

(R-85-2164)

RESOLUTION NUMBER R- 263280

ADOPTED ON MAY 28 1985

WHEREAS, the California Constitution provides that judicial, school county, and city offices shall be nonpartisan; and

WHEREAS, in late 1984, the California Supreme Court ruled that the Constitution was not clear as to whether a political party or party central committee may endorse or support a candidate for nonpartisan office and, thus, case law ostensibly authorizes endorsements and/or financial support of candidates for nonpartisan offices by a political party or party central committee; and

WHEREAS, Assembly Member Mountjoy (R-Monrovia) has introduced ACA 7 which will provide that no political party or party central committee may endorse, support, or oppose a candidate for nonpartisan office; and

WHEREAS, the League of California Cities supports ACA 7, and adopted a motion to clearly state that local government elected officers remain nonpartisan positions; and

WHEREAS, in a related measure, Assemblyman Robinson (D-Santa Ana) has introduced AB 434 which would prohibit a political party or party central committee from endorsing, supporting or opposing a candidate for judicial office; and

WHEREAS, because of the similarity of the issues, this bill should be supported if amended to apply to any nonpartisan office and not just judicial offices; and

WHEREAS, the Rules Committee at its regularly scheduled meeting of May 13, 1985, considered the proposals set forth in IRD Report No. 85-55, dated May 8, 1985 and approved (4-0) the recommendations contained therein; and

WHEREAS, the Rules Committee now forwards the matter to the full Council for necessary action; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that this Council hereby approves the recommendations set forth in IRD Report No. 85-55, dated May 8, 1985 and directs the City's Sacramento legislative representative to support ACA 7 in its present form and AB 434 if it is amended to prohibit a political party or party central committee from endorsing, supporting, or opposing any candidate for a nonpartisan office.

APPROVED: John W. Witt, City Attorney

By


Jack Katz, Chief Deputy

JK:smm
5/15/85
Or.Dept:IRD
R-85-2164
Form=r.none

Passed and adopted by the Council of The City of San Diego on MAY 28 1985,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By Barbara Baxter, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-263280 Adopted MAY 28 1985

RECEIVED
CITY CLERK'S OFFICE
1985 MAY 17 PM 3:55
SAN DIEGO, CALIF.

C1712