

RESOLUTION NO. 6894

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDLANDS  
APPROVING A POLICY FOR THE DISTRIBUTION OF EVENT TICKETS  
AND PASSES TO CITY OFFICIALS

WHEREAS, from time to time, the City of Redlands (the "City") receives event tickets and passes from third party sources, or obtains them directly, for use by various City officials; and

WHEREAS, pursuant to section 18944.1 of Title 2 of the California Code of Regulations ("Regulations"), such tickets and passes are defined as those that provide admission to a facility, event, show or performance for an entertainment, amusement, recreational or other similar purpose; and

WHEREAS, the City desires to use and distribute such tickets and passes to further governmental and public purposes, such as the promotion of City businesses, resources, programs and facilities; and

WHEREAS, tickets and passes are not considered gifts to public officials if the City distributes the tickets and passes in accordance with a duly adopted written policy consistent with the provisions of section 18944.1;

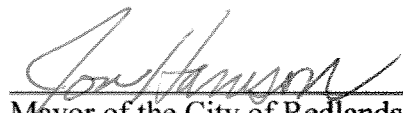
NOW, THEREFORE, be it resolved by the City Council of the City of Redlands as follows:

Section 1. The City Council hereby adopts the "Tickets and Passes Distribution Policy" attached hereto as Exhibit "A."

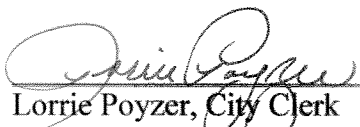
Section 2. This Resolution shall take effect upon its adoption.

Section 3. The City Clerk shall certify to the adoption of this resolution.

ADOPTED, SIGNED AND APPROVED this 3rd day of November, 2009.

  
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Mayor of the City of Redlands

ATTEST:

  
\_\_\_\_\_  
Lorrie Poyzer, City Clerk

I, Lorrie Poyzer, City Clerk of the City of Redlands, hereby certify that the foregoing Resolution No. 6894 was duly adopted by the City Council at a regular meeting thereof, held on the 3rd day of November, 2009, by the following vote:

AYES: Councilmembers Gilbreath, Gallagher, Aguilar, Bean; Mayor Harrison  
NOES: None  
ABSENT: None  
ABSTAIN: None

  
\_\_\_\_\_  
City Clerk, City of Redlands

EXHIBIT "A"

CITY OF REDLANDS TICKETS  
AND PASSES DISTRIBUTION POLICY

1. Purpose of Policy. The purpose of this Policy is to ensure that any event ticket or pass provided to the City by any third party, or purchased or obtained directly by the City, shall be distributed to City Officials by the City Clerk in a manner that serves or promotes a public purpose of the City of Redlands (the "City").

2. Definitions. For purposes of this Policy, the following words, terms and phrases shall have the following meanings:

- A. "City Clerk" shall mean the City Clerk of the City, or his or her authorized designee.
- B. "City Official" shall mean any member, officer, employee or consultant of the City.
- C. "Gift" shall mean anything that is received by a City Official that the City Official did not provide consideration of equal or greater value for or that represents a rebate or discount that is not provided in the regular course of business to members of the public without regard to official status.
- D. "Third party" shall mean the source of any event ticket or pass, other than the City.
- E. "Ticket" or "pass" shall mean any ticket or pass that provides admission to a facility, event, show or performance for entertainment, amusement, recreation or other similar purpose.

3. Administration of Policy. The City Clerk shall be responsible for administering this Policy.

4. Tickets and Passes Distribution Policy. All event tickets and passes offered or provided to the City by a third party, or purchased or otherwise obtained directly by the City, shall be subject to the following provisions:

- A. The City shall not accept from any third party any event ticket or pass that is specifically earmarked for use by a particular City official whether by name or position, unless:
  - (i) The ticket or pass is offered or provided to the City pursuant to the terms of a contract for use of City-owned property;
  - (ii) The ticket or pass is offered or provided to the City as a result of an official City event that the City controls; or
  - (iii) The ticket or pass is purchased by the City from the third party for full market value.
- B. The City Clerk shall document in writing the receipt of all tickets and passes provided to the City by a third party.

- C. Tickets and passes shall only be provided to City officials by the City Clerk for a legitimate public purpose of the City, as set forth in this policy.
  - D. The City Clerk shall decide, consistent with this policy, which City officials should be provided with a ticket or pass.
  - E. Within thirty (30) days of distributing any ticket or pass pursuant to this policy, the City Clerk shall complete and cause to be posted an FPPC Form 802 on the City's website, with such posting to remaining on the website for a period of at least four (4) years and a hard-copy of said form shall be retained for a minimum of seven (7) years.
5. Legitimate Public Purposes. Any ticket or pass provided to a City official by the City shall not constitute a gift if provided and used by the City official for any of the following purposes:
- A. Promotion of business activity, or development, or redevelopment project within the City.
  - B. Promotion of community resources and programs available to City residents including but not limited charitable and non-profit organizations' resources and programs.
  - C. Promotion of City resources available to City residents.
  - D. Promotion of City-operated, sponsored or supported community programs.
  - E. Promotion of private facilities available for City residents' use including but not limited to those facilities involving charitable and non-profit organizations.
  - F. Promotion of City facilities available for City residents' use.
  - G. Promotion of City growth and development.
  - H. Promotion of City tourism on a local, state, national or worldwide scale.
  - I. Promotion of City recognition, visibility and/or profile on a local, state, national or worldwide scale.
  - J. Promotion of open government by City official appearances, participation and/or availability at business and/or community events.
  - K. Promotion of the improvement of inter-governmental relations.
  - L. Attendance at events sponsored by other governmental agencies, industry groups or non-profit organizations for the purpose of meeting and conferring with other governmental officials or business representatives regarding issues of interest to, or affecting, the City.
  - M. Increasing public exposure to, and awareness of, the various recreational, cultural and educational venues and facilities available to the public within the City.
  - N. Encouraging or rewarding significant academic, athletic or public service achievements by City students, residents or businesses.
  - O. Recognizing contributions made to the City by former or current City Council members or other City employees.

6. Exemptions. The following tickets and passes shall be exempt from the provisions of this policy:

- A. A ticket or pass received by a City official directly from a third party that the City official uses to perform a ceremonial role or function on behalf of the City.
- B. A ticket or pass received by a City official from the City where both the City official and the City treat and report the value of the ticket or pass as income consistent with applicable state and federal income tax laws and the ticket is reported as income pursuant to the provisions of this policy.

7. Prohibition Against Transfer. A City official who receives a ticket or pass pursuant to this policy is prohibited from transferring or selling the ticket or pass to any other person, except to a member of the City official's immediate family solely for the family member's personal use.

8. Posting and Disclosure Requirements. This policy shall be prominently posted on the City's website.