

**A
RESOLUTION
OF THE CITY COUNCIL
AMENDING THE CITY OF CHERRY HILLS VILLAGE
COMMUNICATION POLICY
AS IT RELATES TO THE CITY'S HYPERLINK POLICY**

WHEREAS, the City of Cherry Hills Village, Colorado, strives to ensure its residents are adequately informed regarding current events affecting the City, and are provided an appropriate and limited outlet for creative expression; and

WHEREAS, as a home rule municipal corporation, the City is authorized to maintain and operate electronic and print media related to the City's governmental purposes; and

WHEREAS, the City owns, maintains, and operates non-public forums intended for the dissemination of the City's viewpoint on public matters through the City's website, governmental access television channel, and local newsletter; and

WHEREAS, the City Council approved Resolution No. 5, Series 2003 to establish general policies to assist in the administrative operations of the City's various communication resources; and

WHEREAS, the City Council desires to amend the "Hyperlink Policy" described therein to allow local community-based organizations the ability to have hyperlinks on the City's website.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE:

Section 1. The "Hyperlink Policy" within the "City of Cherry Hills Village Communication Policy" is hereby amended to read as follows:

Hyperlink Policy

The City's web site contains links to other sites. These links allow you to leave the City's web site to access other information. Please be aware that the sites available through these links, and the materials that you may find at the linked web site, are not under the control of the City. The fact that the City makes these links available to you is not a recommendation, sponsorship, or endorsement by the City of these sites, the sites' content, the sites' host, or any political, commercial, or religious organization, viewpoint, or information expressed at these sites. The City of Cherry Hills Village is providing these links only as a convenience. The City specifically disavows legal responsibility for what you may find on another site, or for the personal opinions of individuals posted on any site via the City site and whether or not operated by the City. The views and opinions of the authors of documents published on or linked to the City's web site do not necessarily state or reflect the opinion, policy, or position of the City.

A. Criteria for External Links:

To avoid any perception that the City endorses or promotes any private person, business enterprise, or religious practice, the City does not provide direct links to web sites that are strictly commercial, political, or religious in nature. Further, it is the City's policy to prohibit the posting of corporate or commercial logos, except logos of the City and the City-sponsored or controlled boards, commissions, committees, and agencies.

Consistent with the foregoing, it is the City's policy to limit external links to sites sponsored by the following types or forms of entities or organizations:

- Non-profit (501(c)(3)) organizations such as museums, libraries, cultural and historical societies, recreational and social groups, schools, and similar organizations whose primary purpose is the provision of community services, activities, events, and opportunities to residents and visitors of the City.
- *A Cherry Hills Village-based not-for-profit corporate entity or not-for-profit organization of individuals whose primary purpose is to provide a recreational service*

or activities, or information concerning such services or activities within Cherry Hills Village.

- Governmental and quasi-governmental entities whose services are offered or made available to residents of the City such as but not limited to fire protection districts, water and sanitation districts, and regional transportation districts.
- Current elected officials of the City of Cherry Hills Village where such official's website is intended to disseminate information related to public business.
- Chambers of Commerce and/or Visitors' Bureaus representing consortiums of business, commercial, religious, or other similar public and private organizations doing business within the City or within the Denver metropolitan service area.
- Public utility providers of services currently used by residents of the City, including electric, gas, telephone, telecommunication, and television services.

The City's selection of an external link does not grant a right to any person, entity, or organization to the continued display of the link on the City's web site. The City may terminate the external link at the City's discretion and in accordance with this policy without notice to the party whose link is displayed.

B. Application and Review:

Entities and organizations that wish to establish an external link on this web site must submit an application on a form provided by the City Manager's Office. The application shall contain all the information necessary to establish that the proposed link is in compliance with the City's Hyperlink Policy. The City Manager, or the Manager's designee, shall review any such application and render the City's final decision thereon. In furtherance of this policy, the City reserves the right to:

- Deny an application as to any person, business or organization when it is determined, following review of a complete application, that the entity or organization for which it is made does not meet the criteria set forth in this policy;
- Deny an application as to any person, business or organization that fails to provide all required information or fails to provide truthful information on its application;
- Deny an application or remove any external link for any organization that discriminates based upon race, gender, disability, religious preference, or any other lawfully protected classification;
- Remove any external link if the nature of the organization or business to which the link relates no longer complies with this policy;
- Discontinue an external link at any time if the link provides or promotes false, slanderous, or illegal information;
- Revise this policy at any time by resolution of the City Council of the City.

C. Links Disclaimer:

The City is not responsible for the content, quality, accuracy or completeness of any off-site materials referenced or linked through this web site. By accessing the City's web site, you acknowledge and accept that the City is not responsible for any materials stored on other web sites, nor is it liable for any inaccurate, defamatory, offensive or illegal materials found on other web sites, and that you assume the risk of injury or damage from viewing, hearing, downloading or storing any such external materials.

D. Inbound Linking:

The City permits third party web sites to provide links to the City's official web site only on the following terms:

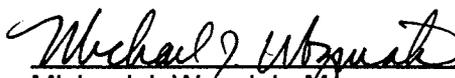
- The link to the home page of the City is the plain text name "The City of Cherry Hills Village" or other text approved by the City Manager or his or her designee.
- No site is authorized to incorporate any content of any form from the City's web site by any means, including by in-linking or framing, without the express written consent of the City Manager or his or her designee.
- Links to the City's web site shall not in any way suggest that the City of Cherry Hills Village has any relationship or affiliation with that party, or that the municipal

government endorses, sponsors or recommends the information, products or services of that site with the express written consent of the City Manager or his or her designee.

- The City reserves the right to request removal of any inbound link to the City's web site if such link is perceived as confusing, misleading or damaging to the City in any way.
- Persons and entities wishing to provide an inbound link to the City's web site must first obtain permission from the City Manager's office.

Section 2. This Resolution shall be effective immediately.

Introduced, passed and adopted at the regular meeting of City Council this 3rd day of October, 2006, by a vote of 5 yes and 0 no.


Michael J. Wozniak, Mayor

ATTEST:


Karen C. Losier, CMC, City Clerk

APPROVED AS TO FORM:


Thad W. Renaud, City Attorney

(SEAL)

