

RESOLUTION NUMBER R- 297849

ADOPTED ON APR 21 2003

RESOLUTION ADOPTING A CONFLICT OF
INTEREST CODE FOR THE NEW LOAN BOARD
FOR THE SAN DIEGO REGIONAL REVOLVING
LOAN FUND

WHEREAS, on July 8, 2002, the Council of the City of San Diego adopted resolution No. 296757, establishing the San Diego Regional Revolving Loan Fund [SDRRLF] Board as part of the City's plan to implement a grant awarded by the U.S. Department of Commerce, Economic Development Administration [EDA]; and

WHEREAS, that resolution No. 296757 also authorized the City Manager to establish a Board to review SDRRLF loan applications; and

WHEREAS, the SDRRLF Board will consist of volunteer members from the private sector with expertise in commercial credit and lending, corporate finance, law, accounting, and emerging technologies; and

WHEREAS, California 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, the City Manager and City Attorney therefore recommend that a Conflict of Interest Code be adopted for the new Board for the SDRRLF because the Board for the SDRRLF will not be "solely advisory;" 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 Board for the new SDRRLF is hereby adopted, consisting of standard language embodied in title 2, section 18730 of the California Code of Regulations, 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 new SDRRLF Board's Conflict of Interest Code as adopted be placed on file with the Office of the City Clerk as Document No.

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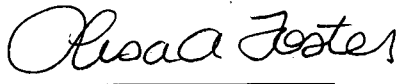
BE IT FURTHER RESOLVED, that the persons whose positions are designated in the new SDRRLF Board's Conflict of Interest Code shall file their statements of economic interest with the City Clerk.

BE IT FURTHER RESOLVED, that the 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 new SDRRLF

Board becomes effective upon the date of adoption of this resolution.

APPROVED: CASEY GWINN, City Attorney

By 
Lisa A. Foster
Deputy City Attorney

LAF:jab
4/03/2003
Or.Dept:Comm&EconDev..
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**CONFLICT OF INTEREST CODE
CITY OF SAN DIEGO
SAN DIEGO REGIONAL REVOLVING LOAN FUND LOAN BOARD**

APPENDIX A

DESIGNATED POSITION AND DUTIES

Category	Position	Duties
1	Chairperson and Members	Review loan application and recommend City Manager action; advise City Manager regarding Policies and Procedures.
1	Consultant	The consultant may be hired to perform a range of duties including, but not limited to, business plan evaluations, loan application due diligence, credit underwriting, or business consulting. These functions would be limited in scope.

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APPENDIX A

DESIGNATED POSITION AND DUTIES

Category	Position	Duties
1	Chairperson and Members	Review loan application and recommend City Manager action; advise City Manager regarding Policies and Procedures.
1	SDRRLF Loan Officer	Meets with potential applicants; determines their eligibility for the program. Writes an assessment of the applicant's business, marketing and financial eligibility, to be reviewed by board. Recommends to the Board that action be taken in favor of the applicant.

Consultant*

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APPENDIX B

DISCLOSURE CATEGORY

All business positions, reportable investment and reportable income from persons or business entities that have applied, or in the foreseeable future may reasonably be expected to apply, for financing through the San Diego Regional Revolving Loan Fund.

Consultant*

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

The (executive director or executive officer) may determine in writing that a particular consultant, although a "designated position" is hired to perform a range of duties that are 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 consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The (executive director or executive officer'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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