

(R-93-378)

RESOLUTION NUMBER R-280688

ADOPTED ON SEP 21 1992

RESOLUTION AMENDING THE CONFLICT OF  
INTEREST CODE FOR THE CITY OF SAN  
DIEGO'S DEPARTMENT OF WATER UTILITIES.

WHEREAS, the Political Reform Act, Government Code section 81000, et seq., requires state and local government agencies to adopt and promulgate conflict of interest codes; and

WHEREAS, by Resolution No. R-218260, adopted on April 27, 1977, the City Council adopted a Conflict of Interest Code for the City's Department of Water Utilities pursuant to the Political Reform Act of 1974, as amended; and

WHEREAS, by Resolutions No. R-264702, adopted on December 16, 1985, No. R-275321, adopted on March 19, 1990, No. R-277448, adopted on March 4, 1991, and No. R-279426, adopted on February 18, 1992, the City Council adopted amendments to the Water Utilities Department's Conflict of Interest Code to reflect changes in disclosure categories; and

WHEREAS, the Department of Water Utilities Conflict of Interest Code has been revised to reflect changes in the law and regulations, to update the designated positions required to disclose economic interests (Appendix A) and, to update the disclosure categories (Appendix B); and

WHEREAS, this revision is also intended to conform to Government Code sections 87303 and 87306.5 requiring biennial review and update of local conflict of interest codes, as reflected in City Council Resolution No. R-280174, adopted on June 22, 1992; and

WHEREAS, the Director of the Water Utilities Department has certified that employees affected by this revision have had an opportunity to review and comment on the proposed revisions; NOW THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the revised Conflict of Interest Code of the Department of Water Utilities of The City of San Diego, including Appendix A in which employees and consultants are designated and Appendix B in which disclosure categories are set forth, is hereby approved. A copy of the Conflict of Interest Code is attached hereto and on file in the office of the City Clerk as Document No. RR-280688.

BE IT FURTHER RESOLVED, that pursuant to section (b)(4) of the Conflict of Interest Code, designated employees shall file their Statements of Economic Interest ("SEI's") with the Director of the Department of Water Utilities, who shall make and retain a copy of each SEI and forward the original to the office of the City Clerk.

BE IT FURTHER RESOLVED, that this revised Conflict of Interest code shall supersede all others governing the Department of Water Utilities and shall become effective upon the date of adoption of this resolution.

APPROVED: JOHN W. WITT, City Attorney

By *Cristie C McGuire*  
Cristie C. McGuire  
Deputy City Attorney

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CONFLICT OF INTEREST CODE  
FOR THE WATER UTILITIES DEPARTMENT  
OF THE CITY OF SAN DIEGO

DOCUMENT NO. R-280688  
FILED SEP 21 1992  
OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

Amend 2 Cal. Code of Regs. Section 18730 to read:

18730. Provisions of Conflict of Interest Codes

(a) Incorporation by reference of the terms of this regulation along with the designation of employees and the formulation of disclosure categories in the Appendix referred to below constitute the adoption and promulgation of a conflict of interest code within the meaning of Government Code Section 87300 or the amendment of a conflict of interest code within the meaning of Government Code Section 87306 if the terms of this regulation are substituted for terms of a conflict of interest code already in effect. A code so amended or adopted and promulgated requires the reporting of reportable items in a manner substantially equivalent to the requirements of Article 2 of Chapter 7 of the Political Reform Act, Government Code Sections 81000, et seq. The requirements of a conflict of interest code are in addition to other requirements of the Political Reform Act, such as the general prohibition against conflicts of interest contained in Government Code Section 87100, and to other state or local laws pertaining to conflicts of interest.

(b) The terms of a conflict of interest code amended or adopted and promulgated pursuant to this regulation are as follows:

(1) Section 1. Definitions. The definitions contained in the Political Reform Act of 1974, regulations of the Fair Political Practices Commission (2 Cal. Code of Regs. Sections 18100, et seq.), and any amendments to the Act or regulations, are incorporated by reference into this conflict of interest code.

(2) Section 2. Designated Employees. The persons holding positions listed in the Appendix are designated employees. It has been determined that these persons make or participate in the making of decisions which may foreseeably have a material effect on financial interests.

(3) Section 3. Disclosure Categories. This code does not establish any disclosure obligation for those designated employees who are also specified in Government Code Section 87200 if they are designated in this code in that same capacity or if the geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction in which those persons must report their financial interests pursuant to Article 2 of Chapter 7 of the Political Reform Act, Government Code Sections 87200, et seq.

In addition, this code does not establish any disclosure obligation for any designated employees who are designated in a conflict of interest code for another agency, if all of the following apply:

A) The geographical jurisdiction of this agency is the same as or is wholly included within the jurisdiction of the other agency;

B) The disclosure assigned in the code of the other agency is the same as that required under Article 2 of Chapter 7 of the Political Reform Act, Government Code Section 87200; and

c) The filing officer is the same for both agencies.<sup>1</sup>

Such persons are covered by this code for disqualification purposes only. With respect to all other designated employees, the disclosure categories set forth in the Appendix specify which kinds of financial interests are reportable. Such a designated employee shall disclose in his or her statement of economic interests those financial interests he or she has which are of the kind described in the disclosure categories to which he or she is assigned in the Appendix. It has been determined that the financial interests set forth in a designated employee's disclosure categories are the kinds of financial interests which he or she foreseeably can affect materially through the conduct of his or her office.

(4) Section 4. Statements of Economic Interests: Place of Filing. The code reviewing body shall instruct all designated employees within its code to file statements of economic interests with the agency or with the code reviewing body, as provided by the code reviewing body in the agency's

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<sup>1</sup> Designated employees who are required to file statements of economic interests under any other agency's conflict of interest code, or under Article 2 for a different jurisdiction, may expand their statement of economic interests to cover reportable interests in both jurisdictions, and file copies of this expanded statement with both entities in lieu of filing separate and distinct statements, provided that each copy of such expanded statement filed in place of an original is signed and verified by the designated employee as if it were an original. See Government Code Section 81004.

conflict of interest code.<sup>2</sup>

(5) Section 5. Statements of Economic Interests: Time of Filing.

(A) Initial Statements. All designated employees employed by the agency on the effective date of this code, as originally adopted, promulgated and approved by the code reviewing body, shall file statements within 30 days after the effective date of this code. Thereafter, each person already in a position when it is designated by an amendment to this code shall file an initial statement within 30 days after the effective date of the amendment.

(B) Assuming Office Statements. All persons assuming designated positions after the effective date of this code shall file statements within 30 days after assuming the designated positions, or if subject to State Senate confirmation, 30 days after being nominated or appointed.

(C) Annual Statements. All designated employees shall file statements no later than April 1.

(D) Leaving Office Statements. All persons who leave designated positions shall file statements within 30 days after leaving office.

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<sup>2</sup> See Government Code Section 81010 and 2 Cal. Code of Regs. Section 18115 for the duties of filing officers and persons in agencies who make and retain copies of statements and forward the originals to the filing officer.

(5.5) Section 5.5. Statements for Persons Who Resign 30 Days After Appointment. Persons who resign within 30 days of initial appointment are not deemed to have assumed office or left office provided they did not make or participate in the making of, or use their position to influence any decision and did not receive or become entitled to receive any form of payment as a result of their appointment. Such persons shall not file either an assuming or leaving office statement.

(6) Section 6. Contents of and Period Covered by Statements of Economic Interests.

(A) Contents of Initial Statements. Initial statements shall disclose any reportable investments, interests in real property and business positions held on the effective date of the code and income received during the 12 months prior to the effective date of the code.

(B) Contents of Assuming Office Statements. Assuming office statements shall disclose any reportable investments, interests in real property and business positions held on the date of assuming office or, if subject to State Senate confirmation or appointment, on the date of nomination, and income received during the 12 months prior to the date of assuming office or the date of being appointed or nominated, respectively.



(C) Contents of Annual Statements. Annual statements shall disclose any reportable investments, interests in real property, income and business positions held or received during the previous calendar year provided, however, that the period covered by an employee's first annual statement shall begin on the effective date of the code or the date of assuming office whichever is later.

(D) Contents of Leaving Office Statements. Leaving office statements shall disclose reportable investments, interests in real property, income and business positions held or received during the period between the closing date of the last statement filed and the date of leaving office.

(7) Section 7. Manner of Reporting. Statements of economic interests shall be made on forms prescribed by the Fair Political Practices Commission and supplied by the agency, and shall contain the following information:

(A) Investments and Real Property Disclosure. When an investment or an interest in real property<sup>3</sup> is required to be reported,<sup>4</sup> the statement shall contain the following:

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<sup>3</sup> For the purpose of disclosure only (not disqualification), an interest in real property does not include the principal residence of the filer.

<sup>4</sup> Investments and interests in real property which have a fair market value of less than \$1,000 are not investments and interests in real property within the meaning of the Political Reform Act. However, investments or interests in real property of an individual include those held by the individual's spouse and dependent children as well as a pro rata share of any investment or interest in real property of any business entity or trust in which the individual, spouse and dependent children own, in the aggregate, a direct, indirect or beneficial interest of 10 percent or greater.

1. A statement of the nature of the investment or interest;
2. The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged;
3. The address or other precise location of the real property;
4. A statement whether the fair market value of the investment or interest in real property exceeds one thousand dollars (\$1,000), exceeds ten thousand dollars (\$10,000), or exceeds one hundred thousand dollars (\$100,000).

(B) Personal Income Disclosure. When personal income is required to be reported,<sup>5</sup> the statement shall contain:

1. The name and address of each source of income aggregating two hundred fifty dollars (\$250) or more in value or fifty dollars (\$50) or more in value if the income was a gift, and a general description of the business activity, if any, of each source;

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<sup>5</sup> A designated employee's income includes his or her community property interest in the income of his or her spouse but does not include salary or reimbursement for expenses received from a state, local or federal government agency.

2. A statement whether the aggregate value of income from each source, or in the case of a loan, the highest amount owed to each source, was one thousand dollars (\$1,000) or less, greater than one thousand dollars (\$1,000), or greater than ten thousand dollars (\$10,000);

3. A description of the consideration, if any, for which the income was received;

4. In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made; a description of the gift; the amount or value of the gift; and the date on which the gift was received;

5. In the case of a loan, the annual interest rate and the security, if any, given for the loan.

(C) Business Entity Income Disclosure. When income of a business entity, including income of a sole proprietorship, is required to be reported,<sup>6</sup> the statement shall contain:

1. The name, address, and a general description of the business activity of the business entity;

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<sup>6</sup> Income of a business entity is reportable if the direct, indirect or beneficial interest of the filer and the filer's spouse in the business entity aggregates a 10 percent or greater interest. In addition, the disclosure of persons who are clients or customers of a business entity is required only if the clients or customers are within one of the disclosure categories of the filer.

2. The name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than ten thousand dollars (\$10,000).

(D) Business Position Disclosure. When business positions are required to be reported, a designated employee shall list the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management, a description of the business activity in which the business entity is engaged, and the designated employee's position with the business entity.

(E) Acquisition or Disposal During Reporting Period. In the case of an annual or leaving office statement, if an investment or an interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the statement shall contain the date of acquisition or disposal.

(8) Section 8. State Agency Prohibition on Receipt of Honoraria. No member of a state board or commission, and no designated employee of a state agency, shall accept any honorarium from any source, if the member or employee would be required to report the receipt of income or gifts from that source on his or her statement of economic interests. This section shall not apply to any part-time member of the governing board of any public institution of higher education, unless the member is also an elected official.

Subdivisions (b), (c), (d), and (e) of Government Code Section 89502 shall apply to the prohibitions in this section.

(8.1) Section 8.1 State Agency Prohibition on Receipt of Gifts of \$250 or More. No member of a state board or commission, and no designated employee of a state agency, shall accept gifts with a total value of more than two hundred fifty dollars (\$250) in a calendar year from any single source, if the member or employee would be required to report the receipt of income or gifts from that source on his or her statement of economic interests. This section shall not apply to any part-time member of the governing board of any public institution of higher education, unless the member is also an elected official.

Subsections (b), (c), (d), and (e) of Government Code Section 89504 shall apply to the prohibitions in this section.

(9) Section 9. Disqualification. No designated employee shall make, participate in making, or in any way attempt to use his or her official position to influence the making of any governmental decision which he or she knows or has reason to know will have a reasonably foreseeable material financial effect, distinguishable from its effect on the public generally, on the official or a member of his or her immediate family or on:

(A) Any business entity in which the designated employee has a direct or indirect investment worth one thousand dollars (\$1,000) or more;

(B) Any real property in which the designated employee has a direct or indirect interest worth one thousand dollars (\$1,000) or more;

(C) Any source of income, other than gifts and other than loans by a commercial lending institution in the regular course of business on terms available to the public without regard to official status, aggregating two hundred fifty dollars (\$250) or more in value provided to, received by or promised to the designated employee within 12 months prior to the time when the decision is made;

(D) Any business entity in which the designated employee is a director, officer, partner, trustee, employee, or holds any position of management; or

(E) Any donor of, or any intermediary or agent for a donor of, a gift or gifts aggregating \$250 or more in value provided to; received by, or promised to the designated employee within 12 months prior to the time when the decision is made.

(9.3) Section 9.3. Legally Required Participation. No designated employee shall be prevented from making or participating in the making of any decision to the extent his or her participation is legally required for the decision to be made. The fact that the vote of a designated employee who is on a voting body is needed to break a tie does not make his or her participation legally required for purposes of this section.

(9.5) Section 9.5. Disqualification of State Officers and Employees. In addition to the general disqualification provisions of Section 9, no state administrative official shall make, participate in making, or use his or her official position to influence any governmental decision directly relating to any contract where the state administrative official knows or has reason to know that any party to the contract is a person with whom the state administrative official, or any member of his or her immediate family has, within 12 months prior to the time when the official action is to be taken:

(A) Engaged in a business transaction or transactions on terms not available to members of the public, regarding any investment or interest in real property; or

(B) Engaged in a business transaction or transactions on terms not available to members of the public regarding the rendering of goods or services totaling in value one thousand dollars (\$1,000) or more.

(10) Section 10. Manner of Disqualification. When a designated employee determines that he or she should not make a governmental decision because he or she has a disqualifying interest in it, the determination not to act must be accompanied by disclosure of the disqualifying interest. In the case of a voting body, this determination and disclosure shall be made part of the agency's official record; in the case of a designated

employee who is the head of an agency, this determination and disclosure shall be made in writing to his or her appointing authority; and in the case of other designated employees, this determination and disclosure shall be made in writing to the designated employee's supervisor.

(11) Section 11. Assistance of the Commission and Counsel. Any designated employee who is unsure of his or her duties under this code may request assistance from the Fair Political Practices Commission pursuant to Government Code Section 83114 or from the attorney for his or her agency, provided that nothing in this section requires the attorney for the agency to issue any formal or informal opinion.

(12) Section 12. Violations. This code has the force and effect of law. Designated employees violating any provision of this code are subject to the administrative, criminal and civil sanctions provided in the Political Reform Act, Government Code Sections 81000 - 91014. In addition, a decision in relation to which a violation of the disqualification provisions of this code or of Government Code Section 87100 or 87450 has occurred may be set aside as void pursuant to Government Code Section 91003.

AUTHORITY: Section 83112, Gov. Code

REFERENCE: Sections 87300-87302, 89503, and 89504, Gov. Code



## AMENDMENT NO. 5

## EXHIBIT A

| <u>POSITION</u>                                      | <u>DUTIES</u>  | <u>CATEGORY</u> |
|--|--|-----------------|
| <u>ADMINISTRATION</u>                                |  |                 |
| Director   | Administration of Water Utilities Department   | 1               |
| Assistant Director                                   | Assist Director in administration of Water Utilities Department  | 1               |
| Consultants  | The Department Director or Assistant Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's or Assistant Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code. | 2               |
| <u>METRO DIVISION</u>                                |  |                 |
| Deputy Director                                      | Make or approve all decisions to request equipment, supplies materials, and services. Develop and propose the Division's budget. Make recommendations for plant expansions, modifications and improvements. Review all plans and specifications for Capital Improvement Projects.  | 1               |
| Assistant Deputy Director                            | Assist the Deputy Director in the administration of the work programs & budget of the Metro Division.  | 1               |
| Senior Civil Engineer<br>(Wastewater Plant Engineer) | Supervise the Metro Division's engineering programs including design, planning and operations.   | 1               |
| Senior Marine Biologist<br>(Biology Lab)             | Responsible for administration and supervision of Biology Laboratory. Responsible for research programs and projects. Approve all materials, supplies, equipment, and services purchased   | 1               |

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POSITIONDUTIESCATEGORY

|   |   |   |
|---|---|---|
| Senior Chemist<br>(Wastewater Lab)  | for these operations. Review and approve all technical reports and studies. Has influence on methods and requirements of chemical and mechanical treatment for wastewater.  | 1 |
| Wastewater Treatment<br>Superintendent<br>(Pt. Loma Plant &<br>Fiesta Island) | Responsible for administration and supervision of Wastewater Laboratory. Responsible for research programs and projects. Approve all materials, supplies, equipment, and services purchased for these operations. Review and approve all technical reports and studies. Has influence on methods and requirements of chemicals and mechanical treatment for wastewater.   | 1 |
| Wastewater Treatment<br>Superintendent<br>(Pump Stations)                     | Responsible for supervising maintenance and operation of wastewater plants and Fiesta Island sludge processing. Request and recommend purchase of equipment, machine parts, and chemical supplies for treatment processes. Recommend repair and maintenance services. Make recommendations regarding Capital Improvements including expansion, modification, and replacement. Can approve/disapprove items of equipment in new construction projects. Participate in acceptance of completed construction work. | 1 |
| Wastewater Treatment<br>Superintendent<br>(Training & CWP<br>Liaison)         | Responsible for supervision and operation of all training programs. Liaison between Metro Division and the Clean Water Program. Approve all   | 1 |

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| <u>POSITION</u>                              | <u>DUTIES</u>  | <u>CATEGORY</u> |
|--|--|-----------------|
| Wastewater Treatment Super. (Cont.)          | materials, supplies, equipment, and services purchased for these operations. Review and approve reports and studies pertaining to training and pertaining to liaison to the Clean Water Program.   |                 |
| Power Production Superintendent              | Responsible for supervising maintenance and operation of power generation plants. Request and recommend purchase of equipment and machine parts. Recommend repair and maintenance services. Make recommendations regarding Capital Improvements including expansion, modification, and replacement. Can approve/disapprove items of equipment in new construction projects. Participate in acceptance of completed construction work.  | 1               |
| Industrial Waste Program Manager             | Supervise the Industrial Waste Control Program. Inspect and issue permits to industrial facilities and waste haulers to ensure compliance with industrial waste discharge regulations.   | 1               |
| Senior Chemist (Industrial Waste Laboratory) | Responsible for administration of Industrial Waste Laboratory; monitors and tests Industrial Waste discharges.   | 1               |
| Consultants                                  | The Department Director, Assistant Director, Deputy Director, or Assistant Deputy Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's, Assistant Director's, Deputy Director's, or Assistant Deputy Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code. | 2               |
| Deputy Director                              | Make or approve all decisions to request equipment, supplies, materials and services. Develop  | 1               |

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| <u>POSITION</u>   | <u>DUTIES</u>   | <u>CATEGORY</u> |
|---|---|-----------------|
| <u>WATER PRODUCTION DIVISION</u>                                  |   |                 |
| Deputy Director<br>(Cont.)  | and propose the Division's budget. Make recommendations for plant expansions, modifications and improvements. Review all plans and specifications for Capital Improvement Projects.   |                 |
| Assistant Deputy<br>Director                                      | Assist the Deputy Director in the administration of work programs and budget of the Water Production Division.  | 1               |
| Water Production<br>Superintendent<br>(Water Filtration<br>Plant) | Responsible for supervising maintenance and operation of water plants. Request and recommend purchase of equipment, machine parts, and chemical supplies for treatment processes. Recommend repair and maintenance services. Make recommendations regarding Capital Improvements including expansion, modification, and replacement. Can approve/disapprove items of equipment in new construction projects. Participate in acceptance of completed construction work.  | 1               |
| Water Production<br>Superintendent<br>(Wastewater<br>Reclamation) | Responsible for supervising maintenance and operation of the aquaculture pilot project and wastewater resource research project. Request and recommend purchase of equipment, machine parts, and chemical supplies for treatment processes. Recommend repair and maintenance services. Make recommendations regarding Capital Improvements including major expansion, modification, and replacement. Can approve/disapprove items of equipment in new construction projects. Participate in acceptance of completed construction work. Set specifications of construction contracts, administer design contracts, and recommend award of contracts. | 1               |
| Senior Chemist  | Responsible for administration of Chemistry Laboratory. Approve all materials, supplies, equipment, and services purchased for these operations.  | 1               |

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| <u>POSITION</u>           | <u>DUTIES</u>  | <u>CATEGORY</u> |
|---------------------------|--|-----------------|
| Senior Chemist<br>(Cont.) | Review and approve all technical reports and studies. Has influence on methods and requirements of chemical and mechanical treatment for water.  |                 |
| Senior Biologist          | Responsible for administration of Biology Laboratory. Approve all materials, supplies, equipment, and services purchased for these operations. Review and approve all technical reports and studies. Has influence on methods and requirements of biological treatment for water.  | 1               |
| Senior Civil Engineer     | Responsible for administration and supervision of Water Production's engineering programs including design, planning, and operation.   | 1               |
| Consultants               | The Department Director, Assistant Director, Deputy Director, or Assistant Deputy Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's, Assistant Director's, Deputy Director's, or Assistant Deputy Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code. | 2               |
| <u>SYSTEMS DIVISION</u>   |  |                 |
| Deputy Director           | Administer work programs and budget of the Systems Division.   | 1               |
| Assistant Deputy Director | Assist the Deputy Director in administration of the work programs & budget of the Systems Division.  | 1               |
| Senior Civil Engineer     | Supervise the Systems Division's engineering programs including design, planning and operation.  | 1               |

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| <u>POSITION</u>   | <u>DUTIES</u>  | <u>CATEGORY</u> |
|---|--|-----------------|
| General Water Utility Supervisor<br>(Operations)            | Assume responsibility for and coordinate all maintenance and construction activities in all areas of the City.   | 1               |
| General Water Utility Supervisor<br>(Special Services)      | Assume responsibility for and coordinate all Meter, Water & Sewer Hydraulics, and Program Coordination Sections.   | 1               |
| General Water Utility Supervisor<br>(Wastewater Collection) | Assume responsibility for and coordinate all wastewater collection maintenance in the City.  | 1               |
| Consultants   | The Department Director, Assistant Director, Deputy Director, or Assistant Deputy Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's, Assistant Director's, Deputy Director's, or Assistant Deputy Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code. | 2               |
| <u>SERVICES DIVISION</u>                                    |  |                 |
| Deputy Director   | Administer work programs and budget of the Services Division.  | 1               |
| Supervising Administrative Analyst<br>(Financial Services)  | Supervise and administer the Financial Services Section. Analyze cost and budgetary data. Verify proper disbursements and expenditures.  | 1               |
| Supervising Administrative Analyst<br>(Administration)      | Prepare and administer budget. Perform special procedural, operational, and cost analyses for Department.  | 1               |
| Supervising Administrative Analyst<br>(Contracts & Grants)  | Supervise and administer Contract Section, and Grants Section.   | 1               |

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| <u>POSITION</u>   | <u>DUTIES</u>   | <u>CATEGORY</u> |
|---|---|-----------------|
| Supervising Administrative Analyst<br>(Public Info. & Training) | Supervise and administer Public Information Section, Safety & Training Office.  | 1               |
| Supervising Administrative Analyst<br>(Water Conservation)      | Supervise and administer overall water conservation efforts for City.   | 1               |
| Supervising Data Systems Coordinator                            | Supervise and administer overall departmental computer and data systems programs. Oversee M.I.S. training and develop data processing budgets.  | 1               |
| Utilities Training Manager<br>(Safety & Training Officer)       | Supervise and administer overall department general job training and safety programs. Insure work site safety and investigate accident sites.   | 1               |
| Customer Services Supervisor                                    | Supervise Customer Service Section, including billing charges and adjustments, payment processing delinquent account collection, and resolution of customer complaints. Interpret and enforce Municipal Code, and City and Department policies.   | 1               |
| Assistant Customer Services Supervisor<br>(Administration)      | Assist the Customer Services Supervisor in the Administrative Sections of Customer Services.  | 1               |
| Assistant Customer Services Supervisor<br>(Field Ops.)          | Assist the Customer Services Supervisor in the Field Operations sections of Customer Services.  | 1               |
| Consultants   | The Department Director, Assistant Director, Deputy Director, or Assistant Deputy Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's, Assistant Director's, Deputy Director's or Assistant Deputy Director's determination is a public record and shall be retained for public inspection in the same manner and | 2               |

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| <u>POSITION</u>   | <u>DUTIES</u>  | <u>CATEGORY</u> |
|---|--|-----------------|
| Consultants<br>(Cont.)  | location as this Conflict of Interest Code.  |                 |
| <u>ENGINEERING DIVISION</u>   |  |                 |
| Deputy Director   | Administer engineering programs and budget of Engineering Division.  | 1               |
| Assistant Deputy Director   | Assist the Deputy Director in the administration of work programs of the Engineering Division.   | 1               |
| Senior Civil Engineer<br>(Water & Sewer Operations)                   | Supervise the design, survey, and inspection functions for construction projects for Design Groups "A", "B", & "C".  | 1               |
| Senior Civil Engineer<br>(Water & Sewer Operations)                   | Supervise the design, survey, and inspection functions for construction projects for Design Groups "D", "E", & "F".  | 1               |
| Senior Civil Engineer<br>(Water & Sewer Operations)                   | Supervise the design, survey, and inspection functions for construction projects for Design Groups "G", "H", & "I".  | 1               |
| Senior Civil Engineer<br>(New Development & Annual Allocations)       | Supervise the Utilities New Development Section and Annual Allocations of the Planning Section.  | 1               |
| Senior Civil Engineer<br>(C.I.P. & Long-Range Planning)               | Supervise the C.I.P. and Long-Range Planning Sections.   | 1               |
| Senior Civil Engineer<br>(Plan Check, Standards, & Corrosion Control) | Supervise the Engineering Plan Check/Review Section, Standards Section, Corrosion Control Section and the Value Engineering Section.                         | 1               |
| Project Officer 11<br>(Program Mgt.)                                  | Supervise and implement Project Management and computer oriented systems.  | 1               |
| Associate Engineer<br>(Subdivision Planning)                          | Responsible for improvement plan checking. Recommend Utilities requirements to the Subdivision Board. Administer reimbursement and participation agreements. | 1               |

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POSITIONDUTIESCATEGORY

Consultants

The Department Director, Assistant Director, Deputy Director, or Assistant Deputy Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's, Assistant Director's, Deputy Director's, or Assistant Deputy Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

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Water Utilities Department  
Statement of Economic Interests  
Disclosure Categories

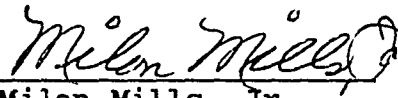
| <u>Category</u> | <u>Schedule</u> | <u>Description</u>  |
|-----------------|-----------------|---|
| 1               | All             | <p>a. All reportable investments and business positions in any firm or business entity that supplies goods or services to The City of San Diego, that is a tenant of The City of San Diego, that is an adverse party to The City of San Diego in a legal proceeding, that is granted authority by The City of San Diego to use City facilities, and whose rates or charges for service are subject to approval by The City of San Diego, or which is regulated by California Public Utilities Commission or any of the federal regulatory agencies.</p> <p>b. All reportable interests in real property owned or used by any person or business entity that supplies goods or services to The City of San Diego, that is a tenant of The City of San Diego, that is an adverse party to The City of San Diego in a legal proceeding, or is granted authority by The City of San Diego to use City facilities, and whose rates or charges for service are subject to approval by The City of San Diego, or which is regulated by California Public Utilities Commission or any of the federal regulatory agencies.</p> <p>c. All reportable income, including gifts of fifty dollars (\$50) or more, from any person or business entity that supplies goods or services to The City of San Diego, that is a tenant of The City of San Diego, that is an adverse party to The City of San Diego in a legal proceeding, or is granted authority by The City of San Diego to use City facilities, and whose rates or charges for service are subject to approval by The City of San Diego, or which is regulated by California Public Utilities Commission or any of the federal regulatory agencies.</p> |
| 2               | AS REQUIRED     | <p>The Department Director, Assistant Director, Deputy Directors, or Assistant Deputy Directors may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is</p>   |

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| <u>Category</u> | <u>Schedule</u>        | <u>Description</u>  |
|-----------------|------------------------|---|
| 2               | AS REQUIRED<br>(Cont.) | not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Department Director's, Assistant Director's, Deputy Director's, or Assistant Deputy Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code. |

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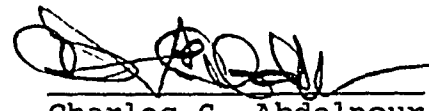
The foregoing amendment to the Conflict of Interest Code was prepared by the Water Utilities Department after a fair opportunity was offered to the employees of the Department to present their views. The Code is submitted to the City Council this 21st day of Sept., 1992.

  
Milon Mills, Jr.

Director of Water Utilities

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The above amendment to the Conflict of Interest Code was approved by the Council of the City of San Diego, acting as the code reviewing body pursuant to the Political Reform Act of 1974, as amended, by Resolution No. R-280688, on Sept. 21, 1992.



Charles G. Abdelnour

City Clerk

R-280688

Passed and adopted by the Council of The City of San Diego on SEP 21 1992  
by the following vote:

| Council Members        | Yeas                                | Nays                     | Not Present                         | Ineligible               |
|------------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Abbe Wolfsheimer       | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Ron Roberts            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| John Hartley           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| George Stevens         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Tom Behr               | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Valerie Stallings      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Judy McCarty           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Bob Filner             | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Mayor Maureen O'Connor | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

(Seal)

MAUREEN O'CONNOR  
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

By Blenda R. Barnes, Deputy.

|   |             |
|---|-------------|
| Office of the City Clerk, San Diego, California |             |
| Resolution Number                               | R280688     |
| Adopted   | SEP 21 1992 |

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