



# Placentia City Council

## AGENDA REPORT

TO: CITY COUNCIL

VIA: CITY ADMINISTRATOR

FROM: ASSISTANT CITY ADMINISTRATOR

DATE: MARCH 3, 2009

SUBJECT: ADOPTION OF CITY TICKET DISTRIBUTION POLICY TO CONFORM WITH CALIFORNIA CODE OF REGULATIONS, SECTION 18944.1, AS AMENDED BY THE FAIR POLITICAL PRACTICES COMMISSION

FINANCIAL

IMPACT: NONE

### INTRODUCTION:

The California Fair Political Practices Commission ("FPPC") recently amended Section 18944.1 of the California Code of Regulations relating to tickets or passes to facilities or events for entertainment purposes distributed by the City to, or at the behest of, public officials to further restrict the use of event tickets and passes by City officials and employees. For such tickets, Regulation 18944.1 now requires that, unless City officials or employees report the value of the tickets or passes they receive as income, the tickets will be treated as reportable "gifts" unless they are distributed in accordance with an officially adopted written policy. This action will approve Resolution 2009-19 adopting a formal Ticket Distribution Policy in order to conform to amended FPPC Regulation 18944.1.

### RECOMMENDATION:

That the City Council approve Resolution 2009-19 adopting a Placentia Ticket Distribution Policy applicable to tickets which provide admission to a facility or event for an entertainment, amusement, recreational or similar purpose in order to conform to the provisions of California Code of Regulations, Section 18944.1, as amended by the Fair Political Practices Commission.

### DISCUSSION:

In December of 2008, the Fair Political Practices Commission ("FPPC") significantly amended Section 18944.1 of the California Code of Regulations relating to tickets or passes to events distributed to, or at the behest of, public officials. This revised Regulation, which became effective on February 7, 2009, sets forth new conditions under which a ticket or pass to an entertainment event distributed by an agency to or at the behest of an official will not be treated as a gift to the official under the Political Reform Act and the FPPC regulations. The effect of the amended Regulation is to further restrict the use of event tickets and passes by City officials and employees. A copy of amended FPPC Regulation 18944.1 is attached for your reference.

AGENDA ITEM NO.: CC 5.

MEETING DATE: MARCH 3, 2009

## ADOPTION OF CITY TICKET DISTRIBUTION POLICY

MARCH 3, 2009

Page 2 of 3

From time to time, the City receives complimentary or discounted tickets or passes from outside sources for distribution to City officials and/or employees. The distribution to and use of such tickets and passes by employees or officials frequently serve legitimate governmental purposes. In addition, the City occasionally will purchase tickets or passes to entertainment events for its employees or officials for governmental purposes.

For such tickets and passes, FPPC Regulation 18944.1 now requires that, unless the City employees or officials report the value of the tickets or passes they receive as income in accordance with applicable state and federal income tax laws, the tickets may only be distributed in accordance with an officially adopted written policy, which must contain, at a minimum, the following provisions:

- (1) a provision setting forth the public purposes of the agency to be accomplished by the distribution of tickets or passes;
- (2) a provision requiring that the distribution of any ticket or pass by an agency to, or at the behest of, an official accomplish a public purpose of the agency; and
- (3) a provision prohibiting the transfer by any official of any ticket or pass, distributed to such official pursuant to the agency policy, to any other person, except to members of the official's immediate family solely for their personal use.

This policy must be posted on the City's website "in a prominent fashion."

Acceptable "public purposes" that may be accomplished by distribution of complimentary tickets are not specified in the Regulation. Rather, the Regulation states, "The Commission recognizes the discretion of the legislative or governing body of an agency to determine whether the distribution of a ticket or pass serves a legitimate public purpose of the agency, provided the determination is consistent with state law."

In addition, all tickets distributed pursuant to Regulation 18944.1, including those tickets the value of which the official reports as income, must be accounted for and reported on new FPPC Form 802, which must be posted "in a prominent fashion" on the City's website within 30 days after the distribution. A copy of FPPC Form 802 is attached for your reference. The information required to be reported includes:

- (1) the name of the person(s) receiving the ticket(s);
- (2) a description of the event;
- (3) the date of the event;
- (4) the face value of the ticket(s);
- (5) the number of tickets provided to each official;
- (6) if the ticket(s) are behested, the name of the official who behested the ticket(s);  
and
- (7) a description of the public purpose under which distribution was made or, alternatively, that the ticket(s) was/were distributed as income to the official.

The "Agency Head" (i.e., the City Administrator) or his designee must sign the form verifying that he has determined that distribution of the tickets is in accordance with the provisions of FPPC Regulation 18944.1.

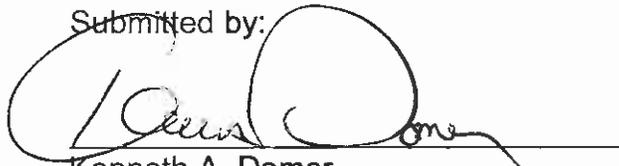
ADOPTION OF CITY TICKET DISTRIBUTION POLICY

MARCH 3, 2009

Page 3 of 3

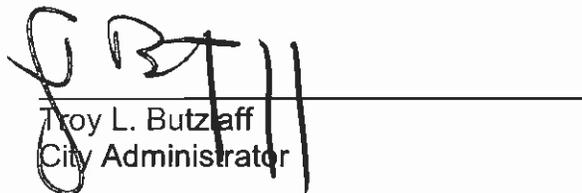
City Staff, in consultation with the City Attorney, has prepared a proposed Ticket Distribution Policy conforming to the requirements of Section 18944.1 for the City Council's review and consideration. Under the proposed Policy, complimentary tickets may be distributed by the City to a City employee or official only if (i) the employee or official reimburses the City for the face value of the ticket(s); (ii) the employee or official treats the ticket(s) as income consistent with applicable federal and state income tax laws; or (iii) the distribution of the ticket(s) to the employee or official accomplishes a governmental and/or public purpose. An illustrative list of applicable governmental and/or public purposes is set forth in the Policy. The proposed Policy would prohibit an employee or official who receives such a ticket from selling or transferring the ticket to someone else (except to members of his or her immediate family – in which case, the ticket may become a reportable gift). The proposed policy would also prohibit the earmarking of tickets received from outside sources for particular City employees or officials. The City Administrator will be responsible for implementing the Policy, distributing tickets, and ensuring that FPPC Form 802 is completed and posted on the City's website.

Submitted by:



Kenneth A. Domer  
Assistant City Administrator

Reviewed and approved:



Troy L. Butzloff  
City Administrator

**Attachments:**

Proposed City of Placentia Ticket Distribution Policy  
Amended FPPC Regulation 18944.1  
FPPC Form 802  
Resolution 2009-19

**CITY OF PLACENTIA**  
**TICKET DISTRIBUTION POLICY**

1.0 Purpose of Policy.

1.1 The purpose of this Policy is to ensure that all Tickets the City receives from public and private entities and individuals are distributed in furtherance of governmental and/or public purposes.

2.0 Application of Policy.

2.1 Types of Tickets: This Policy applies to Tickets which provide admission to a facility or event for an entertainment, amusement, recreational or similar purpose, and are either:

- a) gratuitously provided to the City by an outside source;
- b) acquired by the City by purchase;
- c) acquired by the City as consideration pursuant to the terms of a contract for the use of a city venue; or
- d) acquired and distributed by the City in any other manner.

2.2 Policy Applicable to Tickets Only: This Policy shall only apply to the City's distribution of Tickets to, or at the behest of, a City Official. This Policy does not apply to any other item of value provided to the City or any City Official, regardless of whether received gratuitously or for which consideration is provided.

2.3 This Policy, together with the procedures established pursuant to Section 4.4 below, shall supersede and replace any prior City policy governing Tickets to which this Policy applies.

3.0 Definitions: Unless otherwise expressly provided herein, words and terms used in this Policy shall have the same meaning as that ascribed to such words and terms in the California Political Reform Act of 1974 (Government Code Sections 81000, et seq., as the same may from time to time be amended) and the Fair Political Practices Commission ("FPPC") Regulations (Title 2, Division 6 of the California Code of Regulations, Sections 18110 et seq., as the same may from time to time be amended).

3.1 "City" or "City of Placentia" shall mean and include the City of Placentia, the Placentia Redevelopment Agency, any other affiliated agency created or activated by the Placentia City Council or the City Charter, and any departments, boards and commissions thereof.

3.2 "City Official" shall mean and refer to the City's "public officials," as that term is defined by Government Code Section 82048 and FPPC Regulation 18701. Such term shall include, without limitation, any City board, commission, or committee member or other appointed official or employee required to file an annual Statement of Economic Interests (FPPC Form 700).

- 3.3 “FPPC” shall mean and refer to the California Fair Political Practices Commission.
- 3.4 “Immediate family” shall mean and refer to the spouse and dependent children.
- 3.5 “Policy” shall mean and refer to this Ticket Distribution Policy.
- 3.6 “Ticket” shall mean and refer to a “ticket or pass” as that term is defined in FPPC Regulation 18944.1, as amended from time to time, but which currently defines a “ticket or pass” as admission privilege to a facility, event, show or performance for an entertainment, amusement, recreational, or similar purpose.

#### 4.0 General Provisions.

- 4.1 No Right to Tickets: The use of complimentary Tickets is a privilege extended by the City and not the right of any person to which the privilege may from time to time be extended.
  - 4.2 Limitation on Transfer of Tickets: Tickets distributed to a City Official pursuant to this Policy shall not be transferred to any other person, except to members of such City Official’s immediate family solely for their personal use.
  - 4.3 Prohibition Against Sale of or Receiving Reimbursement for Tickets: No person who receives a Ticket pursuant to this policy shall sell or receive reimbursement for the value of such Ticket.
  - 4.4 Implementation of Policy: The City Administrator shall have the authority, in his or her sole discretion, to establish procedures for the distribution of Tickets in accordance with this Policy. All requests for Tickets which fall within the scope of this Policy shall be made in accordance with the procedures established by the City Administrator.
  - 4.5 Designation of Agency Head: The City Administrator or his/her designee shall be the “Agency Head” for purposes of implementing the provisions of this Policy and completing and posting the FPPC California Form 802.
  - 4.6 No Earmarking of Ticket to City: No Ticket gratuitously provided to the City by an outside source and distributed to, or at the behest of, a City Official pursuant to this Policy shall be earmarked by the original source for provision to a particular City Official.
- 5.0 Conditions Under Which Tickets May be Distributed: Subject to the provisions of this Policy, complimentary Tickets may be distributed to City Officials under the following conditions:
- 5.1 The City Official reimburses the City for the face value of the Ticket(s).
  - 5.2 The City Official treats the Ticket(s) as income consistent with applicable federal and state income tax laws.

5.3 The distribution of the Ticket(s) to, or at the behest of, the City Official accomplishes a governmental and/or public purpose. The following list of governmental and/or public purposes the City may accomplish through the distribution of Tickets is illustrative rather than exhaustive:

- a) Facilitating the performance of a ceremonial role or function by a City Official on behalf of the City at an event.
- b) Facilitating the attendance of a City Official at an event where the job duties of the City Official require his or her attendance at the event.
- c) Promotion of intergovernmental relations and/or cooperation and coordination of resources with other governmental agencies, including, but not limited to, attendance at an event with or by elected or appointed public officials from other jurisdictions, their staff members and their guests.
- d) Promotion of City resources and/or facilities available to Placentia residents.
- e) Promotion of City-run, sponsored or supported community programs or events.
- f) Promoting, supporting and/or showing appreciation for programs or services rendered by charitable and non-profit organizations benefiting Placentia residents.
- g) Promotion of business activity, development, and/or redevelopment within the City.
- h) Promotion of City-owned businesses.
- i) Promotion of City tourism on a local, state, national or worldwide scale.
- j) Promotion of City recognition, visibility, and/or profile on a local, state, national or worldwide scale.
- k) Promotion of open government by City official appearances, participation and/or availability at business and/or community events.
- l) Increasing public exposure to, and awareness of, the various recreational, cultural, and educational venues and facilities available to the public within the City.
- m) Attracting or rewarding volunteer public service.
- n) Encouraging or rewarding significant academic, athletic, or public service achievements by Placentia students, residents or businesses.
- o) Attracting and retaining highly qualified employees in the City service.
- p) Recognizing or rewarding meritorious service by a City employee.
- q) Promoting enhanced City employee performance or morale.

- r) Recognizing contributions made to the City by former City Council Members or City employees.

## 6.0 Disclosure Requirements.

- 6.1 This Policy shall be posted on the City website in a prominent fashion.
- 6.2 Tickets distributed by the City to any City Official either i) which the City Official treats as income pursuant to Section 5.2 above, or ii) for one or more public purposes described in Section 5.3 above, shall be posted on the City website in a prominent fashion, within thirty (30) days after distribution. Such posting shall incorporate the use of FPPC California Form 802, attached to and incorporated in this Policy as **Exhibit A**, or such alternative form(s) as may from time to time be designated by the FPPC.
- 6.3 Tickets distributed by the City for which the City receives reimbursement from the City Official as provided under Section 5.1 above shall not be subject to the disclosure provisions of Section 6.2.

# EXHIBIT A

## Tickets Provided by Agency Report

## A Public Document

TICKETS PROVIDED BY  
AGENCY REPORT

<b>1. Agency Name</b>		Date Stamp	<b>California Form 802</b>
Division, Department, or Region <i>(if applicable)</i>			For Official Use Only
Street Address			
Area Code/Phone Number	E-mail	<input type="checkbox"/> Amendment <i>(Must explain in Part 5.)</i>	
Agency Contact <i>(name and title)</i>		Date of Original Filing: _____ <small><i>(month, day, year)</i></small>	

**2. Event For Which Tickets Were Distributed**

Date(s) of Event: \_\_\_\_/\_\_\_\_/\_\_\_\_ Description of Event: \_\_\_\_\_  
 \_\_\_\_/\_\_\_\_/\_\_\_\_ Face Value of Ticket: \$ \_\_\_\_\_

Agency Event     Yes     No *(Identify source of tickets below.)*

Name of Outside Source of Ticket(s) Provided to Agency: \_\_\_\_\_

Number of Tickets Received: \_\_\_\_\_ Ticket(s) Provided to Agency:     Gratuitously     Pursuant to Contract

**3. Agency Official(s) Receiving Ticket(s)** *(use a continuation sheet for additional names)*

Name of Official <small>(Last, First)</small>	Number of Tickets	State Whether the Distribution is Income to the Official or Describe the Public Purpose for the Distribution

**4. Individual or Organization Receiving Ticket(s)** *(Provided at the behest of an agency official.)*

Name of Behesting Agency Official: \_\_\_\_\_

Name of Individual or Organization: \_\_\_\_\_ Number of Tickets: \_\_\_\_\_

Description of Organization: \_\_\_\_\_

Address of Organization: \_\_\_\_\_  

Number and Street
City
State
Zip Code

Purpose for Distribution: *(Describe the public purpose for the distribution to the organization.)*  
 \_\_\_\_\_

**5. Verification**

*I have determined that the distribution of tickets set forth above is in accordance with the provisions of FPPC Regulation 18944.1.*

Signature of Agency Head or Designee	Print Name	Title	(month, day, year)
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Comment: *(Use this space or an attachment for any additional information including amendment explanation.)*  
 \_\_\_\_\_

1 Repeal 2 Cal. Code Regs. Section 18944.1 to read:

2 ~~§ 18944.1. Receipt of the Gift: Passes or Tickets Given to an Agency.~~

3 ~~Passes or tickets which provide admission or access to facilities, goods or~~  
4 ~~services, or other tangible or intangible benefits (including passes to motion picture~~  
5 ~~theaters, amusement parks, parking facilities, country clubs, and similar places or events,~~  
6 ~~but not including travel or lodging), which are provided to an official are not gifts to the~~  
7 ~~official whenever (a), (b), (c), (d), or (e) applies:~~

8 ~~(a) The donor gives the ticket or passes to the official's agency, through an~~  
9 ~~responsible official of the agency, for the sole purpose of distributing the passes or tickets~~  
10 ~~to officials of the agency and their spouses or immediate families and use of the tickets or~~  
11 ~~passes is so limited by the agency; and~~

12 ~~The tickets or passes are not earmarked by the donor for any specific officials of~~  
13 ~~the agency; and~~

14 ~~The agency retains a written public record of the terms under which the tickets~~  
15 ~~were accepted by the agency and the terms under which the tickets or passes were~~  
16 ~~distributed and to whom they were distributed.~~

17 ~~(b) The tickets or passes are provided to the agency for an event at a publicly-~~  
18 ~~owned facility under the jurisdiction of the agency and neither the agency nor any official~~  
19 ~~of the agency receiving or distributing the tickets or passes for the agency gives any of~~  
20 ~~the tickets or passes to any person who is not an official of the agency, or not the~~  
21 ~~official's spouse or immediate family member.~~

1           ~~(c) The ticket or passes are provided to the agency as part of the contract for the~~  
2 ~~use of the facility and the distribution and use of the passes or tickets are regulated by an~~  
3 ~~officially adopted policy of the agency.~~

4           ~~(d) The tickets or passes are provided to the official of the agency for use by the~~  
5 ~~official and his or her spouse and immediate family because the official has an official or~~  
6 ~~ceremonial role or function to perform on behalf of the agency at the event in question.~~

7           ~~(e) The tickets or passes are provided to the agency or officials of the agency for~~  
8 ~~use at an event at a publicly owned facility constructed or operated under the provisions~~  
9 ~~of a joint exercise of powers agreement and such agency is a party to the joint exercise of~~  
10 ~~powers agreement, and the distribution and use of the passes or tickets are regulated by~~  
11 ~~an officially adopted policy of the agency.~~

12 **Adopt 2 Cal. Code Regs. Section 18944.1 to read:**

13 **§ 18944.1. Gifts: Tickets or Passes to Events.**

14           For purposes of this regulation "ticket or pass" means admission to a facility,  
15 event, show, or performance for an entertainment, amusement, recreational, or similar  
16 purpose.

17           (a) Ticket or pass provided by source other than official's agency. A ticket or  
18 pass provided to an official for his or her admission to an event at which the official  
19 performs a ceremonial role or function on behalf of the agency is not a gift to the official.

20           (b) Ticket or pass provided to official by official's agency.

21           (1) When an agency provides a ticket or pass to an official of that agency, the  
22 ticket or pass is not subject to the provisions of this regulation, provided that the official  
23 treats the ticket or pass as income consistent with applicable state and federal income tax

1 laws and the agency reports the distribution of the ticket or pass as income to the official  
2 in complying with the provisions of subdivision (d) below.

3 (2) When an agency provides a ticket or pass to a public official that otherwise  
4 meets the definition of gift under Section 82028 and is not exempt under applicable  
5 Commission regulations, the official will meet the burden under Section 82028 that equal  
6 or greater value has been provided in exchange therefor, provided that all of the  
7 following requirements are met:

8 (A) With respect to a ticket or pass from an outside source provided to an official  
9 by the official's agency:

10 (i) The ticket or pass is not earmarked by the original source for use by the agency  
11 official who uses the ticket or pass;

12 (ii) The agency determines, in its sole discretion, which official may use the ticket  
13 or pass.

14 (iii) The distribution of the ticket or pass by the agency is made in accordance  
15 with a policy adopted by the agency in accordance with subdivision (c) below.

16 (B) With respect to a ticket or pass provided by the official's agency to an agency  
17 official, which ticket or pass the agency obtains (i) pursuant to the terms of a contract for  
18 use of public property, (ii) because the agency controls the event (such as a state or  
19 county fair), or (iii) that is purchased by the agency at fair market value, the distribution  
20 of the ticket or pass is made in accordance with subdivision (c) below.

21 (c) Any distribution of tickets or passes under subdivision (b)(2) by an agency to,  
22 or at the behest of, its officials must be made pursuant to a written policy duly adopted by  
23 legislative or governing body of the agency that state the public purposes to be

1 accomplished by the agency policy. If the agency maintains a website, the written policy  
2 shall be posted on the website in a prominent fashion. The written policy shall contain, at  
3 a minimum, the following:

4 (1) a provision setting forth the public purposes of the agency to be accomplished  
5 by the distribution of tickets or passes;

6 (2) a provision requiring that the distribution of any ticket or pass by the agency  
7 to, or at the behest of, an official accomplish a public purpose of the agency; and

8 (3) a provision prohibiting the transfer by any official of any ticket or pass,  
9 distributed to such official pursuant to the agency policy, to any other person, except to  
10 members of the official's immediate family solely for their personal use.

11 (d) The distribution of a ticket or pass pursuant to this regulation, including a  
12 ticket or pass that is provided to the official under subdivision (b)(1) above, shall be  
13 posted, on a form provided by the Commission, in a prominent fashion on the agency's  
14 website, within 30 days after the distribution. If the agency does not maintain a website,  
15 the form shall be maintained as a public record, be subject to inspection and copying  
16 under Section 81008(a), and be forwarded to the Commission for posting on its website.  
17 The posting shall include the following:

18 (1) the name of the person receiving the ticket or pass, except that if the ticket or  
19 pass is distributed to an organization outside the agency, the agency may post the name,  
20 address, description of the organization, and the number of tickets or passes provided to  
21 the organization in lieu of posting the names of each individual from the organization;

22 (2) a description of the event;

23 (3) the date of the event;

1           (4) the face value of the ticket or pass;

2           (5) the number of tickets or passes provided to each person;

3           (6) if the ticket or pass is behested, the name of the official who behested the  
4 ticket or pass; and

5           (7) a description of the public purpose under which the distribution was made or,  
6 alternatively, that the ticket or pass was distributed as income to the official.

7           (e) The Commission recognizes the discretion of the legislative or governing  
8 body of an agency to determine whether the distribution of a ticket or pass serves a  
9 legitimate public purpose of the agency, provided the determination is consistent with  
10 state law.

11           (f) The provisions of subdivision (b) apply only to the benefits the official  
12 receives by the admission and are not applicable to any other benefits the official may  
13 receive that are not included with the admission, such as food or beverages, or any other  
14 item presented to the official at the event.

15 NOTE: Authority cited: Section 83112, Government Code.

16 Reference: Section 82028, Government Code.

**Tickets Provided by Agency Report**

**A Public Document**

TICKETS PROVIDED BY AGENCY REPORT

<b>1. Agency Name</b>		Date Stamp	California Form <b>802</b> For Official Use Only
Division, Department, or Region (if applicable)			
Street Address		<input type="checkbox"/> Amendment (Must explain in Part 5.) Date of Original Filing: _____ (month, day, year)	
Area Code/Phone Number	E-mail		
Agency Contact (name and title)			

**2. Event For Which Tickets Were Distributed**

Date(s) of Event: \_\_\_\_/\_\_\_\_/\_\_\_\_ Description of Event: \_\_\_\_\_

\_\_\_\_/\_\_\_\_/\_\_\_\_ Face Value of Ticket: \$ \_\_\_\_\_

Agency Event  Yes  No (Identify source of tickets below.)

Name of Outside Source of Ticket(s) Provided to Agency: \_\_\_\_\_

Number of Tickets Received: \_\_\_\_\_ Ticket(s) Provided to Agency:  Gratuitously  Pursuant to Contract

**3. Agency Official(s) Receiving Ticket(s)** (use a continuation sheet for additional names)

Name of Official (Last, First)	Number of Tickets	State Whether the Distribution is Income to the Official or Describe the Public Purpose for the Distribution

**4. Individual or Organization Receiving Ticket(s)** (Provided at the behest of an agency official.)

Name of Behesting Agency Official: \_\_\_\_\_

Name of Individual or Organization: \_\_\_\_\_ Number of Tickets: \_\_\_\_\_

Description of Organization: \_\_\_\_\_

Address of Organization: \_\_\_\_\_  
Number and Street City State Zip Code

Purpose for Distribution: (Describe the public purpose for the distribution to the organization.)  
 \_\_\_\_\_

**5. Verification**

I have determined that the distribution of tickets set forth above is in accordance with the provisions of FPPC Regulation 18944.1.

\_\_\_\_\_  
Signature of Agency Head or Designee Print Name Title (month, day, year)

Comment: (Use this space or an attachment for any additional information including amendment explanation.)  
 \_\_\_\_\_

# Tickets Provided by Agency Report

California Form **802**

## A Public Document

This form is for use by all state and local government agencies to disclose the distribution of tickets or passes that allow admission to facilities, events, shows, or performances for entertainment, amusement, recreational, or similar purposes. The agency must complete Form 802 identifying agency officials who receive tickets or passes from the agency as well as other individuals and organizations that receive tickets or passes at the behest of agency officials. Form 802 must be posted in a prominent fashion on the agency's website.

### Gifts of Tickets or Passes to Public Officials

FPPC Regulation 18944.1 sets out the circumstances under which an agency's distribution of tickets or passes to or at the behest of an official in the agency does not result in a gift to the official. (Regulation 18944.1 is available on the FPPC website at [www.fppc.ca.gov](http://www.fppc.ca.gov).) Even though the distribution of tickets or passes to a public official under the regulation is not a gift to the official, the agency must disclose the distribution on Form 802. The official does not have to disclose tickets or passes received or distributed under the regulation on his or her Statement of Economic Interests (Form 700), but tickets or passes received or distributed by the official that do not fall under the regulation may be subject to disclosure on the official's Form 700 and subject to gift limits.

### Posting Form 802

The Form 802 must be posted on the agency's website within 30 days after the distribution. If the agency does not maintain a website, the form must be maintained by the agency as a public record, be available for public inspection and copying, and be forwarded to the FPPC for posting on its website.

### Part 1. Agency Identification

List the agency's name, address and the name of an agency contact. Mark the amendment box if changing any information on a previously filed form and include the date of the original filing.

### Part 2. Event For Which Tickets Were Distributed

Provide the date(s) of the event, a description of the event, and the face value (i.e. the cost to the public) of the ticket or pass. Check the box indicating whether the event was an "agency event" (such as a county fair, or an event for which the agency purchased tickets). If the agency received the tickets from an outside source, identify the source, the number of tickets received, and check the box to identify whether the tickets or passes were provided to the agency:

- Gratuitously; or
- Pursuant to a contract.

### Part 3. Agency Official(s) Receiving Ticket(s)

Disclose the name of each agency official that received a ticket or pass and the number of tickets or passes the official received. Also state whether the distribution is income to the official or describe the public purpose for which the official received the tickets or passes.

### Part 4. Individual or Organization Receiving Ticket(s)

If tickets or passes were distributed to an individual or organization outside the agency, at the behest of an official of the agency, provide the name of the official. Disclose the name(s) of the individual(s) who received the tickets or passes and the number of tickets or passes provided. If the tickets or passes were provided to an organization, the agency may post the name, address, a description of the organization, and the number of tickets or passes provided to the organization in lieu of posting the name of each individual that received a ticket or pass. Also, describe the public purpose for the distribution to the individual or organization.

### Part 5. Verification

The agency head or his or her designee must sign the form.

### Privacy Information Notice

Information requested on all FPPC forms is used by the FPPC to administer and enforce the Political Reform Act (Government Code Sections 81000-91014 and California Code of Regulations Sections 18109-18997). All information required by these forms is mandated by the Political Reform Act. Failure to provide all of the information required by the Act is a violation subject to administrative, criminal, or civil prosecution. All reports and statements provided are public records open for public inspection and reproduction.

If you have any questions regarding this Privacy Act Notice, please contact the FPPC.

General Counsel  
Fair Political Practices Commission  
428 J Street, Suite 620  
Sacramento, CA 95814  
(916) 322-5660

RESOLUTION NO. R-2009-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLACENTIA CITY ADOPTING A TICKET DISTRIBUTION POLICY TO CONFORM WITH CALIFORNIA CODE OF REGULATIONS, SECTION 18944.1, AS AMENDED BY THE FAIR POLITICAL PRACTICES COMMISSION

WHEREAS, the California Fair Political Practices Commission ("FPPC") recently amended Section 18944.1 of the California Code of Regulations relating to tickets or passes to facilities or events for entertainment purposes distributed by the City to, or at the behest of, public officials to further restrict the use of event tickets and passes by City officials and employees; and

WHEREAS, from time to time, the City receives complimentary or discounted tickets or passes from outside sources for distribution to City officials and/or employees; and

WHEREAS, the distribution to and use of such tickets and passes by employees or officials frequently serve legitimate governmental purposes; and

WHEREAS, the City occasionally will purchase tickets or passes to entertainment events for its employees or officials for governmental purposes; and

WHEREAS, based on such practices and the amended regulations the City Council desires to adopt a clear and

concise policy regarding tickets and passes to facilities or events for entertainment purposes.

**NOW THEREFORE, BE IT RESOLVED,** by the City Council of the City of Placentia as follows:

1. The City Council hereby adopts a Policy Number 315, *City of Placentia Ticket Distribution Policy*.

2. Policy Number 315, as attached, shall be effective upon adoption by the City Council and shall be distributed per procedure to all City officials.

PASSED and ADOPTED this 3rd day of March, 2009.

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GREG SOWARDS, MAYOR  
CITY OF PLACENTIA

ATTEST:

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PATRICK J. MELIA, CITY CLERK

STATE OF CALIFORNIA  
COUNTY OF ORANGE

I, Patrick J. Melia, CITY CLERK of the CITY OF PLACENTIA, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Placentia held on 3rd day of March, 2009 by the following vote:

AYES: COUNCILMEMBERS: NELSON, UNDERHILL, YAMAGUCHI, AGUIRRE, SOWARDS

NOES: COUNCILMEMBERS:None  
ABSENT: COUNCILMEMBERS:None  
ABSTAINING: COUNCILMEMBERS:None

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PATRICK J. MELIA, CITY CLERK

APPROVED AS TO FORM:

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BRADLEY R. HOGIN, CITY ATTORNEY

Attachment

Policy Number 315