

ORDINANCE NO. 11985 JAN 5 1977

(New Series)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 2 OF THE
SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 22.0901
RELATING TO LEASES OF REAL PROPERTY.

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

Section 1. That Chapter II, Article 2 of the San Diego
Municipal Code be amended by amending Section 22.0901 to read
as follows:

SEC. 22.0901 LEASES OF REAL PROPERTY

Except as otherwise provided in the Charter, or by
ordinance the Council shall have the power to lease the
real property of the City as follows:

No real property belonging to the City shall be
leased except in pursuance of a resolution passed by
a majority vote of all members of the Council, which
shall contain the following:

- A. The reason for leasing such real
estate.
- B. A description of the real estate
to be leased.
- C. A statement of the market value of
such real estate as appraised by an independent
fee appraiser. Properties valued under fifty
thousand dollars (\$50,000) may be appraised
by City staff. The findings of the appraiser

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MAY 15 1978

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together with a review report by City staff shall have been on file with the City Clerk for a period of not less than thirty (30) days preceding the resolution of the Council.

D. The document number of a copy of the lease filed in the office of the City Clerk of The City of San Diego for a period of not less than thirty (30) days preceding the resolution of the Council. No lease shall be made for a longer term than two (2) years except by resolution passed by an affirmative vote of six members of the Council.

Nothing in this section contained shall be deemed to apply to any lease for a term of two (2) years or less. The City Manager, at all times, shall have power, without advertising, notice, or competitive bidding, and upon such terms as he may deem proper, to lease any of the real property of The City of San Diego for a term of two (2) years or less provided, however, that no such lease, so made, shall be renewed without the approval of the Council. Rental agreements may be executed by the City Manager covering month-to-month tenant occupancy of City-owned residential housing or Brown Field Airport Incubator Industries and shall not be subject to the provisions of subparagraphs (A) through (D) of this section, and

occupancy of the facilities under such agreements may exceed two (2) years without the approval of the Council.
Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug
Harold Valderhaug, Deputy

HOV:n 730
11-8-76
Or. Dept. Property

-3-

11985

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MAY 15 1978

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JAN 5 1977

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

(Seal)

By *Elizabeth Deeg* Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

DEC 21 1976

JAN 5 1977

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

By *Elizabeth Deeg* Deputy

RECEIVED
CITY CLERK'S OFFICE
1976 DEC -7 AM 8 44
SAN DIEGO, CALIF.

MICROFILMED

MAY 15 1978

Office of the City Clerk, San Diego, California

Ordinance Number **11985** Adopted **JAN 5 1977**

ATTORNEY'S

San Diego, City of
202 C St., 12th Floor
San Diego, CA 92101
Attn: Kathleen Martinez

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

LEASES OF REAL PROPERTY

ORDINANCE NO. 11985
 (New Series)
 AN ORDINANCE AMENDING
 CHAPTER II, ARTICLE 2 OF
 THE SAN DIEGO MUNICIPAL
 CODE BY AMENDING SEC-
 TION 22.0901 RELATING TO
 LEASES OF REAL PROP-
 ERTY.

BE IT ORDAINED, by the Coun-
 cil of the City of San Diego, as
 follows:

Section 1. That Chapter II, Arti-
 cle 2 of the San Diego Municipal
 Code be amended by amending Sec-
 tion 22.0901 to read as follows:

**SEC. 22.0901 LEASES OF
 REAL PROPERTY**

Except as otherwise provided
 in the Charter, or by ordinance,
 the Council shall have the power
 to lease the real property of the
 City as follows:

No real property belonging to
 the City shall be leased except in
 pursuance of a resolution passed
 by a majority vote of all members
 of the Council, which shall con-
 tain the following:

A. The reason for leasing
 such real estate.

B. A description of the real
 estate to be leased.

C. A statement of the
 market value of such real
 estate as appraised by an in-
 dependent fee appraiser. Prop-
 erties valued under fifty
 thousand dollars (\$50,000) may
 be appraised by City staff. The
 findings of the appraiser
 together with a review report
 by City staff shall have been
 filed with the City Clerk for a
 period of not less than thirty
 (30) days preceding the resolu-
 tion of the Council.

D. The document number of
 a copy of the lease filed in the
 office of the City Clerk of the
 City of San Diego for a period
 of not less than thirty (30) days
 preceding the resolution of the
 Council. No lease shall be made
 for a longer term than two
 years unless by resolution
 passed by an affirmative vote
 of six members of the Council.

I, **PATRICIA M. DUTRA** hereby certify
that the San Diego Daily Transcript is a daily newspaper of
general circulation within the provisions of the Government Code
of the State of California, printed and published in the City of San
Diego, County of San Diego, State of California; that I am the
principal clerk of said newspaper; and the

ORDINANCE NO. 11985

is a true and correct copy of which this certificate is annexed and
was published in said newspaper on

January 19, 1977

I certify under penalty of perjury that the foregoing is true and
correct, at San Diego, California, on

January 19, 1977


(Signature)

00566

8 1/2" @ 5.08 = 43.18

... shall be deemed to be a lease of real property of The City of San Diego for a term of five (5) years, unless provided, however, that the lease as made shall be void without the approval of the Council. Rental agreements to be executed by the City covering month-to-month occupancy of City-owned residential housing or Brown Act subject Indicator Industries shall not be subject to the provisions of subparagraph (A) through (E) of this section, and occupancy of facilities under such agreements may exceed two (2) years without the approval of the Council. This ordinance shall take effect and be in force on the tenth day from and after its passage on December 15, 1977 and adopted by the Council of the City of San Diego on December 15, 1977.

TESTIFIED BY:
JOHN WILSON
Mayor of the City of San Diego, California
EDWARD NIELSEN
City Clerk of the City of San Diego, California

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