

RESOLUTION NUMBER R- 295353 (R-2002-228)

ADOPTED ON AUG 06 2001

RESOLUTION ADOPTING THE NEWLY CREATED
CONFLICT OF INTEREST CODE FOR THE
CITY OF SAN DIEGO ETHICS COMMISSION

WHEREAS, Government Code sections 87300 and 87302 require local agencies to adopt conflict of interest codes designating positions which involve the making or participation in making of decisions which may foreseeably have a material effect on financial interests, and for each position, the financial interests which are reportable; and

WHEREAS, on June 5, 2001, the City Council adopted an ordinance, which is on file with the Office of the City Clerk as O-18945, and codified at San Diego Municipal Code sections 26.0401 to 26.0415, establishing an Ethics Commission for the City of San Diego; and

WHEREAS, San Diego Municipal Code section 26.0412 requires that a Conflict of Interest Code be adopted by the City Council for the members and staff of the Ethics Commission; and

WHEREAS, the City Attorney therefore recommends that a Conflict of Interest Code be adopted for the City of San Diego Ethics Commission pursuant to San Diego Municipal Code section 26.0412, Government Code sections 87300 through 87350 and 2 Cal. Code of Regulations section 18730; and

WHEREAS, the City Council concurs in this recommendation; NOW, THEREFORE,
BE IT RESOLVED by the Council of The City of San Diego that a Conflict of Interest Code for the City of San Diego Ethics Commission is hereby adopted, consisting of standard

language embodied in 2 California Code of Regulations section 18730 and any amendments to that regulation duly adopted by the Fair Political Practices Commission, Appendix A showing designated positions and their duties, and Appendix B showing the disclosure categories.

BE IT FURTHER RESOLVED that a copy of the Ethics Commission Conflict of Interest Code as adopted be placed on file with the Office of the City Clerk as Document No.


RR- 295353.

BE IT FURTHER RESOLVED that the persons whose positions are designated in the Ethics Commission Conflict of Interest Code shall file their statements of economic interest with the City Clerk.

BE IT FURTHER RESOLVED that statements of economic interest 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 Conflict of Interest Code for the Ethics Commission become effective upon the date of adoption of this resolution.

APPROVED: CASEY GWINN, City Attorney

By 
Lisa A. Foster
Deputy City Attorney

LAF:jrl
07/24/2001
Or.Dept:City Attorney
R-2002-228
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**CONFLICT OF INTEREST CODE
Ethics Commission**

**APPENDIX A
DESIGNATED POSITIONS**

<u>Position</u>	<u>Duties</u>	<u>Category</u>
Ethics Commissioner	Pursuant to San Diego Municipal Code section 26.0414, to provide training to City officials, employees and candidates regarding governmental ethics laws; to issue governmental ethics advice and opinions; to review campaign, lobbying and conflict of interest disclosure forms; to investigate and enforce violations of City Governmental Ethics Laws, and other related duties.	1
Executive Director	Pursuant to San Diego Municipal Code section 26.0411, to serve at the Commission's direction, to hire and manage staff, to contract for needed staff, consultants, services and materials.	1
Ethics Commission Investigator	Pursuant to San Diego Municipal Code section 26.0411, to serve at the Commission's direction, to perform investigations related to violations of City governmental Ethics Laws and to perform related work.	1
Consultant		2

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 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

CONFLICT OF INTEREST CODE
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APPENDIX B
DISCLOSURE CATEGORIES

Category 1:

- a. Investments and business positions in any business entity located in or doing business in the City of San Diego.
- b. Income (including loans, gifts, and travel payments) from sources located in or doing business in the City of San Diego.
- c. Interests in real property located in the City of San Diego, including property located within a two-mile radius of any property owned or used by the City.

Category 2:

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

The Ethics Commission Chairperson or the Executive 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 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 Chairperson's or Executive 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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