(R-2003-468)

RESOLUTION NUMBER R- 297314

ADOPTED ON NOV 18 2002

RESOLUTION ADOPTING THE REVISED CONFLICT OF INTEREST CODE FOR THE HORTON PLAZA THEATRES FOUNDATION.

WHEREAS, by Resolution No. R-294186, adopted on November 20, 2000, the City Council approved the Horton Plaza Theatres Foundation'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 Horton Plaza Theatres Foundation has proposed changes to Appendix A of that office's conflict of interest code to accurately reflect designated positions; NOW, THEREFORE,

BE IT RESOLVED that the Horton Plaza Theatres Foundation'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 Horton Plaza Theatres Foundation's Conflict of Interest Code be placed on file in the Office of the City Clerk as Document No. RR-297314.

BE IT FURTHER RESOLVED that the revised Conflict of Interest Code for the Horton Plaza Theatres Foundation 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

LAF:jab
09/30/2002
Or.Dept:Clerk
R-2003-468
Form=r&t.frm

HORTON PLAZA THEATRES FOUNDATION

CONFLICT OF INTEREST CODE
APPENDIX A

DESIGNATED EMPLOYEES & POSITIONS DISCLOSURE CATEGORIES

The designated employees and officials listed in Column I are required to disclose business positions and financial and/or ownership interests in all and all of the categories set forth in Column II

COLUMN I PUBLIC OFFICIAL'S FUNCTION OR TITLE	COLUMN II DISCLOSE INTERESTS, INVESTMENTS AND/OR POSITION IN, AND INCOME OR GIFTS FROM, THE FOLLOWING TYPES OF BUSINESSES OR REAL PROPERTY
President Vice President Secretary Treasurer Directors Corporation Counsel Consultants*	1. Office equipment and supplies; 2. Financial audit services; 3. Insurance, including brokers and agencies; 4. Public relations and advertising; and 5. Theatrical supplies, equipment and services.

---

* The President 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 is thus not required to fully comply with the disclosure requirements described in this Appendix. 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'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.

Consultants on retainer who: (i) serve in a staff (or extension of staff) capacity; and/or (ii) provide services to the Corporation on an ongoing basis, are included in the list of designated employees and shall disclose pursuant to the scope of disclosure determined at the time of formation of the contract, subject to the following limitations:

The Corporation has determined that the following consultants are not subject to its Conflict of Interest Code and shall not be required to file economic disclosure forms:

(1) Consultants who volunteer services to the Corporation;
(2) Consultants who provide limited duties for specific litigation or special projects;
(3) Expert witnesses; and
(4) Consultants who provide expertise in limited areas for specific litigation or special projects.

R- 297314

CONFLICT OF INTEREST CODE
OF
HORTON PLAZA THEATRES FOUNDATION

as amended July, 2002

1. Standard Code of FPPC

The Political Reform Act, located at Government Code Sections 81000, et seq. ("the Act") requires each state and local government agency to adopt and promulgate a conflict of interest code. Horton Plaza Theatres Foundation ("the Foundation") has heretofore adopted such a code. The Fair Political Practices Commission ("the FPPC") has promulgated a regulation (2 California Code of Regulations Section 18730) that 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 the requirements in the Act.

2. Adoption of Standard Code of FPPC

The terms of Title 2, California Code of Regulations Section 18730, and future amendments thereto as may be duly adopted from time to time by the FPPC, are hereby incorporated by reference. This Regulation and Appendix A, attached hereto and incorporated by reference, designating officials and establishing disclosure categories, shall constitute the Conflict of Interest Code of the Foundation ("Code"). This Code shall take effect when approved by the City of San Diego, and shall thereupon supersede and replace all prior conflict of interest codes adopted by the Foundation.

3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the standard FPPC conflict of interest code, designated officials set forth in Column I of Appendix A, attached hereto and incorporated by reference, shall file statements of economic interests, with the Secretary of the Foundation, disclosing interests, investments or positions in, and gifts and/or income derived from, the types of business or real estate set forth in the disclosure categories listed in Column II 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 Horton Plaza Theatres Foundation on the 16th day of July, 2002.

Beth Silhasek, Secretary

CERTIFICATION

Horton Plaza Theatres Foundation prepared the foregoing amended Conflict of Interest Code after a fair opportunity was offered to all designated officials of the Foundation to present their views concerning the same.

Dated: _____

Darlene Davies, President

R-297314