

**RESOLUTION NO. 04-64**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI  
ENCOURAGING CANDIDATES TO USE THE  
CODE OF FAIR CAMPAIGN PRACTICES**

**WHEREAS**, it is desired by the City Council that candidates for the office of Cotati City Council ascribe to a code of ethics in conducting their campaigns; and

**WHEREAS**, existing State law provides a form of such a code (at Cal. Elections Code §20440) and the City's Election Official (City Clerk) is required to hand out the form of the code to each person at the time s/he is issued papers evidencing an intention to be a candidate for City Council; and

**WHEREAS**, the existing, State-endorsed form of a code of ethics suggests the principles to which candidates for City office should ascribe.

**NOW, THEREFORE**, the City Council of the City of Cotati does resolve as follows:

1. All persons intending to run for the office of City Council are encouraged to review and execute the Code of Fair Campaign Practices as codified in Cal. Elections Code §20440, as amended by the Cotati City Council as set forth in Exhibit A attached hereto.

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**IT IS HEREBY CERTIFIED** that the foregoing Resolution was duly introduced and legally adopted by the City Council of the City of Cotati at a regular meeting held on the 14<sup>th</sup> day of July, 2004 by the following vote, to wit:

GILARDI	Yes
MOORE	Yes
BERKEMEIER	Yes
KURVERS	Yes
ORCHARD	Yes

APPROVED: \_\_\_\_\_

*Pat Miland*  
\_\_\_\_\_  
Mayor

ATTEST: \_\_\_\_\_

*Aara J. Cannon*  
\_\_\_\_\_  
Deputy City Clerk

CODE OF FAIR CAMPAIGN PRACTICES

There are basic principles of decency, honesty, and fair play which every candidate for public office in the State of California has a moral obligation to observe and uphold in order that, after vigorously contested, but fairly conducted campaigns, our citizens may exercise their constitutional right to a free and untrammelled choice and the will of the people may be fully and clearly expressed on the issues.

THEREFORE:

- (1) I SHALL CONDUCT my campaign openly and publicly, discussing the issues as I see them, presenting my record and policies with sincerity and frankness, and criticizing without fear of favor the record and policies of my opponents or political parties which merit such criticism.
- (2) I SHALL NOT USE OR PERMIT the use of character defamation, whispering campaigns, libel, slander, or scurrilous attacks on any candidate or his or her personal or family life.
- (3) I SHALL NOT USE OR PERMIT any appeal to negative prejudice based on race, sex, relation, national origin, physical health status, age or sexual orientation.
- (4) I SHALL NOT USE OR PERMIT any dishonest or unethical practice which tends to corrupt or undermine our American system of free elections, or which hampers or prevents the full and free expression of the will of the voters including acts intended to hinder or prevent any eligible person from registering to vote, enrolling to vote, or voting.
- (5) I SHALL NOT coerce election help or campaign contributions for myself or for any other candidate from my employees.
- (6) I SHALL IMMEDIATELY AND PUBLICLY REPUDIATE support deriving from any individual or group which resorts, on behalf of my candidacy or in opposition to that of my opponent, to the methods and tactics which I condemn. I shall accept responsibility to take firm action against any subordinate who violates any provision of this code or the laws governing elections.
- (7) I SHALL DEFEND AND UPHOLD the right of every qualified American voter to full and equal participation in the electoral process.

I, the undersigned, candidate for election to public office in the State of California or treasurer or chairman of a committee making any independent expenditures, hereby voluntarily endorse, subscribe to, and solemnly pledge myself to conduct my campaign in accordance with the above principles and practices.

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Date

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Signature

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Please print Name, Office Sought, and Date of Election