

CITY OF SAN DIEGO, CALIFORNIA  
**COUNCIL POLICY**

**CURRENT**

SUBJECT: TICKET POLICY FOR QUALCOMM STADIUM, PETCO PARK  
AND OTHER TICKETS PROVIDED TO THE CITY FOR  
ENTERTAINMENT PURPOSES

POLICY NO.: 700-22

EFFECTIVE DATE: August 18, 2016

PURPOSE:

To establish a policy in conformance with title 2, section 18944.1 of the California Code of Regulations, as amended by the Fair Political Practices Commission to guide the City of San Diego in the distribution of tickets provided to the City for entertainment purposes.

POLICY:

This policy applies to tickets which provide admission to a facility or event for an entertainment, amusement, recreational or similar purpose, and are either:

1. gratuitously provided to the City by an outside source;
2. acquired by the City by purchase;
3. acquired by the City as consideration pursuant to the terms of a contract for the use of a City venue; or
4. acquired and distributed by the City in any other manner.

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.

This policy, together with the ticket procedures established herein, supersedes all previous versions of Council Policy 700-22 relating to tickets for Qualcomm Stadium and Council Policy 700-47 relating to Petco Park.

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DEFINITIONS:

Unless otherwise expressly provided herein, words and terms used in this policy 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, sections 18110 *et seq.*, of the California Code of Regulations, as the same may from time to time be amended).

“City” or “City of San Diego” means and includes the City of San Diego, any other affiliated agency created or activated by the San Diego City Council, and any departments, boards and commissions thereof.

“City Official” means every member, officer, employee or consultant of the City of San Diego, as defined in Government Code Section 82048 and FPPC Regulation 18701. Such term includes, without limitation, any City board or commission member or other appointed official or employee required to file an annual Statement of Economic Interests (FPPC Form 700).

“City Venue” means and includes Qualcomm Stadium, Petco Stadium, or any other facility owned, controlled or operated by the City of San Diego.

“Immediate family” means the spouse and dependent children.

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

“Ticket Coordinator” means the individual(s) selected to coordinate requests for tickets.

GENERAL PROVISIONS:

The use of complimentary tickets is a privilege extended by the City and not the right of any person to whom the privilege may from time to time be extended.

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.

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No person who receives a ticket pursuant to this policy shall sell or receive reimbursement for such ticket. If a recipient sells or receives reimbursement for a ticket in violation of this policy, the recipient will be ineligible to receive tickets in the future.

All tickets must be distributed in furtherance of a public purpose. The City Council has determined that tickets distributed for the purposes listed in Section III of this policy are distributed for a public purpose.

DISTRIBUTION OF TICKETS:

I. Assignment of Ticket Coordinators.

The Mayor shall select a Ticket Coordinator to coordinate the requests made by the Mayor and the Mayor's designees, including tickets distributed through the City's Employee Reward and Recognition Program. Council Administration shall serve as the Ticket Coordinator to coordinate the requests made by Councilmembers. The City Attorney shall select a Ticket Coordinator to coordinate the requests made by the City Attorney and City Attorney's designees. The Ticket Coordinator shall not be a new funded position.

Each Ticket Coordinator shall determine the face value of tickets distributed by the City for purposes of Sections III.D. and IV.A, subparagraph 4, of this policy.

II. Ticket Distribution Procedures.

- A. Ticket Coordinators shall consult with each other to establish procedures governing the timing and form of the request for tickets consistent with this policy and to determine a mutually agreeable procedure for the consolidation of all requests and distribution of tickets.
- B. All requests for tickets by authorized City Officials or designees must be submitted to the assigned Ticket Coordinator pursuant to the procedures established.
- C. Selection of Recipients by Ticket Coordinators.
  - 1. The assigned Ticket Coordinators shall consolidate their lists of ticket requests at a mutually agreeable time prior to the event.

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2. Ticket Coordinators shall work together to distribute requested tickets based upon the following priorities:
  - a) Priority shall first be given to requests made for the Category 1 public purposes as set forth in Section III.F, followed by requests for Category 2 public purposes, followed by requests for Category 3 public purposes.
  - b) If requests for an entire public purpose category exceed the number of tickets available, requests shall be granted for public purposes within the category as numbered, and then based upon the time the initial request was delivered to the Ticket Coordinator.
  - c) Qualifying charitable organizations may only receive tickets once every six months.
3. Ticket Coordinators shall use their best efforts to distribute any remaining tickets to qualifying charitable organizations for the public purpose of promoting, supporting and/or showing appreciation for community programs or services, including youth programs, rendered in the City of San Diego.
4. Where more than one Ticket Coordinator requests the extra tickets be distributed to a qualifying charitable organization, the extra tickets shall be divided as equally as possible between the requesting Ticket Coordinators for distribution to the qualifying organizations.
5. Qualifying charitable organizations include:
  - a) Legally recognized tax-exempt or not for profit status entities benefiting City of San Diego residents and local chapters of national or regional legally recognized tax-exempt or not for profit entities; or
  - b) Unincorporated community organizations that support neighborhoods or public departments or agencies (e.g., Friends of the Library and similar groups).

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D. Reporting Obligations of Ticket Coordinators.

1. Each Ticket Coordinator shall be responsible for completing the FPPC Form 802 for each distribution to a City Official, or made at the behest of a City Official, and complying with the posting requirement set forth in Section IV.A.
2. Each Ticket Coordinator shall be responsible for providing information regarding recipients as required by the Office of the Comptroller for tax reporting purposes.

III. City Official Ticket Requests.

- A. The following City Officials shall have authority to request tickets from Ticket Coordinators: City Council President, the Mayor and the Mayor's designees, the City Attorney and the City Attorney's designees.
- B. Ticket requests do not guarantee ticket distributions. Ticket Coordinators are responsible for selecting recipients.
- C. City Officials may only request tickets for personal use if the City Official reimburses the City for the face value of the ticket(s). Reimbursement shall be made at the time the ticket(s) is/are distributed to the City Official.
- D. Tickets distributed pursuant to a City Official's request are considered to be distributed at the behest of that City Official for FPPC reporting purposes.
- E. If tickets are distributed at the behest of a City Official, neither the City Official or his or her immediate family shall use any of the distributed tickets to attend the event.
- F. Authorized City Officials may request tickets for their official use or to be distributed to individuals and/or organizations if the request is for one or more of the following public purposes, within the following three (3) categories:

Category 1 – First Priority:

1. Supporting and/or showing appreciation for programs or services rendered by qualifying charitable organizations benefiting San Diego residents.

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2. Promotion of community programs and resources available to City residents, including qualifying charitable organizations and youth programs.
3. 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.
4. 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.
5. Promotion of education and understanding of facility operations, capacities, and interactions between citizens, tenants and contractors for individuals who provide recommendations to the Mayor and City Council on stadium actions and policies.
6. Promotion of local and regional businesses, economic development and tourism activities within the City, including conventions and conferences.
7. Promotion of City-controlled or sponsored events, activities, or programs.
8. Promotion of growth and development, including economic development and job creation opportunities.
9. Promotion of the City of San Diego on a local, state, national or worldwide scale.
10. 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.
11. As special recognition or reward for meritorious service by a City employee distributed pursuant to the City's Employee Rewards and Recognition Program, for which such employee may receive no more than four tickets per event.

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Category 2 – Second Priority:

1. Marketing promotions highlighting the achievements of local residents and businesses.
2. Promotion and marketing of private facilities available for City resident use, including charitable and nonprofit facilities.
3. Promotion of public facilities available for City resident use.
4. Attracting or rewarding volunteer public service.
5. Encouraging or rewarding significant academic, athletic, or public service achievements by San Diego students, residents or businesses.

Category 3 – Third Priority:

1. As special recognition or reward for special civic guests, such as Flag Officers, Members of Congress, State Senators, and Members of the State who perform exceptional service to the City.
2. Attracting highly qualified employees to City service, for which such potential employee may receive no more than four tickets per event.
3. For use in connection with a City employee competition or drawing, for which there shall be made available no more than four tickets per event.
4. Recognition of contributions made to the City by former City Council Members, Mayors, City Attorneys or City Managers, for which such former City Council Member, Mayor, City Attorney or City Manager may receive no more than four tickets per event.

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IV. Disclosure Requirements.

- A. Tickets distributed by the City to any City Official for one or more public purposes described in Section III.F. 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. The posting shall include the following information:
1. 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;
  2. a description of the event;
  3. the date of the event;
  4. the face value of the ticket;
  5. the number of tickets provided to each person;
  6. if the ticket was distributed at the behest of a City Official, the name of the City Official who made the behest; and
  7. a description of the public purpose(s) under which the distribution was made.
- B. Tickets distributed by the City for which the City receives reimbursement from the City Official as provided under Section III.C. above are not subject to the disclosure provisions of Section IV.A.
- V. Code of Conduct Requirement.

This Council Policy incorporates a Code of Conduct that applies to those who are invited to sit in the City of San Diego's seats for events.

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All recipients of tickets distributed according to the terms of this Council Policy agree to adhere to a Code of Conduct governing their use of a City ticket as a condition upon receiving tickets for an event. Among its provisions, the Code of Conduct will confirm that the recipient will not sell or otherwise transfer the tickets for compensation. Those attending the event in City seats also will be asked to sign a Code of Conduct form upon their arrival at the City box, at the time they sign in and as a condition of entry to the City box.

HISTORY:

“Qualcomm Stadium City Suite”

Adopted by Resolution R-191907 - 10/24/1967

Amended by Resolution R-209693 - 01/17/1974

Amended by Resolution R-211379 - 08/22/1974

Amended by Resolution R-289609 - 12/16/1997

Amended by Resolution R-289889 - 03/24/1998

Amended by Resolution R-302876 - 08/01/2007

“Ticket Policy for Qualcomm Stadium, Petco Park and

Other Tickets Provided to the City for Entertainment Purposes”

Amended and Retitled by Resolution R-305031 - 07/21/2009

Amended by Resolution R-310657 – 08/18/2016