

RESOLUTION NO. 4293

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF
THE CITY OF WESTMINSTER, CALIFORNIA, ADOPTING
A COUNCIL POLICY REGARDING TICKET DISTRIBUTION

WHEREAS, from time to time the City of Westminster (the "City") receives event tickets and/or passes from public and private entities and individuals;

WHEREAS, such tickets and/or passes are public resources;

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

WHEREAS, the furtherance of governmental and public purposes may require the distribution of said tickets and/or passes to public official, as that term is defined by Government Code section 82048 and Fair Political Practices Commission Regulation 18701; and

WHEREAS, Fair Political Practices Commission Regulation 18944.1, subdivision (c) requires that any distribution of tickets and/or passes to, or at the behest of, City officials must be made pursuant to a duly adopted written policy if such distribution is made under Fair Political Practices Commission Regulation 18944.1, subdivision (b)(2);

WHEREAS, Fair Political Practices Commission Regulation 18944.1, subdivision (b)(2) pertains to the City's receipt of equal or greater value in exchange for the distribution of a ticket and/or pass to its officials;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Westminster, California, hereby adopts the following:

CITY OF WESTMINSTER CITY COUNCIL TICKET DISTRIBUTION POLICY

1. DEFINITIONS.

- a) "City" shall mean and refer to the City of Westminster.
- b) "City Official" shall mean and refer to the City's "public official" as that term is defined by Government Code section 82048 and Fair Political Practices Commission regulation 18701.
- c) "FPPC" shall mean and refer to the California Fair Political Practices Commission.
- d) "Policy" shall mean and refer to this Ticket Distribution Policy.

- e) "Ticket" shall mean and refer to a "ticket or pass" as that term is defined in FPPC Regulation 18944.1, as amended from time to time, but which currently defines a "ticket or pass" as admission to a facility, event, show or performance for an entertainment, amusement, recreational, or similar purpose.

2. PURPOSE OF POLICY. The purpose of this Policy is to ensure that all tickets the City provides or receives to or from public and private entities and individuals are distributed in furtherance of governmental and/or public purposes.

3. LIMITATION. This Policy shall only apply to the City's distributing of ticket to, or at the behest of, a City official.

4. TICKET DISTRIBUTION PUBLIC PURPOSES. The City may accomplish one or more of the following governmental and/or public purposes through the distribution of tickets to, or at the behest of, a City Official. The following list is illustrative rather than exhaustive:

- a) Promotion of business activity within the City;
- b) Promotion of City-owned businesses;
- c) Promotion of community resources available to City residents, including charitable and nonprofit organization resources;
- d) Promotion of City resources available to City residents;
- e) Promotion of community programs available to City residents, including charitable and nonprofit organization programs;
- f) Promotion of City-run, sponsored or supported community programs;
- g) Promotion of private facilities available for City resident use, including charitable and nonprofit organization facilities;
- h) Promotion of City facilities available for City resident use;
- i) Promotion of City growth and development;
- j) Promotion of City tourism on a local, state, national or worldwide scale;
- k) Promotion of City recognition, visibility, and/or profile on a local, state, national or worldwide scale;
- l) Promotion of open government by City Official appearances, participation and/or availability at business and/or community events;

- m) Increasing public exposure to, and awareness of, the various public recreational, cultural, and education facilities available to the public within the City of Westminster, including, but not limited to, the public recreational facilities.

5. PUBLIC PURPOSE REQUIREMENT. The distribution of any ticket by the City to, or at the behest of, a City official shall accomplish a governmental and/or public purpose.

6. TRANSFER PROHIBITION. The transfer by any City Official of any ticket distributed to such City Official pursuant to this Policy to any other person, except to members of the City Official's immediate family for their personal use, is prohibited.

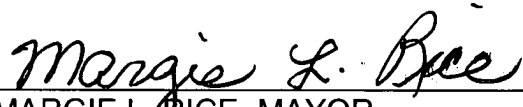
7. WEBSITE POSTING. This Policy shall be posted on the City website in a prominent fashion.

8. WEBSITE DISCLOSURE. The distribution of a ticket or tickets pursuant to this Policy shall be posted on the City website in a prominent fashion with thirty (30) days after the ticket distribution. Such posting shall use FPPC California Form 802 or such alternate form as from time to time the FPPC may designate.

9. DESIGNATION OF AGENCY HEAD. For the purpose of implementing this policy, and completing and posting the FPPC California Form 802, the City Manager or his designee shall be the "Agency Head".

PASSED, APPROVED AND ADOPTED this 12th day of May, 2010, by the following vote:

AYES: COUNCIL MEMBER: RICE, FRY, QUACH, TA, DIEP
NOES: COUNCIL MEMBER: NONE
ABSENT: COUNCIL MEMBER: NONE

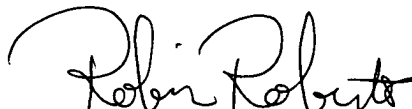

MARGIE L. RICE, MAYOR

ATTEST:


ROBIN ROBERTS, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF WESTMINSTER)

I, ROBIN ROBERTS, hereby certify that I am the duly appointed City Clerk of the City of Westminster and that the foregoing resolution was duly adopted at a regular meeting of the City Council of the City of Westminster held on the 12th day of May 2010.



Robin Roberts, MMC
City Clerk