

RESOLUTION NUMBER R- 294180

ADOPTED ON NOV 20 2000

RESOLUTION ADOPTING THE REVISED
CONFLICT OF INTEREST CODE FOR THE
COMMISSION FOR ARTS AND CULTURE.

WHEREAS, by Resolution No. R-284962, adopted on November 28, 1994, the City Council approved the Commission for Arts and Culture's Conflict of Interest Code, which was revised and updated following the required City-wide biennial review of all conflict of interest codes for which the City Council serves as code reviewing body; and

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 Commission for Arts and Culture has proposed changes to Appendix A and Appendix B of that office's conflict of interest code to accurately reflect designated positions and appropriate disclosure categories; NOW, THEREFORE,

BE IT RESOLVED that the Commission for Arts and Culture's proposed changes to Appendix A and Appendix B 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 and Appendix B to the Commission for Arts and Culture's Conflict of Interest Code be placed on file in the Office of the City Clerk as Document No. RR- 294180.

BE IT FURTHER RESOLVED that the revised Conflict of Interest Code for the Commission for Arts and Culture becomes effective upon the date of adoption of this resolution.

APPROVED: CASEY GWINN, City Attorney

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

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APPENDIX

Conflict of Interest Code City of San Diego Commission for Arts and Culture

A. Designated Positions:

1. Chair - Appointed by the Mayor. Presides over all Commission meetings, Executive Committee meetings, serves as ex-officio member of all committees, and works closely with the Executive Director in areas of planning and advocacy of Commission programs and policies. (Categories 1, 2, 3)
2. Board Members - Appointed by Mayor and City Council. Commissioners serve as links between the public and private sectors in San Diego, to vitalize the city by integrating arts and culture into community life while supporting the region's cultural assets and showcasing San Diego as an international cultural destination. Commissioners are expected to attend regular monthly Commission meetings and report to the Mayor and Council on an as-needed basis, but not less than one time per year. (Categories 1, 2, 3)
3. Consultants - As specified in contract. (Category 4)

B. Disclosure Categories:

1. All reportable investments and business positions in any firm, entity or nonprofit organizations which supplies goods or services to the City of San Diego, that is a tenant of the City of San Diego, that is granted authority by the City of San Diego to use City facilities or that currently receives City funding, or that has in the past received City funding, or that may reasonably foreseeably apply for City funding in the future.
2. All reportable interests in real property owned or used by any person, firm, entity or nonprofit organization that supplies goods or services to the City of San Diego, that is a tenant of the City of San Diego, or that is granted authority by the City of San Diego to use City facilities.
3. All reportable income, loans or gifts from any person, firm, entity or nonprofit organization that supplies goods or services to the City of San Diego, that is a tenant of the City of San Diego, is granted authority by the City of San Diego to use City facilities or that is a nonprofit organization (e.g. museum, theater, etc.), that does business in the City of San Diego that currently receives City funding, or has in the past received City funding, or may reasonably foreseeably apply for City funding in the future.
4. 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 Chair 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 Chair'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.

DOCUMENT NO. KK-294180

FILED


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CERTIFICATION

The foregoing amendment to the Conflict of Interest Code was prepared by the City of San Diego Commission for Arts and Culture after a fair opportunity was offered to the members of the Commission to present their views.

Aug. 18, 2000
(date)


(Signature of Executive Officer)