RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes____ No____)

Resolution rescinding Resolution No. 85-296 and establishing the amount of deposits for printing and handling Candidate’s Statement of Qualifications to be included with the sample ballot mailing at a sum of $300 for a district election and a sum of $450 for a countywide election.

The cost of printing and handling statements has increased.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Resolution No. 85-296 was adopted on September 17, 1985 rescinding Resolution No. 78-19 and increasing the amount of deposit for printing and handling Candidate’s Statement of Qualifications to be included with sample ballot mailing to $175 for district election and to $215 for a countywide election. The County Clerk has requested that the amount of deposit for printing and handling Candidate’s Statement of Qualifications be increased to cover the rising costs.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
MARIPOSA COUNTY RESOLUTION NO. 01-71

RESOLUTION ESTABLISHING DEPOSITS TO COVER COSTS OF PRINTING AND HANDLING CANDIDATE'S STATEMENT OF QUALIFICATIONS

WHEREAS, the Board of Supervisors of the County of Mariposa, by Resolution No. 85-296 passed and adopted on September 17, 1985, set the amount of deposit to cover the costs involved in printing and handling Candidate's Statement of Qualifications to be included with sample ballot mailing; and

WHEREAS, the costs of printing and handling such statements has increased;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Mariposa, a political subdivision of the State of California, that Resolution No. 85-296 is hereby rescinded.

BE IT FURTHER RESOLVED that, pursuant to Elections Code Section 13307, the Board establishes the amount of deposit for printing and handling Candidate's Statement of Qualifications to be included with the sample ballot mailing to $300.00 for a district election and to $450.00 for a countywide election;

BE IT FURTHER RESOLVED that the elections official is not bound by the estimate and may, on a prorata basis, bill the candidate for additional actual expense or refund any excess paid depending upon the final actual cost. In the event of overpayment, the elections official shall prorate the excess amount among the candidates and refund the excess amount paid within thirty days of the election.

BE IT FURTHER RESOLVED that a written statement of the regulations with respect to charges for handling, packaging, and mailing shall be provided to each candidate or his/her representative at the time he/she picks up the nomination papers.

PASSED AND ADOPTED this 20th day of March, 2001, by the following vote:

AYES: Balmain, Reilly, Stewart, Parker, Pickard

NOES: None

ABSENT: None

ABSTAINED: None

DOUG BALMAIN, Chairman

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

JEFFREY G. GREEN
County Counsel

ATTEST:

MARGIE WILLIAMS
Clerk of the Board