

ORDINANCE NO. 3238-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE TO AMEND CHAPTER 2.29 OF THE SUNNYVALE MUNICIPAL CODE RELATING TO ELECTRONIC FILING OF CAMPAIGN STATEMENTS AND STATEMENTS OF ECONOMIC INTERESTS

WHEREAS, AB 1170 (Valencia, 2024) amended state law related to electronic filing of campaign statements and statements of economic interests to require that individuals required to file statements of economic interests (Form 700) pursuant to Government Code section 87200 shall file with the Fair Political Practices Commission (FPPC) rather than the City Clerk; and

WHEREAS, since Sunnyvale Municipal Code section 2.29.010 was last adopted, the total contribution amounts triggering campaign statement and report filing requirements have increased pursuant to state law; and

WHEREAS, the City of Sunnyvale desires to amend certain sections of the Sunnyvale Municipal Code Chapter 2.29 relating to electronic filing of campaign statements and statements of economic interests by public officials.

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

SECTION 1. Section 2.29.010 AMENDED. Section 2.29.010 of Chapter 2.29 (Electronic Filing) of Title 2 (Administration and Personnel) of the Sunnyvale Municipal Code is hereby amended to read as follows:

2.29.010 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 Chapter 4 (commencing with Section 84100) of the Government Code 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 designated in a local conflict of interest code adopted pursuant to Government Code Section 87300 shall file their Statement of Economic Interest reports (Form 700) online or electronically as specified by the city clerk. Any person holding a position listed in Government Code Section 87200 shall file their Form 700 with the Fair Political Practices Commission as specified in Government Code section 87500.

(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) [Renumbered; text unchanged.]

SECTION 2. CEQA - EXEMPTION. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3), that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that it is not a Project which has the potential for causing a significant effect on the environment.

SECTION 3. CONSTITUTIONALITY; SEVERABILITY. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision or decisions shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect thirty (30) days from and after the date of its adoption.

SECTION 5. POSTING AND PUBLICATION. The City Clerk is directed to cause copies of this ordinance to be posted in three (3) prominent places in the City of Sunnyvale and to cause publication once in The Sun, the official publication of legal notices of the City of Sunnyvale, of a notice setting forth the date of adoption, the title of this ordinance, and a list of places where copies of this ordinance are posted, within fifteen (15) days after adoption of this ordinance.

Introduced at a regular meeting of the City Council held on February 4, 2025, and adopted as an ordinance of the City of Sunnyvale at a regular meeting of the City Council held on February 25, 2025, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:
RECUSAL:

ATTEST:

APPROVED:

DAVID CARNAHAN
City Clerk
Date of Attestation: _____

LARRY KLEIN
Mayor

(SEAL)

APPROVED AS TO FORM:

REBECCA L. MOON
City Attorney