



DATE: November 7, 2012
TO: Honorable Mayor and City Councilmembers
FROM: City Clerk Department
SUBJECT: **ADOPTION OF THE CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION FORM 806 – AGENCY REPORT OF PUBLIC OFFICIAL APPOINTMENTS**

SYNOPSIS

In accordance with the requirements of California Fair Political Practices Commission (FPPC) Regulation 18705.5, it is recommended that the City Council adopt the Form 806 (Agency Report of Public Official Appointments).

BACKGROUND

The City Council annually appoints its members to positions on outside governing boards, some of which provide compensation to the appointed member. This is in addition to that compensation received in their positions on the City Council, Community Development Commission and Harbor District Board of Directors.

In March 2012 the FPPC amended Regulation 18705.5 (Materiality Standard: Economic Interest in Personal Finances), which now enables a public official to participate in a City Council vote that would result in him/her serving in a position that provides compensation of \$250 or more in any 12-month period.

However, the revised regulation specifies that before such a vote can occur, the body making such an appointment must first adopt and post on its website, on a form provided by the FPPC (Form 806), a list that sets forth each appointed position for which compensation is paid; the salary or stipend for each appointed position; the name of the public official who has been appointed to the position; the name of the public official, if any, who has been appointed as an alternate; and the term of the position.

While this information has been available on the City's website for some time, the adoption and posting of Form 806 are necessary to satisfy the requirements of FPPC Regulation 18705.5.

ANALYSIS

Since the City Council generally makes appointments to regional boards and committees in December of each year, it is necessary for the City Council to adopt the completed Form 806 as attached and post it on the City's website prior to those appointments.

The adoption and posting of the completed Form 806 will allow City Councilmembers to nominate and/or vote for themselves when such appointments are made by the City Council in the future. The appointments that the Oceanside City Council makes to governing boards that pay stipends include the following agencies: SANDAG board/committees and North County Transit District board/committees.

Upon the City Council's adoption of Form 806, the City Clerk's office will post the form on the City's website.

Whenever the City Council makes a new appointment or there is a change in the number of scheduled meetings or the compensation regarding an existing appointment, the City Clerk's office will amend/update the posted Form 806 to reflect the new appointment or the change in circumstances.

FISCAL IMPACT

There will be only minor administrative costs tied to this action.

CITY ATTORNEY'S ANALYSIS

The referenced documents have been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

It is recommended that the City Council:

- 1) Adopt the attached Form 806 listing the City Councilmembers appointed to regional boards/committees; and
- 2) Authorize the City Clerk to update the posted Form 806 to reflect future City Council appointments or any change in the number of scheduled meetings or compensation regarding existing appointments.

SUBMITTED BY:



Holly Trobaugh
Assistant City Clerk

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager



Attachment: FPPC Form 806

