



CITY OF SANTA CLARA

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SANTA CLARA STADIUM AUTHORITY

AGENDA

A complete agenda packet with back-up reports is available at either City Library beginning Saturday before the Tuesday meeting or at the City Clerk's Office on weekdays. A complete agenda packet is also available at the City Council meeting and on the City's website.

August 19, 2014

6:00 pm

Closed Session

Council Conference Room

Conference with Legal Counsel-Existing Litigation
Pursuant to Government Code Section 54956.9(a)
*Vinod K. Sharma, et al. v. Successor Agency to the
Redevelopment Agency of the City of Santa Clara, et al.*,
Sacramento County of Superior Court Case No. 34-2013-80001396
and

Conference with Legal Counsel-Anticipated Litigation
Pursuant to Government Code Section 54956.9(a)
Potential Initiation of litigation: 1 potential case

REGULAR MEETING

7:00 PM in the City Hall Council Chambers

APPEAL OF HEARING DECISIONS OF THE STADIUM AUTHORITY MUST BE MADE TO THE SUPERIOR COURT WITHIN 90 CALENDAR DAYS OF FINAL ACTION. BECAUSE OF THE AGENDA PROVISION FOR RECONSIDERATION, FINAL ACTION IS DEEMED TO OCCUR AT THE END OF THE NEXT REGULAR MEETING PURSUANT TO CITY COUNCIL POLICY (P&P 042). (CODE OF CIVIL PROCEDURE SECTION 1094.6)

AB23 ANNOUNCEMENT: MEMBERS OF THE SANTA CLARA STADIUM AUTHORITY BOARD ARE ENTITLED TO RECEIVE \$30 FOR EACH ATTENDED MEETING.

- 1. ROLL CALL:**
- 2. APPROVAL OF MINUTES:**
 - A. June 24, 2014.
 - B. July 1, 2014.
 - C. July 15, 2014.
- 3. CONTINUANCE/EXCEPTIONS:**

4. UNFINISHED BUSINESS:

- A. Possible Reconsideration of Actions Taken at Immediately Preceding Meeting. (See Summary of Actions for potential reconsideration, which is attached to the posted Agenda and is in the Agenda Packet Binder in the Council Chambers.)

5. NEW BUSINESS:

- A. Adoption of a Resolution on the Distribution Ticket Policy as required under the State of California's Fair Political Practices Commission.

6. PUBLIC PRESENTATIONS:

This item is reserved for persons to address the Stadium Authority on any matter not on the agenda that is within the subject matter jurisdiction of the City. The law does not permit Stadium Authority action on, or extended discussion of, any item not on the agenda except under special circumstances. The Stadium Authority, or staff, may briefly respond to statements made or questions posed, and the Stadium Authority may request staff to report back at a subsequent meeting. Although not required, please submit to the Stadium Authority Secretary your name and subject matter on forms available by the door in the Council Chambers.

7. REPORTS OF STADIUM AUTHORITY MEMBERS AND SPECIAL STADIUM AUTHORITY COMMITTEES:

- A. Reports regarding conference attendance, if any.

8. CLOSED SESSION MATTERS:

- A. Stadium Authority Counsel Reports:

9. ADJOURNMENT:

- A. To Tuesday evening, **August 26, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

08/19/14

CLOSED SESSION NOTICE

Santa Clara Stadium Authority

6:00pm

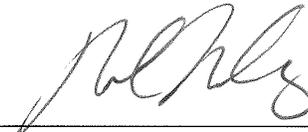


The **GOVERNING BOARD OF THE STADIUM AUTHORITY** will meet in closed session on **Tuesday, August 19, 2014, at 6:00 p.m.**, or as soon thereafter as the matter can be discussed, in the Council Conference Room located in the East Wing of City Hall at 1500 Warburton Avenue, Santa Clara, California, to consider the following matter(s) and to potentially take action with respect to it/them:

- CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**
Pursuant to Gov. Code § 54956.9(a)
Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al., Sacramento County Superior Court Case No. 34-2013-80001396

- CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**
Pursuant to Gov. Code § 54956.9(a)
Potential initiation of litigation: 1 potential case

Date: August 15, 2014



RICHARD E. NOSKY, JR.
Stadium Authority Counsel

08/19/14

2A
SA

**MINUTES OF THE SANTA CLARA STADIUM AUTHORITY OF
THE CITY OF SANTA CLARA FOR REGULAR MEETING
HELD ON TUESDAY EVENING, JUNE 24, 2014**

The Santa Clara Stadium Authority of the City of Santa Clara met at 5:54 pm for a Closed Session in the Council Conference Room for a Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 (Stadium Authority Counsel - 06/20/14).

The Stadium Authority then met at 9:07 pm, on the above mentioned date, for the regular scheduled meeting in the City Hall Council Chambers.

Present: Stadium Authority Board Members Debi Davis, Lisa M. Gillmor, Patrick Kolstad, Patricia M. Mahan, Jerry Marsalli and Teresa O'Neill and Chairperson Jamie L. Matthews.

- 2A. **MOTION** was made by Davis, seconded and unanimously carried with Marsalli absent (not present at the meeting), that the **Minutes** for the meeting of **May 13, 2014** be adopted as written.
- 2B. **MOTION** was made by Davis, seconded and unanimously carried, that the **Minutes** for the meeting of **May 20, 2014** be adopted as written.
- 5A. **MOTION** was made by Davis, seconded and unanimously carried, that, per the General Counsel's memo (06/24/14), the Stadium Authority **approve**, and authorize the Executive Director to execute, an **Indemnity Agreement** between the **City of Santa Clara**, Santa Clara Stadium Authority and the **City of Sunnyvale** regarding **Special Law Enforcement Units** for **Levi's Stadium events**.
- 5B. **MOTION** was made by Davis, seconded and unanimously carried, that, per the Economic Development Officer/Assistant City Manager's memo (06/04/14), that the Stadium Authority **approve**, and authorize the Executive Director to execute, **Amendment No. 4** to the **Agreement for the Performance of Services** with **Keyser Marston Associates, Inc.**, in an amount of \$100,000 for a total not to exceed amount of \$1,000,000, to extend the term of the Agreement to June 30, 2015 for **fiscal and economic analysis** related to the **development and operation** of **Levi's Stadium**.

8A. Earlier in the evening, the Stadium Authority met for a Closed Session in the Council Conference Room for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 and there was no reportable action.

9A. **MOTION** was made by Davis, seconded and unanimously carried, that, there being no further business, the meeting was adjourned at 9:09 pm to Tuesday evening, **July 1, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

ATTEST: _____

Secretary

APPROVE: _____

Chairperson

08/19/14

JB
SA

**MINUTES OF THE SANTA CLARA STADIUM AUTHORITY OF
THE CITY OF SANTA CLARA FOR REGULAR MEETING
HELD ON TUESDAY EVENING, JULY 1, 2014**

The Santa Clara Stadium Authority of the City of Santa Clara met at 6:00 pm for a Closed Session in the Council Conference Room for a Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 (Stadium Authority Counsel - 06/27/14).

The Stadium Authority then met at 8:25 pm, on the above mentioned date, for the regular scheduled meeting in the City Hall Council Chambers.

Present: Stadium Authority Board Members Debi Davis, Patrick Kolstad, Patricia M. Mahan, Jerry Marsalli and Teresa O'Neill and Chairperson Jamie L. Matthews. Absent: Stadium Authority Board Member Lisa M. Gillmor (excused).

1. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that the Stadium Authority **excuse** Stadium Authority Board Member Gillmor from attendance at this evening's meeting.

6A. Earlier in the evening, the Stadium Authority met for a Closed Session in the Council Conference Room for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 and there was no reportable action.

7A. **MOTION** was made by Davis, seconded and unanimously carried (Gillmor absent), that, there being no further business, the meeting was adjourned at 8:26 pm to Tuesday evening, **July 15, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

ATTEST: _____
Secretary

APPROVE: _____
Chairperson

08/19/14

2C
SA

MINUTES OF THE SANTA CLARA STADIUM AUTHORITY OF
THE CITY OF SANTA CLARA FOR REGULAR MEETING
HELD ON TUESDAY EVENING, JULY 15 2014

The Santa Clara Stadium Authority of the City of Santa Clara met at 6:00 pm for a Closed Session in the Council Conference Room for a Conference with Legal Counsel - Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 (Stadium Authority Counsel - 07/11/14).

The Stadium Authority then met at 9:40 pm, on the above mentioned date, for the regular scheduled meeting in the City Hall Council Chambers.

Present: Stadium Authority Board Members Debi Davis, Lisa M. Gillmor, Patrick Kolstad, Patricia M. Mahan, Jerry Marsalli and Teresa O'Neill and Chairperson Jamie L. Matthews.

1. **MOTION** was made by Davis, seconded and unanimously carried, that the **Minutes** for the meeting of **June 10, 2014** be adopted as written.

- 5A. **MOTION** was made by Davis, seconded and unanimously carried, that, per the Finance Director/Treasurer/Auditor for Stadium Authority's memo (07/01/14), the Stadium Authority **note and file the Outstanding Debt Schedule** as of **June 30, 2014** for the **City of Santa Clara, its Agencies and Corporations**, including the City's share of various Joint Power Agency debt.

- 5B. **MOTION** was made by Davis, seconded and unanimously carried, that, per the Director of Public Works/City Engineer's memo (07/01/14), the Stadium Authority **delegate authority to approve project related documents, stadium related documents and infrastructure maintenance related agreements** between **July 16, 2014 to August 18, 2014**; **direct** that a report on actions taken during recess be submitted on September 23, 2014; and **delegate authority to execute and bind City insurance related to Levi's Stadium**.

- 7A. The Chairperson noted that the Levi's Stadium Ribbon Cutting will be held July 17, 2014.

8A. Earlier in the evening, the Stadium Authority met for a Closed Session in the Council Conference Room for a Conference with Legal Counsel-Existing Litigation pursuant to Government Code Section 54956.9(a); *Vinod K. Sharma, et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara, et al.*, Sacramento County Superior Court Case No. 34-2013-80001396 and there was no reportable action.

9A. **MOTION** was made by Davis, seconded and unanimously carried, that, there being no further business, the meeting was adjourned at 9:43 pm to Tuesday evening, **August 19, 2014** at 7:00 pm for the regular scheduled meeting in the City Hall Council Chambers.

ATTEST: _____

Secretary

APPROVE: _____

Chairperson

DRAFT

Meeting Date: 08/19/14

AGENDA REPORT

City of Santa Clara, California

Agenda Item # 7A-17/



Date: August 15, 2014

To: City Manager for Council Action
Executive Director for Stadium Authority Action

From: Alan Kurotori, Assistant City Manager

Subject: City and Stadium Authority Distribution Ticket Policy

EXECUTIVE SUMMARY:

The Stadium Lease Agreement between the Santa Clara Stadium Authority and Forty Niners Stadium Company (StadCo) placed StadCo with the responsibility of providing tours to the Stadium with discounted admission to Santa Clara residents and provide four hundred (400) complimentary tour tickets to the Stadium Authority per lease year. The purpose of this policy is to establish the process for the City and Stadium Authority's administration, distribution and reporting of tickets or passes in compliance with State of California Fair Political Practices Commission regulations ("FPPC").

The proposed policy format has been adopted by other public entities for admission to a "facility, event, show, or performance for an entertainment, amusement, recreational or similar purpose" in compliance with Section 18944.1 of the Regulations of the Fair Political Practices Commission ("FPPC") in Title 2, Division 6, California Code of Regulations. Tickets or passes for admission distributed and accounted for in compliance with this policy and FPPC Regulation 18944.1, will not be considered as gifts to the City officials and employees who make use of such tickets or passes. This policy includes disclosure requirements to post information on the City website per FPPC Form 802. The form identifies persons who receive admission tickets and passes and describes the public purpose for the distribution, according to the City/Stadium Authority's ticket policy. In addition, this ticket policy does not apply to City representation at Meetings, Ceremonies and Special Events.

ADVANTAGES AND DISADVANTAGES OF ISSUE:

The policy will ensure that all tickets the City and Stadium Authority receives from public and private entities and individuals are distributed in furtherance of governmental and/or public purposes. There are no known disadvantages.

ECONOMIC/FISCAL IMPACT:

None.

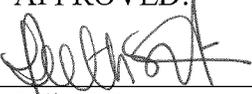
City Manager for Council Action
Executive Director for Stadium Authority Action
Subject: City and Stadium Authority Distribution Ticket Policy
August 15, 2014
Page 2

RECOMMENDATION:

That the City Council and the Stadium Authority adopt resolutions on the Ticket Policy as required under the State of California's Fair Political Practices Commission.



Alan Kurotori
Assistant City Manager

APPROVED:


Julio J. Fuentes
City Manager
Executive Director Stadium Authority

Documents Related to this Report:

- 1) ***Resolutions***
- 2) ***Ticket Policy***

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA ADOPTING A DISTRIBUTION POLICY FOR
TICKETS**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, from time to time, the City of Santa Clara (“City”) receives tickets or passes from third party sources, both public and private; and

WHEREAS, under Title 2 of the California Code of Regulations, Section 18944.1 (“Section 18944.1”) these tickets and/or passes are defined as an admission to a facility event, show or performance for an entertainment, amusement, recreational, or similar purpose; and

WHEREAS, the City funds that the receipt of all such discounted, free or purchased tickets and/or passes are public resources; and,

WHEREAS, the Fair Political Practices Commission (“FPPC”) adopted new regulations that set up the circumstances under which the receipt of tickets and passes by a public official would need to be disclosed by the City and the circumstances under which they would be distributed to public officials and not trigger disclosure requirements on the public official’s Statement of Economic Interests (“Form 700”); and,

WHEREAS, the City desires to distribute these public resources in a manner that furthers the City’s governmental and public purposes as reasonably described herein, such as the promotion of the City events affecting or involving the City; and

WHEREAS, according to Section 18944.1 these tickets and/or passes are not gifts to “public officials” if these tickets and/or passes are disseminated in accordance with a duly adopted written policy written in compliance with Section 18944.1, subdivision (b)(2); and

WHEREAS, the FPPC has clearly stated that it recognizes the discretion of the legislative or

governing body of an agency to determine whether the distribution of tickets and/or passes serves a legitimate public purpose of the City, provided that the determination is consistent with state law.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the City Council hereby adopts the Distribution Ticket Policy attached hereto and incorporated by reference.
2. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED
AND ADOPTED BY THE CITY OF SANTA CLARA, AT A REGULAR MEETING THEREOF
HELD ON THE ___ DAY OF _____, 2014, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST:

ROD DIRIDON, JR.
CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Ticket Policy (P&P__)

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RESOLUTION NO. ____ (STADIUM AUTHORITY)

**A RESOLUTION OF THE SANTA CLARA STADIUM
AUTHORITY ADOPTING A DISTRIBUTION POLICY FOR
TICKETS**

BE IT RESOLVED BY THE SANTA CLARA STADIUM AUTHORITY AS FOLLOWS:

WHEREAS, from time to time, the Santa Clara Stadium Authority (“Authority”) receives tickets or passes from third party sources, both public and private; and

WHEREAS, under Title 2 of the California Code of Regulations, Section 18944.1 (“Section 18944.1”) these tickets and/or passes are defined as an admission to a facility event, show or performance for an entertainment, amusement, recreational, or similar purpose; and

WHEREAS, the Authority funds that the receipt of all such discounted, free or purchased tickets and/or passes are public resources; and,

WHEREAS, the Fair Political Practices Commission (“FPPC”) adopted new regulations that set up the circumstances under which the receipt of tickets and passes by a public official would need to be disclosed by the Authority and the circumstances under which they would be distributed to public officials and not trigger disclosure requirements on the public official’s Statement of Economic Interests (“Form 700”); and,

WHEREAS, the Authority desires to distribute these public resources in a manner that furthers the Authority’s governmental and public purposes as reasonably described herein, such as the promotion of the Authority events affecting or involving the Authority; and

WHEREAS, according to Section 18944.1 these tickets and/or passes are not gifts to “public officials” if these tickets and/or passes are disseminated in accordance with a duly adopted written policy written in compliance with Section 18944.1, subdivision (b)(2); and

WHEREAS, the FPPC has clearly stated that it recognizes the discretion of the legislative or

governing body of an agency to determine whether the distribution of tickets and/or passes serves a legitimate public purpose of the Authority, provided that the determination is consistent with state law.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE SANTA CLARA STADIUM AUTHORITY AS FOLLOWS:

1. That the Authority hereby adopts the Distribution Ticket Policy attached hereto and incorporated by reference.
2. Constitutionality, severability. If any section, subsection, sentence, clause, phrase, or word of this resolution is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution. The City of Santa Clara, California, hereby declares that it would have passed this resolution and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

3. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE SANTA CLARA STADIUM AUTHORITY, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2014, BY THE FOLLOWING VOTE:

AYES: BOARD MEMBERS:

NOES: BOARD MEMBERS:

ABSENT: BOARD MEMBERS:

ABSTAINED: BOARD MEMBERS:

ATTEST:

ROD DIRIDON, JR.
SECRETARY OF THE STADIUM AUTHORITY
SANTA CLARA STADIUM AUTHORITY

Attachments incorporated by reference:

1. Distribution Ticket Policy (P&P__)

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DISTRIBUTION TICKET POLICY

POLICY

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. This Distribution Ticket Policy does not apply to City representation at Meetings, Ceremonies and Special Events.

1.0 Application of Policy.

1.1 This Policy applies to tickets which provide admission to a facility or event or 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 or the use of a city venue; or
- d) acquired and distributed by the City in any other manner.

1.2 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.

2.0 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).

2.1 "City" or "City of Santa Clara" shall mean and include the City of Santa Clara, the Santa Clara Stadium Authority, and any other affiliated agency created or activated by the Santa Clara City Council, and any departments, boards and commissions thereof.

2.2 "City Official" means every member, officer, employee or consultant of the City of Santa Clara, as defined in Government Code Section 82048 and FPPC Regulation 18701. Such term shall include, without limitation, any City board or commission member or other appointed official or employee required to file an annual Statement of Economic



DISTRIBUTION TICKET POLICY (cont.)

Interests (FPPC Form 700).

2.3 "City Venue" means and includes the Levi's Stadium, Santa Clara Convention Center or any other facility owned, controlled or operated by the City of Santa Clara.

2.4 "Immediate family" means the spouse and dependent children.

2.5 "Ticket" means and includes any form of admission privilege to a facility, event, show or performance.

3.0 General Provisions.

3.1 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.

3.2 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.

3.3 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.

4.0 Ticket Administrator.

4.1 The City Manager, or designee, shall be the Ticket Administrator for purposes of implementing the provisions of this Policy.

4.2 The Ticket 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 Ticket Administrator.

4.3 The Ticket Administrator shall determine the face value of tickets distributed by the City for purposes of Sections 5.1, 5.2 and 7.1, subparagraph d), of this Policy.



DISTRIBUTION TICKET POLICY (cont.)

4.4 The Ticket Administrator, in his or her sole discretion, may revoke or suspend the ticket privileges of any person who violates any provision of this Policy or the procedures established by the Ticket Administrator for the distribution of tickets in accordance with this Policy.

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).

- a) Reimbursement shall be made at the time the ticket(s) is/are distributed to the City Official.
- b) The Ticket Administrator shall, in his or her sole discretion, determine which event tickets, if any, shall be available under this section.

5.2 The City Official treats the ticket(s) as income consistent with applicable federal and state income tax laws.

5.3 The City Official uses or behests such ticket(s) for one or more of the following public purposes:

- a) Performance of a ceremonial role or function representing the City at the event, for which the City Official may receive enough tickets for the City Official and each member of his or her immediate family.
- b) The job duties of the City Official require his or her attendance at the event, for which the City Official may receive enough tickets for the City Official and each member of his or her immediate family.
- c) Economic or business development purposes on behalf of the City.
- d) Intergovernmental relations purposes, 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.
- e) Attracting or rewarding volunteer public service.
- f) Supporting and/or showing appreciation for programs or services rendered by non-profit organizations benefiting Santa Clara residents.
- g) Encouraging or rewarding significant academic, athletic, or public service achievements by Santa Clara students, residents or



DISTRIBUTION TICKET POLICY (cont.)

businesses.

- h) Attracting and retaining highly qualified employees in City service, for which such employee may receive no more than four (4) tickets per event.
- i) As special recognition or reward for meritorious service by a City employee, for which such employee may receive no more than four (4) tickets per event.
- j) For use in connection with a City employee competition or drawing, for which there shall be made available no more than (4) tickets per event.

6.0 Tickets Distributed at the Behest of a City Official.

6.1 Only the following City Officials shall have authority to behest tickets: City Council Members, City Manager, Assistant City Manager, Deputy City Manager and Department Heads.

6.2 Tickets shall be distributed at the behest of a City Official only for one or more public purposes set forth in Section 5.3 above.

6.3 If tickets are distributed at the behest of a City Official, such City Official shall not use one of the tickets so distributed to attend the event.

7.0 Disclosure Requirements.

7.1 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 a form provided by the FPPC in a prominent fashion on the City's website within thirty (30) days after distribution. Such posting shall include the following information:

- a) The name of the recipient, except that if the recipient is an organization, the City may post the name, address, description of the organization and number of tickets provided to the organization in lieu of posting the names of each recipient;
- b) a description of the event;
- c) the date of the event;
- d) the face value of the ticket;
- e) the number of tickets provided to each person;
- f) if the ticket was distributed at the behest of a City Official, the name



DISTRIBUTION TICKET POLICY (cont.)

of the City Official who made such behest; and
g) a description of the public purpose(s) under which the distribution was made, or, alternatively, that City Official is treating the ticket as income.

7.2 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 7.1.

PROCEDURE

1. Refer to Section 4.2.

Reference:
009)

City Representation at Meetings, Ceremonies & Special Events (P&P

Gifts to City (P&P 016)