

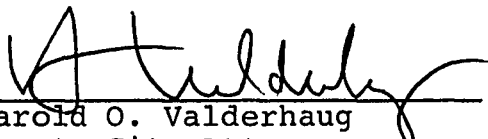
(R-89-315)

RESOLUTION NUMBER R- 273263

ADOPTED ON APR 17 1989

BE IT RESOLVED, by the Council of The City of San Diego, that Council Policy 700-11, as amended, regarding political activities on certain properties leased to noncommercial, nonprofit organizations, a copy of which is on file in the Office of the City Clerk as Document No. RR- 273263, is hereby approved.

APPROVED: JOHN W. WITT, City Attorney

By 
Harold O. Valderhaug
Deputy City Attorney

HOV:fs
08/05/88
Or.Dept:Prop.
R-89-315
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COUNCIL POLICY

SUBJECT

POLITICAL ACTIVITIES BY SUBSIDIZED LESSEES OF CITY PROPERTIES

POLICY
NUMBER

700-11

EFFECTIVE
DATE

April 17, 1989

PURPOSE

The purpose of this policy is to prohibit political activities on City-owned property if the property or facilities are leased at less than fair market value. This policy is based on the City Council's position that it is not appropriate to use facilities leased at a subsidized rate for political activities.

POLICY

1. It is the policy of the City that the City facilities leased at less than fair market value shall not be used for political activities, as defined below.
2. Political activities are defined as activities primarily focused on publicly endorsing or actively campaigning for or against the nomination or election of any person to any public office (partisan or non-partisan), or for the adoption or defeat of any ballot measure. For purposes of this policy, this definition shall not include political activities which take place outside the lease area, or incidental lobbying for legislation consistent with the expressed goals of the organization as set out in its bylaws.
3. Subsidy is defined as renting property at less than its fair market rent from the City.
4. This policy shall be a condition of leases and subleases that, if violated, the violation shall constitute a breach of the lease which may result in forfeiture of the leasehold.
5. This restriction shall not apply to public forums or open debate by candidates, or to such forums for proponents and opponents of election issues, if such actions are authorized by the lease. This policy shall not preclude use of open public areas, including parks, by persons exercising their free speech rights and who comply with all applicable laws and regulations. This policy shall not apply to agreements of less than 30 days or to leases which are not subsidized by the City.

OTHER POLICIES

This policy shall also apply to leases granted in accordance with the following Council Policies, and it shall be included as a covenant in all future leases granted pursuant to said policies:

- 700-3 Use of City-owned Land by Youth Sports Organizations
- 700-4 Balboa Park Uses and Occupancy

DOCUMENT NO. RR 273263FILED APR 17 1989

COUNCIL POLICY

SUBJECT

POLITICAL ACTIVITIES BY SUBSIDIZED LESSEES OF CITY PROPERTY

POLICY
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700-11

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700-9 Leases to Noncommercial, Nonprofit Organizations in Mission Bay Park

700-12 Disposition of City Property to Nonprofit Organizations

Adopted by Resolution No. 169965	3/15/1962
Repealed by Resolution No. 212957	4/04/1975
Amended by Resolution No. 250076	8/20/1979
Adopted by Resolution No. R-273263	4/17/1989

DSB:st(108-11)

APR 17 1989

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struikma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

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

By *Ellen Bourard*, Deputy.

Office of the City Clerk, San Diego, California

Resolution *R-273263* Adopted *APR 17 1989*
 Number Adopted



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