



THE CITY OF
SAN DIEGO

CITY ADMINISTRATION BUILDING • 202 C STREET • SAN DIEGO, CA 92101

CHARLES G. ABDELNOUR
City Clerk, CMC

JOHN W. WITT
City Attorney
CASEY G. GWINN
Assistant City Attorney

DATE: August 20, 1996
TO: Honorable Mayor and City Council
FROM: City Attorney and City Clerk
SUBJECT: Municipal Lobbying Ordinance

THIS IS AN INFORMATION REPORT ONLY. NO ACTION IS REQUIRED.

This is to inform you of our progress on the review and redrafting of the San Diego Municipal Advocates (municipal lobbying) ordinance.

The Municipal Lobbying Ordinance Task Force

- William Walcutt (Chevron USA)
- Carpi & Clay (Kenneth Carpi, Ben Clay, Nicole Clay - various clients)
- Lynne L. Heidel APC (Lynne Heidel, Heidi Mather - various clients)
- Pacific Bell (Randy Johnson, Karen Kaesser, Sharon Terrill)
- Peterson & Price (P. and M. Peterson, R. Michael - various clients)
- SD Convention & Visitors Bureau (Reint Reinders, Sal Giametta)
- SDPOA (Garry C. Collins, Michael S. McGhee, Harry O. Eastus)
- Stoorza Ziegau & Metzger (Donna Nenow - various clients)

Because of ongoing concerns about the efficacy of the City's present advocacy ordinance, the Rules Committee asked the City Clerk and City Attorney to review and revise the City's existing municipal lobbying ordinance. In response to that request, a Municipal Lobbying Ordinance Task Force was formed to review and analyze the ordinance for needed changes. In addition to representatives from the City Clerk and City Attorney's offices, including the City Attorney's Public Integrity Unit, the Task Force is comprised of representatives from the offices of the District Attorney, County Counsel and the Registrar of Voters. The Task Force has reviewed the existing ordinance extensively and is proposing substantial revisions.

Input Sought from Interested Parties

Because of their familiarity with lobbying laws in California, or their active interest in local government, we are now seeking specific input on the draft ordinance from these individuals:

- Cheryl Bernstein, City and County of San Francisco
- LeeAnn Pelham, City of Los Angeles
- Carla Wardlow, Fair Political Practices Commission
- Brian Maas, Pillsbury Madison & Sutro
- Jim Sutton, Nielsen Merksamer
- Bob Stern, Center for Governmental Studies
- James Beveridge, CALPIRG
- Ruth Holton, Common Cause

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- Ruth Merrill, League of Women Voters
- Lori Soldana, Sierra Club
- Scott Barnett, San Diego Taxpayers' Association

Additionally, we are seeking input from individuals and organizations who are currently registered advocates in the City, and who have filed regularly since 1994. These individuals and organizations, likely to be most affected by a revised ordinance, are:

- Craig Benedetto (Building Industry Association)
- James R. Dawe (Seltzer Caplan Wilkins & McMahon - various clients)
- Frank E. Drackman, Jr. (JWP)
- William W. Eigner (Procopio Cory Hargreaves & Savitch - various clients)
- Lyle F. Gabrielson (Rick Engineering)
- Donald H. Harrison (ARCO, Old Town Trolley)
- Scott Harvey (various clients)
- Timothy N. Hyde (RJ Reynolds Tobacco Co.)
- John Kern (various clients)
- Janay Kruger (various clients)
- Michael Madigan (Pardee Construction)
- Dean Mansfield (Franchised New Car Dealers)
- Jeff Marston (The Flannery Group - various clients)
- Laurie McKinley (various clients)
- David Nielsen (various clients)
- Merry Lee Olson (various clients)
- Gilbert Partida (Greater SD Chamber of Commerce)
- Paul E. Robinson (various clients)

We have requested their comments by September 15, 1996, after which time the Task Force will review the feedback. Changes may be incorporated prior to presenting the draft ordinance to Council.

Should you have any questions, please do not hesitate to call.

CHARLES G. ABDELNOUR


JOHN W. WITT, City Attorney

By



Charles G. Abdelnour
City Clerk

By



Casey Gwinn
Assistant City Attorney

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CHARLES G. ABDELNOUR
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City Attorney
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Assistant City Attorney

August 20, 1996

Jeff Marston
The Flannery Group
501 West Broadway, Suite 750
San Diego, CA 92101

Dear Mr. Marston:

Request to Review San Diego's Proposed Municipal Lobbying Ordinance

This is to request your assistance in reviewing a proposed lobbying ordinance for the City of San Diego (attached). The ordinance will be presented to the City Council this fall. We are especially interested in your feedback because of your familiarity with lobbying laws in California, or because you will be affected by the ordinance. We request that you give us your comments by September 15. We will review the feedback and changes may be incorporated prior to presenting the ordinance to the Council.

In order to give you some background, the following information may be useful. The San Diego Municipal Advocates Ordinance--the City's current lobbying ordinance--was first adopted in August 1973 and has remained substantially the same since that time. Because of ongoing concerns about the efficacy of the ordinance, the City Council's Rules Committee, chaired by Mayor Susan Golding, asked the City Clerk and City Attorney to review the City's current lobbying ordinance and identify potential amendments.


For the past several months, the City Clerk and City Attorney, including the new Public Integrity Unit, have extensively reviewed and analyzed the ordinance. In consultation with representatives of San Diego County District Attorney and County Counsel's Offices, the City Clerk and City Attorney have prepared a substantially revised ordinance.

To assist you in your review, we have also enclosed a summary of the key provisions of the ordinance. As you will note, we have taken substantially from other lobbying ordinances in California and in some instances, from state law.


Please direct your comments to Joyce Lane, Deputy Director, Elections & Legislative Services, City Clerk's Office, 202 "C" Street M.S. 2A, San Diego, CA 92101. Thank you for your assistance in this effort.

Sincerely yours,

CHARLES G. ABDELNOUR

By 
Charles G. Abdelnour
City Clerk

JOHN W. WITT, City Attorney

By 
Casey G. Gwinn
Assistant City Attorney

Attachment
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