

RESOLUTION NUMBER R- 291048 (R-99-613)

ADOPTED ON DEC 07 1998

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING AN AMENDMENT TO THE CITY OF SAN DIEGO DEFERRED COMPENSATION PLAN TO COMPLY WITH THE SMALL BUSINESS JOB PROTECTION ACT OF 1996.

WHEREAS, the City of San Diego implemented a Deferred Compensation Plan dated November 29, 1973, permitting employees to defer a portion of their compensation to provide for retirement, disability, and death benefits in accordance with Sections 53212-53214 of the California Government Code and Section 457 of the Internal Revenue Code; and

WHEREAS, the Plan was subsequently amended on May 30, 1974, July 23, 1979, and February 27, 1989 to comply with tax law changes; and

WHEREAS, the Small Business Job Protection Act of 1996, Public Law Number 104-188, requires that eligible deferred compensation plans established and maintained by governmental employers be amended by January 1, 1999, to provide that all assets of the Plan be held in trust, or under an appropriate annuity contract or custodial account, for the exclusive benefit of Plan participants and their beneficiaries; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego that the Plan is hereby amended to provide that, in accordance with Section 457(g) of the Internal Revenue Code, all amounts of compensation deferred pursuant to the Plan, all property and rights purchased with such amounts, and all income attributable to such amounts, property, or rights shall be held in one or more annuity contracts, as defined in section 401(g) of the Internal Revenue Code, issued by an insurance company qualified to do business in the State of California, for the exclusive

benefit of participants and beneficiaries under the Plan. All amounts of compensation deferred under the Plan shall be transferred to an annuity contract described in Section 401(f) of the Internal Revenue Code within a period that is no longer than is reasonable for the proper administration of the accounts of participants. To comply with this requirement, all amounts of compensation deferred under the Plan shall be transferred to an annuity contract described in Section 401(f) of the Internal Revenue Code not later than 15 business days after the end of the month in which the compensation would otherwise have been paid to the employee. Said amendment shall be shown in the City of San Diego Deferred Compensation Plan in an amended and restated plan document on file in the office of the City Clerk as Document Number R-291048. The Amendment to the City of San Diego Deferred Compensation Plan is hereby adopted.

APPROVED: CASEY GWINN, City Attorney

By Carol A. Trujillo
Carol A. Trujillo
Deputy City Attorney

CAT:jl
11/20/98
Or.Dept:Risk Management
R-99-613

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(R-99-627)

RESOLUTION NUMBER R- **291049**

ADOPTED ON **DEC 07 1998**

RESOLUTION ADOPTING THE REVISED
CONFLICT OF INTEREST CODE FOR THE
SAN DIEGO CONVENTION CENTER
CORPORATION

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

WHEREAS, Government Code section 87306 requires agencies to amend their conflict of interest codes whenever an amendment is necessitated by changed circumstances, including the creation of new positions which must be designated and relevant changes in the duties assigned to existing positions; and

WHEREAS, the San Diego Convention Center Corporation has proposed changes to Appendix A of that office's conflict of interest code to accurately reflect designated positions and appropriate disclosure categories; NOW, THEREFORE,

BE IT RESOLVED that the San Diego Convention Center Corporation's proposed changes to Appendix A of that office's conflict of interest code are hereby approved and are incorporated into its conflict of interest code;

BE IT FURTHER RESOLVED that revised Appendix A to the San Diego Convention Center Corporation's Conflict of Interest Code be placed on file in the Office of the City Clerk as Document No. RR **291049**;

BE IT FURTHER RESOLVED that the revised Conflict of Interest Code for the San Diego Convention Center Corporation become effective upon the date of adoption of this resolution.

APPROVED: CASEY GWINN, City Attorney

By *Lisa A. Foster*
Lisa A. Foster
Deputy City Attorney

LAF:jp
11/20/98
Or.Dept:SDCC
R-99-627

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1998 LOCAL AGENCY BIENNIAL NOTICE

Contact Person: MARK EMCH Telephone Number: 525-5301

Name of Dept/Agency/Board: SAN DIEGO CONVENTION CENTER CORPORATION

This agency has reviewed its conflict of interest code and has determined that:

X The code needs to be amended and the following amendments are necessary:
(Check all that apply)

- Include new positions (including consultants) which must be designated (App. ~~A~~ B)
- Revise the titles of existing positions (App. ~~A~~ B)
- Delete titles of positions that have been abolished (App. A)
- Revise disclosure categories (App. B)
- Other _____

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_____ No amendments are necessary. The agency's code designates all positions which make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property and sources of income which may foreseeably be affected materially by the decisions made by those designated positions; and the code includes all other provisions required by Government Code Section 87302.

Curt Wallace
 Signature of Chief Executive Officer

9/18/98
 Date

You must complete this report regardless of how recently your code was approved or amended. Please return this report no later than August 1, 1998 to:

Bonnie Stone, Elections Analyst
 Office of the City Clerk
 202 C Street, MS 2A
 San Diego, CA 92101

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SAN DIEGO CONVENTION CENTER CORPORATION
RESOLUTION #98-007
Amendment of Conflict of Interest Code
(Appendix B)

WHEREAS, the Political Reform Act of 1974 (Government Code section 81000, et seq.) requires each state and local government agency to adopt and promulgate a conflict of interest code; and,

WHEREAS, pursuant to Section 4 of the Conflict of Interest Code, the designated employees set forth in Appendix B to said code, are required to file statements of economic interests as required by the Act; and,


WHEREAS, it is necessary to amend Appendix B of the Conflict of Interest Code to designate ex officio directors and certain additional employees who are required to file disclosures and to have such amendment approved by the City Council of the City of San Diego;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of San Diego Convention Center Corporation hereby amends and adopts the attached amended Appendix B to the Corporation's Conflict of Interest Code and directs that it be forwarded to the City Council of the City of San Diego for its approval.

AYES: 5 NAYS: — ABSTENTIONS: —

CERTIFICATION

I, **Gail Stoorza Gill**, Secretary/Treasurer of San Diego Convention Center Corporation, do hereby certify that the above is a true and correct copy of a resolution passed by the Board of Directors of the San Diego Convention Center Corporation at a meeting held on July 24, 1998.



Gail Stoorza Gill
Secretary/Treasurer

CONFLICT OF INTEREST CODE
OF
SAN DIEGO CONVENTION CENTER CORPORATION
as amended February 18, 1998

1. Standard Code of FPPC


The Political Reform Act of 1974 (Government Code section 81000, et seq.) requires each state and local government agency to adopt and promulgate a conflict of interest code. The San Diego Convention Center Corporation has heretofore adopted such a code. The Fair Political Practices Commission (FPPC) has promulgated a regulation (2 Cal. Code of Regs. Sec. 18730) which contains the terms of a standard conflict of interest code and can be incorporated by reference as an agency's code. After public notice and hearing the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

The terms of 2 California Code of Regulations section 18730 and any future amendments thereto duly adopted by the FPPC are hereby incorporated by reference. This regulation and the Appendix attached hereto designating officials and employees and establishing disclosure categories shall constitute the Conflict of Interest Code of the San Diego Convention Center Corporation. This code shall take effect when approved by the City of San Diego and shall thereupon supersede all prior codes adopted by San Diego Convention Center Corporation.

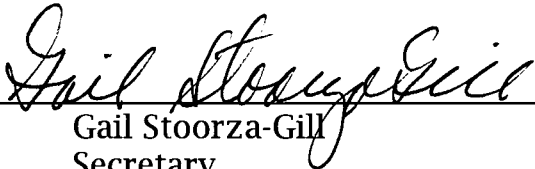
3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the standard code, designated officials and employees set forth in Column 1 of **Appendix A**, attached hereto, shall file statements of economic interests, with the Secretary of the San Diego Convention Center Corporation, disclosing interests, investments or positions in, or income derived from the types of business or real estate set forth in the disclosure

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categories listed in Column 2 of Appendix A. Upon receipt of the statements, the Secretary shall make and retain copies and forward the originals of these statements to the City of San Diego.

Adopted by the Board of Directors of San Diego Convention Center Corporation on the 18th day of February 1998.




Gail Stoorza-Gill
Secretary

CERTIFICATION

The foregoing to the Conflict of Interest Code was prepared by the San Diego Convention Center Corporation after a fair opportunity was offered to all designated employees and officials of the corporation to present their views.

Dated: 2-18-98



Carol Wallace
President and Chief Operating Officer

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**APPENDIX A
DESIGNATED EMPLOYEES AND
DISCLOSURE CATEGORIES**

The designated employees and officials listed in Column I are required to disclose interests in all of the categories set forth in Column II.

Column I	Column II
DESIGNATED EMPLOYEE OR OFFICIAL	DISCLOSE INTERESTS, INVESTMENTS, OR POSITIONS, AND INCOME OR GIFTS FROM FOLLOWING TYPES OF BUSINESSES OR REAL PROPERTY
Chair/Chief Executive Officer Vice Chair Secretary/Treasurer Directors (including Ex-Officio Directors) President/Chief Operating Officer Executive Vice President Vice President (any and all) Vice President, Finance Vice President, Operations Vice President of Sales (ConVis) Vice President, Human Resources Purchasing and Contracts Manager Concourse Director Corporation General Counsel Consultants: Financial Legal All other consultants*	1. Real property located within a two (2) mile radius of the San Diego Convention Center, the Convention and Performing Arts Center, and any other real property owned, used or operated by the corporation 2. Businesses providing any type of goods and services to meeting planners, conventions, trade shows, consumer shows, theatrical producers, or any other business that uses the Convention Center or Performing Arts Center, or similar meeting facility. 3. Office equipment & supplies 4. Newspapers, printing, and reproduction services 5. Financial audit services 6. Insurance, including brokers and agencies 7. Any business which provides services, supplies, materials, machinery or equipment of the type used by the corporation.

*Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The President/Chief Operating Officer may determine in writing that a particular consultant, although a "designated employee, 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 described 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 President/Chief Operating Officer'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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