

RESOLUTION NUMBER R- 290856

ADOPTED ON OCT 19 1998

RESOLUTION ADOPTING THE REVISED  
CONFLICT OF INTEREST CODE FOR THE  
PUBLIC FACILITIES FINANCING AUTHORITY  
OF THE CITY OF SAN DIEGO.

WHEREAS, the Political Reform Act (California Government Code sections 81000-91015) requires state and local government agencies to adopt and promulgate conflict of interest codes; and

WHEREAS, the Fair Political Practices Commission (FPPC) has adopted a regulation (located at 2 California Code of Regulations section 18730), which contains the terms of a standard conflict of interest code; and

WHEREAS, after public notice and hearing this regulation may be amended by the FPPC to conform to amendments in the Political Reform Act; and

WHEREAS, California Government Code section 87306.5 requires biennial review of local conflict of interest codes every even-numbered year; and

WHEREAS, by Resolution No. R-287479, adopted June 10, 1996, the City Council directed every City department, agency, board and commission for which the City Council serves as code reviewing body to make their biennial reports and to update their conflict of interest codes as necessary; and

WHEREAS, as The City of San Diego's code reviewing body, the City Council finds it in the public interest to adopt the standard conflict of interest code promulgated by the FPPC in Regulation 18730 and hereby declares its intention to incorporate by reference the terms of

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FPPC Regulation 18730 and any amendments to that regulation duly adopted by the FPPC as part of each conflict of interest code for which the City Council has responsibility; and

WHEREAS, the Public Facilities Financing Authority has proposed changes to the Appendix of its Conflict of Interest Code to clarify disclosure requirements and to better conform to the Government Code; NOW, THEREFORE,

BE IT RESOLVED by the Council of The City of San Diego that the terms of 2 California Code of Regulations section 18730 and any amendments to that regulation duly adopted by the FPPC are hereby adopted and incorporated by reference into the Conflict of Interest Code for the Public Facilities Financing Authority.

BE IT FURTHER RESOLVED that a copy of 2 California Code of Regulations section 18730 and any amendments to that regulation be placed on file with the City Clerk as Document No. RR-287942-1.

BE IT FURTHER RESOLVED that the proposed changes to the Appendix, in which persons are designated and in which disclosure categories are set forth, are hereby approved and are incorporated into the Public Facilities Financing Authority's Conflict of Interest Code.

BE IT FURTHER RESOLVED that the Appendix as revised be placed on file in the Office of the City Clerk as Document No. RR- 290856.

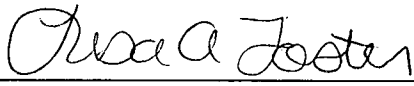
BE IT FURTHER RESOLVED that the Chair and Members of the Public Facilities Financing Authority shall file their SEI's with the City Clerk.

BE IT FURTHER RESOLVED that SEI's filed by designated persons be retained by the Office of the City Clerk and be made available for public inspection and reproduction.

BE IT FURTHER RESOLVED that the revised Conflict of Interest Code for the Public

Facilities Financing Authority become effective upon the date of adoption of this resolution.

APPROVED: CASEY GWINN, City Attorney

By   
Lisa A. Foster  
Deputy City Attorney

LAF:cdk  
10/05/99  
Or.Dept:City Atty.  
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PUBLIC FACILITIES FINANCING AUTHORITY OF  
THE CITY OF SAN DIEGO  
CONFLICT OF INTEREST CODE

Appendix A

<u>Position</u>	<u>Duties</u>	<u>Category</u>
Chair*	The Chair presides over all meetings of the Public Facilities Financing Authority of the City of San Diego ("PFFA") pursuant to Section 3.C. of the Joint Exercise of Powers Agreement and by and between the City of San Diego and the Redevelopment Agency of the City of San Diego, Document No. 1826, (JPA Agreement) and signs all contracts and documents relating to the PFFA.	1-4
Vice Chair*	In the absence of the Chair, the Vice Chair assumes all duties and responsibilities of the Chair pursuant to the JPA Agreement	1-4
Secretary/ Treasurer*	The Secretary is responsible for ensuring minutes of all meetings of the PFFA are taken. The Treasurer has the powers, duties and responsibilities specified in Section 6505.5 of the Joint Exercise of Powers Act (the "Act") and is designated as the depository of the PFFA to have custody of all money of the PFFA, from whatever source derived, and is designated as the public officer or person who has charge of, handles, or has access to any property of the PFFA.	1-4
Alternate Chair*	The Alternate Chair may act as a member of the Commission of the PFFA in place of and during the absence or disability of the Chair pursuant to Section 3.B. of the JPA Agreement.	1-4
Alternate Vice Chair*	The Alternate Vice Chair may act as a member of the Commission of the PFFA in place of and during the absence or disability of the Vice Chair pursuant to Section 3.B. of the JPA Agreement.	1-4
Alternate Secretary/ Treasurer*	The Alternate Secretary/Treasurer may act as a member of the Commission in place of and during the absence or disability of the Secretary/Treasurer pursuant to Section 3.B. of the JPA Agreement.	1-4
General Counsel*	Acts as chief legal advisor of and attorney for the PFFA.	1-4
Deputy General* Counsel	Performs duties as assigned by the General Counsel.	1-4
Consultants/ Contractors	Duties vary with each agreement.	5

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OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

\*Officials Who Manage Public Investments: It has been determined that those positions marked with an asterisk manage public investments within the meaning of Government Code section 87200.

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Appendix B

PUBLIC FACILITIES FINANCING AUTHORITY  
OF THE CITY OF SAN DIEGO  
CONFLICT OF INTEREST CODE

DISCLOSURE CATEGORIES

CATEGORY

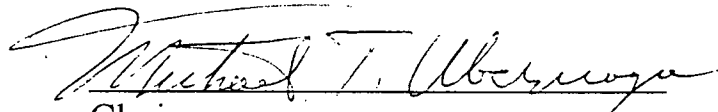
DESCRIPTION

- 1 All reportable investments and business positions in any firm or entity which supplies goods or services to the Public Facilities Financing Authority of the City of San Diego (the "PFFA").
- 2 All reportable interests in real property owned or used by or in any firm or entity which supplies goods or services to the PFFA.
- 3 (a) Reportable investments and business positions in, and reportable sources of income and gifts from, business entities that engage in land development, construction or the acquisition or sale of real property, (b) and all interests in real property.
- 4 All reportable sources of income and gifts from any person, firm, or entity which supplies goods or services to the PFFA.
- 5 Consultants shall disclose all interests in Categories 1-4, unless the Chair determines that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus will be required to disclose economic interests in fewer than all four categories. The Chair's written determination shall include a description of the consultant's duties and, based upon the description, a statement of the extent of the consultant's disclosure requirements. The Chair's determination is a public record and shall be retained for public inspection in the same manner and location as the conflict of interest code.

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## CERTIFICATION

The foregoing amendment to the Conflict of Interest Code was prepared by the Public Facilities Financing Authority of the City of San Diego after a fair opportunity was offered to the members of the Commission to present their views.

  
Chairman

9/28/98  
Date

The certification is attached to the amended code, following the appendices.

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