

RESOLUTION NO. 2009-015

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LA QUINTA, CALIFORNIA, ADOPTING AN AMENDMENT
TO THE CITY'S TICKET DISTRIBUTION POLICY**

WHEREAS, on January 20, 2009, the La Quinta City Council adopted Resolution No. 2009-005, adopting a Ticket Distribution Policy; and

WHEREAS, the City Council desires to amend Section 4 of the Policy to add paragraph 4.p., relating to the promotion of intergovernmental relationships; and

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

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

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; and

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

WHEREAS, the City desires to amend this Policy to allow, on occasion, distribution of a ticket to a spouse or specifically designated non-spouse for the purpose of accompanying the official to a Policy-approved function if the Agency Head determines that attendance of that person will facilitate and encourage the participation of public officials at events where there is a governmental or public purpose; 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); and

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 La Quinta, California, that the City of La Quinta hereby adopts the following amended Ticket Distribution Policy:

City of La Quinta Ticket Distribution Policy

1. **Definitions.**
 - a. "City" shall mean and refer to the City of La Quinta.
 - b. "City Official" shall mean and refer to the City's "public officials", 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" or "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 receives 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 distribution of tickets to, or at the behest of, a City Official or to a spouse or designated non-spouse who's attendance encourages the participation of the 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 or to a spouse or designated non-spouse who's attendance encourages the participation of the 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 the City-owned Silver Rock Resort.
- k. Promotion of the Bob Hope Classic to the extent any portion of the events comprising the Bob Hope Classic occurs within or adjacent to the City's boundaries and may benefit City businesses and/or the City's reputation.
- l. Promotion of City tourism on a local, state, national or worldwide scale.
- m. Promotion of City recognition, visibility, and/or profile on a local, state, national or worldwide scale.
- n. Promotion of open government by City Official appearances, participation and/or availability at business and/or community events.
- o. Increasing public exposure to, and awareness of, the various the public recreational, cultural, and education facilities available to the public within the City of La Quinta, including, but not limited to, the public recreational facilities located at SilverRock Resort, the La Quinta Library, the La Quinta Museum, the Senior Center, the Civil Center Campus, and the La Quinta parks.

- p. Promoting the improvement of intergovernmental relations by encouraging the members of the City Council and the City Staff to attend functions and events with the public officials of other entities, thereby fostering an open dialogue and better understanding of intergovernmental issues.

5. Additional Ticket Distribution Public Purposes Related to the Bob Hope Classic. Participation by City Officials in the ticketed events and activities hosted by the Bob Hope Classic is important to provide an opportunity for City leaders to be involved in the City's largest special event. By attending the week long activities, included ticketed activities, City Officials have the ability to meet and greet residents and visitors to the City. Moreover, City Officials are accountable for the funding and support that the City contributes to the Bob Hope Classic, and therefore attendance at ticketed events is necessary for City Officials to provide suggested improvements to the Bob Hope Classic Board of Directors and City staff that will enhance and improve the overall event and its economic and public impact on the City.

6. 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.

7. 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. If a City Official is provided a ticket for use by a spouse or designated non-spouse, that ticket must be used by the designated party; if it is not, it must be returned to the City.

8. Website Posting. This Policy shall be posted on the City website in a prominent fashion.

9. Website Disclosure. The distribution of a ticket or tickets pursuant to this Policy shall be posted on the City website in a prominent fashion within 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.

10. 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 at a regular meeting of the La Quinta City Council held on this 17th day of March, 2009, by the following vote, to wit:

AYES: Council Members Franklin, Kirk, Sniff, Mayor *Pro Tem* Henderson

NOES: None

ABSENT: Mayor Adolph

ABSTAIN: None



TERRY HENDERSON, Mayor *Pro Tem*
City of La Quinta, California

ATTEST:



VERONICA MONTECINO, City Clerk
City of La Quinta, California

(City Seal)

APPROVED AS TO FORM:



M. KATHERINE JENSEN, City Attorney
City of La Quinta, California