN ORDINANCE OF THE COUNTY OF RIVERSIDE REQUIRING ELECTRONIC CAMPAIGN FINANCE DISCLOSURE

The Board of Supervisors of the County of Riverside ordains as follows:

**Section 1. FINDINGS.** The Board of Supervisors finds that public access to campaign and lobbying disclosure information is a vital and integral component of a fully informed electorate. Transparency in campaign financing is critical in order to maintain public trust and support of the political process.

**Section 2. PURPOSE.** The purpose of this Ordinance is to require online electronic filing of campaign statements and require online reporting of contributions and expenditures regarding elections of Candidates to County offices and the qualification or passage of local ballot measures within the County of Riverside in addition to paper filing as currently required under the Political Reform Act, (commencing with California Government Code Section 84200 et seq.) in order to facilitate review and maximize the availability of this information to the public.

**Section 3. AUTHORITY.** This Ordinance is adopted pursuant to California Government Code Section 81013 which authorizes local agencies to impose additional requirements on any person so long as the requirements do not prevent the person from complying with the Political Reform Act.

**Section 4. RELATIONSHIP TO THE POLITICAL REFORM ACT OF 1974.** This Ordinance is intended to supplement the Political Reform Act as amended. Unless a word or term is specifically defined in this Ordinance or the contrary is stated or clearly appears from the context, words and terms shall have the same meaning as when they are used in Title 9 of the California Government Code, in which the Political Reform Act is codified, and as supplemented by the Regulations of the Fair Political Practices Commission as set forth in Title 2, Division 6 of the California Code of Regulations ("Regulations"), as well as any amendments to the Act or to the Regulations. If any provision of this Ordinance is held invalid, the terms of the Act and its Regulations control and supersede the terms of this Ordinance to the extent necessary to bring this Ordinance into full compliance therewith.

**Section 5. DEFINITIONS.** The following definitions used in this ordinance shall have the meanings set forth below.

- a. Candidate shall be defined as set forth in the Political Reform Act provided that the term shall be limited to Candidates for County office.
- b. Committee. Any Person or combination of Persons who, directly or indirectly, does any of the following:

- (1) Receives Contributions totaling five thousand dollars (\$5,000) or more in any calendar year; or
- (2) Makes Expenditures or Independent Expenditures totaling five thousand dollars (\$5,000) or more in any calendar year; or
- (3) Makes Contributions totaling five thousand dollars (\$5,000) or more in any calendar year to or at the behest of Candidates or Committees.

A Person or combination of Persons that becomes a Committee shall retain its status as a Committee until such time as that status is terminated pursuant to California Government Code Section 84214. A Committee includes but is not limited to "Controlled Committee", "Independent Committee", and "County General Purpose Committee".

- c. Contribution shall mean the same as that defined at Government Code Section 82015.
- d. Controlled Committee means a Committee which is controlled directly or indirectly by a Candidate or which acts jointly with a Candidate or Controlled Committee in connection with the making of expenditures. A Candidate controls a Committee if he or she, his or her agent, or any other Committee such Candidate controls has a significant influence on the actions or decisions of the Committee.
- e. County General Purpose Committee shall mean a committee to support or oppose candidates or measures voted on in only one county, or in more than one jurisdiction within one county.
- f. Election and/or County Election means any primary, general, special or recall election held in the County of Riverside. The primary and gener-

al or special elections are separate elections for purposes of this Ordinance.

- g. Election Cycle means the period of time commencing ninety (90) days prior to an election and ending on the date of the election.
- h. Expenditure means a payment, a forgiveness of a loan, a payment of a loan by a third party, or an enforceable promise to make a payment, unless it is clear from the surrounding circumstances that it is not made for political purposes. "Expenditure" does not include a Candidate's use of his or her own money to pay for either a filing fee for a declaration of candidacy or a candidate statement prepared pursuant to Section 13307 of the Election Code. An Expenditure is made on the date the payment is made or on the date consideration, if any, is received, whichever is earlier.
- i. Independent Committee means all Committees other than Controlled Committees.
- j. Independent Expenditure means an Expenditure made by any Person including a payment of public moneys by a state or local governmental agency, in connection with a communication which expressly advocates the election or defeat of a clearly identified Candidate or the qualification, passage or defeat of a clearly identified measure, or taken as a whole and in context, unambiguously urges a particular result in an Election but which is not made to or at the behest of the affected Candidate or Committee.
- k. Person means an individual, proprietorship, firm, partnership, joint venture, syndicate, business trust, company, corporation, limited liability company, association, committee, and any other organization or group of persons acting in concert. A Person shall include, but is not limited to, a Committee or Candidate.
- l. Political Reform Act means the California Political Reform Act of 1974 (Government Code Sections 81000 et seq., as amended).

**Section 6. APPLICATION OF ORDINANCE.** The provisions of this Ordinance shall only apply to Candidates seeking election to a County office in the County of Riverside, their Controlled Committees or Committees formed or existing primarily to support or oppose their candidacies, and to Committees formed or existing primarily to support or oppose a Candidate or to support or oppose the qualification, passage or defeat of, a local ballot measure which is being voted on only in the County of Riverside, and to County General Purpose Committees active only in Riverside County. In the event a County Candidate also runs for election for a state, federal, city, special district or other non-county office, the provisions of this Ordinance do not apply to the County Candidate's campaign for such other office, nor to any Committee established solely for the purpose of running for such state, federal, city, special district, or other non-County office.

**Section 7. ELECTRONIC CAMPAIGN DISCLOSURE.**

- a. Each Candidate, Candidate Controlled Committee and Independent Committee that is required to file a semi-annual campaign statement, a pre-election campaign statement, or an amended campaign statement with the Registrar of Voters County Elections pursuant to the Political Reform Act, and that receives a total of five thousand dollars (\$5,000) in Contributions or makes a total of five thousand dollars (\$5,000) in Expenditures or Independent Expenditures, shall additionally and simultaneously file the same information with the Registrar of Voters in an electronic format.
- b. In addition to any other report required by this Ordinance, all Persons subject to the requirements of Section 7.a. shall file the following reports with the Registrar of Voters in an electronic format:
  - (1) A report disclosing a Contribution received, or an Expenditure or Independent Expenditure made, of one-thousand dollars (\$1,000) or more during an Election Cycle. The report shall be filed within twenty-four (24) hours of the Expenditure or receipt of the Contribution.
  - (2) A report disclosing a Contribution received, or an Expenditure or Independent Expenditure made, of five-thousand dollars (\$5,000) at any time other than during an Election Cycle. The report shall be filed within ten (10) business days of the Expenditure or receipt of the Contribution.
- c. Once a Candidate or Committee is subject to the electronic filing requirements imposed by this Ordinance, the Candidate or Committee will remain subject to the electronic filing requirements until

the Candidate or Committee files a termination statement pursuant to the Political Reform Act.

- d. The requirements of this Ordinance do not abrogate any requirements in the Political Reform Act that paper copies be filed.

**Section 8. ADMINISTRATIVE PENALTIES.** If any Person violates any provision of this Ordinance, he or she shall be liable to the Registrar of Voters in the amount of ten (\$10) dollars per day of violation, in addition to any other legal remedies provided by law. This amount shall be deemed a penalty in accordance with Government Code Section 91013. The following procedures shall govern the imposition, enforcement, collection and administrative review of administrative penalties.

- a. Notice of Violation. If any Person subject to this Ordinance fails to comply with any provision herein, a Notice of Violation may be issued by the Registrar of Voters or his or her designee.
- b. Content of Notice of Violation. The Notice of Violation shall contain the information listed below:
  - (1) Date, location and approximate time the violation was observed or discovered.
  - (2) The Ordinance section violated and a brief description of the violation.
  - (3) The amount of the penalty imposed for the violation.
  - (4) Instructions for the payment of the penalty, the time period by which it shall be paid, and the consequences of failure to pay the penalty within this time period.
  - (5) Instructions on how to appeal the Notice of Violation.
  - (6) The signature of the Registrar of Voters or his or her designee.
- c. Service of Notice of Violation. Service of Notice of Violation shall be effective upon deposit in United States mail in accordance with this Ordinance. A copy of the Notice of Violation shall be mailed by certified mail, return receipt requested to the Person who has violated the Ordinance, at the address listed for the Person on the Fair Political Practices Commission Form 410 Statement of Organization.
- d. Penalties.

- (1) The penalties assessed for each violation shall be ten (\$10) dollars per day, and shall not exceed the cumulative amount stated in the late statement or report, or one hundred (\$100) dollars, whichever is greater.
- (2) Payment of the penalty shall not excuse the failure to correct the violation nor shall it bar further enforcement action.
- (3) The penalties assessed shall be payable to the County of Riverside, Registrar of Voters.

**e. Administrative Appeal.**

- (1) Notice of Appeal. The recipient of a Notice of Violation carrying a penalty may appeal by filing a written Notice of Appeal with the Registrar of Voters. The written Notice of Appeal must be filed within twenty (20) days of the service of the Notice of Violation. Failure to file a written notice of appeal within this time period shall constitute a waiver of the right to appeal. The Notice of Appeal shall contain the following information:
  - a) A brief statement setting forth appellant's interest in the proceedings;
  - b) A brief statement of the material facts which appellant claims supports his/her contention that no violation has occurred, no administrative penalty should be imposed or that an administrative penalty of a different amount is warranted;
  - c) An address at which the appellant agrees notice of any additional proceeding or an order relating to the imposition of the administrative penalty may be received by mail.
  - d) The signature of the appellant.
- (2) The Registrar of Voters, or her or his designee, shall review the appeal and issue a Notice of Decision within thirty (30) days of receipt of the Notice of Appeal. The Notice of Decision shall be final.
- (3) In addition to any other available remedies, the Registrar of Voters may bring a civil action and obtain a judgment in Superior Court for the purposes of collecting any unpaid monetary penalties, fees, or civil penalties imposed pursuant to Government Code Section 91013.5.

**Section 9. ENFORCEMENT.** The Registrar of Voters, or her or his designee, shall have the primary responsibility to monitor compliance with this Ordinance at his or her discretion, to investigate alleged violations

of this Ordinance, to issue Notices of Violations as appropriate, to review appeals to the Notices of Violations, and to collect administrative penalties as set forth herein.

**Section 10. SEVERABILITY.** If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are hereby declared to be severable.

**Section 11. EFFECTIVE DATE.** This Ordinance shall take effect thirty (30) days after its adoption.

Bob Buster, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on October 25, 2011, the foregoing Ordinance consisting of eleven (11) sections was adopted by said Board by the following vote:

AYES: Buster, Tavaglione, Stone, Benoit and Ashley  
NAYS: None  
ABSENT: None

Kecia Harper-Ithem, Clerk of the Board  
By: Cecilia Gil, Board Assistant

11/5

# THE PRESS-ENTERPRISE

3450 Fourteenth Street  
Riverside, CA 92501-3878  
951-684-1200  
951-368-9018 FAX

## PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): Press-Enterprise

PROOF OF PUBLICATION OF

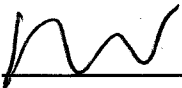
Ad Desc.: / Ord 914

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/20/2011

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: November 20, 2011  
At: Riverside, California



BOARD OF SUPERVISORS  
P.O. BOX 1147  
COUNTY OF RIVERSIDE  
RIVERSIDE, CA 92502

Ad Number: 0000674394-01

P.O. Number: Ord 914

### Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF  
RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE NO. 914

AN ORDINANCE OF THE COUNTY OF RIVERSIDE  
RELATING TO THE REIMBURSEMENT OF  
INCARCERATION COSTS AND INCORPORATING BY  
REFERENCE PENAL CODE SECTION 1203.1c

The Board of Supervisors of the County of Riverside  
ordains as follows:

Section 1. FINDINGS. The Board of Supervisors  
finds that the costs to incarcerate persons in County Jail  
facilities continually increase and, as a consequence,  
require a significant expenditure from the County's gen-  
eral fund.

Section 2. PURPOSE. The purpose of this ordi-  
nance is to incorporate the provisions of California Pe-  
nal Code Section 1203.1c which allows the courts in  
Riverside County to order, as a condition of probation,  
that each probationer pay the County the reasonable  
cost of incarceration in a Riverside County jail, including  
incarceration pending disposition of the case.

Section 3. PENAL CODE SECTION 1203.1c ADOPT-  
ED BY REFERENCE. California Penal Code Section  
1203.1c and any subsequent amendments to said sec-  
tion are hereby adopted by the County, and incorporated  
by reference herein.

Section 4. COLLECTION OF MONEYS. The Chief  
Probation Officer of the Riverside County is hereby des-  
ignated as the County Officer responsible for collection  
of moneys ordered to be paid pursuant to Penal Code  
Section 1203.1c. Pursuant to subdivision (b) of Penal  
Code Section 1203.1d, incarceration costs imposed by  
this Ordinance shall be Priority 4 reimbursable costs to  
be disbursed after restitution ordered to or on behalf of  
the victim pursuant to subdivision (f) of Section 1202.4  
(Priority 1), state surcharge ordered pursuant to Section  
1465.7 (Priority 2) and fines, penalty assessments, and  
restitution fines ordered pursuant to subdivision (b) of  
Section 1202.4 (Priority 3).

Section 5. DEPOSIT OF MONEYS. All moneys col-  
lected shall be deposited in the general fund of the  
County.

Section 6. PER DAY COST. The average per-day  
cost of incarceration in County Jail facilities is hereby  
determined to be \$142.42.

Section 7. EFFECTIVE DATE. This ordinance shall  
take effect thirty (30) days after its adoption.

Bob Buster, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the  
Board of Supervisors of said County, held on November  
15, 2011, the foregoing Ordinance consisting of seven  
(7) sections was adopted by said Board by the following  
vote:

AYES: Buster, Stone, Benoit and Ashley  
NAYS: None  
ABSENT: Tavaglione

Kecia Harper-Ihem, Clerk of the Board  
By: Cecilia Gil, Board Assistant

11/20

# THE PRESS-ENTERPRISE

3450 Fourteenth Street  
Riverside, CA 92501-3878  
951-684-1200  
951-368-9018 FAX

## PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: / Ord # 767.15

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, and under date of August 25, 1995, Case Number 267864; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

11/17/2011

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: November 17, 2011  
At: Riverside, California



BOARD OF SUPERVISORS  
P.O. BOX 1147  
COUNTY OF RIVERSIDE  
RIVERSIDE, CA 92502

Ad Number: 0000671388-01

P.O. Number: Ord # 767.15

### Ad Copy:

BOARD OF SUPERVISORS OF THE COUNTY OF  
RIVERSIDE, STATE OF CALIFORNIA

ORDINANCE NO. 767.15

AN ORDINANCE OF THE COUNTY OF RIVERSIDE  
AMENDING ORDINANCE NO. 767 DELEGATING  
AUTHORITY TO THE COUNTY TREASURER TO IN-  
VEST AND REINVEST FUNDS OF THE COUNTY  
AND OTHER DEPOSITORS AND TO DEPOSIT  
FOR SAFEKEEPING CERTAIN INSTRUMENTS IN  
IDENTIFIED FINANCIAL INSTITUTIONS

The Board of Supervisors of the County of Riverside  
ordains as follows:

Section 1. Subsection a. of Section 3. of Ordinance  
No. 767 is amended to read as follows:

"a. The authority to invest or to reinvest funds of  
a local agency, or to sell or exchange securi-  
ties so purchased for a period of one year  
from the effective date of this ordinance with  
such delegation expiring on December 1,  
2012. The County Treasurer shall assume full  
responsibility for these transactions until the  
Board of Supervisors either revokes this dele-  
gation of authority by ordinance or until the  
delegation expires. The Board of Supervisors  
may renew this delegation of authority for  
subsequent one-year periods by adopting an  
amendment to this ordinance."

Section 2. This ordinance shall take effect thirty (30)  
days after its adoption.

Bob Buster, Chairman of the Board

I HEREBY CERTIFY that at a regular meeting of the  
Board of Supervisors of said County, held on **November  
& 2011**, the foregoing Ordinance consisting of two (2)  
sections was adopted by said Board by the following  
vote:

AYES: Buster, Tavaglione, Stone, Benoit and  
Ashley  
NAYS: None  
ABSENT: None

Kecia Harper-Ihem, Clerk of the Board  
By: Cecilia Gil, Board Assistant

11/17