R-77-808

217301

RESOLUTION NO.

DEC 21 1976

RESOLUTION ESTABLISHING COUNCIL POLICY NO. 000-23 REGARDING GUIDELINES FOR CITY EMPLOYEES AND AGENCIES OR ORGANIZATIONS FUNDED BY THE CITY OF SAN DIEGO AS TO ENDORSEMENTS OF COMMERCIAL PRODUCTS OR SERVICES.

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That Council Policy No. 000-23 regarding guidelines for City employees and agencies or organizations funded by The City of San Diego as to endorsements of commercial products or services used by the City is hereby established as set forth in the form of Council Policy filed in the office of the City Clerk as Document No. 757713

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby instructed to add the aforesaid to the Council Policy Manual.

APPROVED:

OHN W. WITT, City Attorney

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Deputy

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MAY 3 1 1978

DWR:cav 11/16/76 Or.Dept.Mayor 067

COUNCIL POLICY 000-23

Product Endorsement SUBJECT:

DOCUMENT NO. DEC 29 1976

OFFICE OF THE CITY CLEDK SAN DIEGO, CALIFORNIA

FILED

PURPOSE

To provide direction to City employees and agencies or organizations funded by the City of San Diego regarding endorsements of commercial products or services.

POLICY

It is the policy of the City Council to prohibit endorsements, either implied or direct, of commercial products or services by the City, its employees, and agencies or organizations funded either in whole or in part by the City when such an endorsement will be used for advertising purposes.

1. No City employee, in his/her capacity as a City employee, shall endorse a product or service nor comment on that product or service if it is the intent of the solicitor of the endorsement, or of the vendor or manufacturer of that product or service, to use such comments for purposes of advertisement. City employees are not prohibited from responding to inquiries regarding effectiveness of products or services used by the City unless it is the inquiror's intention to use those comments for purposes of advertisement.

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- 2. All City contracts or agreements with consultants, vendors, etc., shall include a condition stating that any advertisements referring to the City of San Diego as a user of a product or service will require prior written approval of the City Manager who will insure that:
 - a. the facts in the advertisement are accurate,
 - b.. there are no references to individual City employees, and
 - c. there is no indication of the City's endorsement of the product or service.
- 3. All contracts or agreements with agencies or organizations to fund that agency or organization either in whole or in part with City funds shall include a condition requiring that agency or organization to adopt and follow a similar policy prohibiting that agency or organization's endorsement of commercial products or services. When such a condition is prohibited by state or federal regulation due to the fund source or type of program, the City of San Diego hereby requests those agencies which receive such funding from the City to adopt a similar policy.

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DEC 21 1976 Passed and adopted by the Council of The City of San Diego on by the following vote: Councilmen Yeas Nays Excused Absent Gil Johnson Maureen F. O'Connor Lee Hubbard Leon L. Williams Floyd L. Morrow Tom Gade -Fin Ellis Jess D. Haro Mayor Pete Wilson **AUTHENTICATED BY:** PETE WILSON Mayor of The City of San Diego, California. (Seal) **EDWARD NIELSEN** City Clerk of The City of San Diego, California . Office of the City Clerk, San Diego, California Resolution Number Adopted.

CC-1276 (REV. 12-75)

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MAY 3 1 1978