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To: [Heather Rowan](#)
Subject: Comments to FPPC Behested Payments due 9.20.2011
Date: Tuesday, September 20, 2011 3:46:46 PM

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The problem we have here is intent. You may omit a signature, picture or by name, but the use of a City Seal, to us, would still trigger a Behested Payments.

For example, the Mayor's Prayer Breakfast is a group that has held an event for years. In 2008, the invitation did not include a City Seal. (We do not have 2009 and 2010). In 2011, the event invitation had the City Seal on it. The City Seal appeared on the reservation remittance form. There was no picture of the Mayor (an elected official) or a solicitation from him. He was identified, by name, in the invitation.

With that, the group looks to be official and therefore one would assume that contributions would be directly related to the City.

We requested clarification of the use of the City Seal from the responsible department-the City Clerk –months ago. They have never answered our inquiry.

We were told that City Departments can use the City Seal, so we now have the City Seal on non-profit corporations, such as the LA Parks Foundation. Here, the Chair of the Recreation and Parks Commission and one other member are also on the Board of the LA Parks Foundation. They are appointed officials, not elected.

That foundation has solicited contributions from companies-see PBS Special from KCET.org called "Behind the Signs." The story presented was contributions for advertising on City park property.

The City Seal does not appear on the website, as of today. It has in the past, as we had it removed long before this story broke via simple inquiry into the legislation around it usage. It reappeared, according to the producer.

The City Seal also appears on a website for LA Compact, which includes the Mayor and Council President (elected officials). The LAUSD Official Seal appears on the website also. The LAUSD Board President (elected official) is also a signer along with institutions, labor unions and non-profit organizations. They solicit funding for education.

The Mayor has a Memorandum of Understanding with LAUSD with his non-profit corporation Partnership for Los Angeles Schools PLAS. The Mayor did not sign the MOU, but did issue a Statement of Intent as "Mayor of the City of Los Angeles ."

PLAS runs some LAUSD schools. The Mayor also raises money for those schools. The word "partnership" denotes partnership with the City. City assets have been

used.

Though education is part of the California system-Article 9 of the State Constitution, City elected officials choose to make it part of their agenda.

What perimeters are you placing for the proposed \$200 million fundraising efforts by elected officials for education?

The issue of Public Private Partnerships needs to be addressed in all regulations.

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