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6/20/06

RESOLUTION NUMBER R- 301553

DATE OF FINAL PASSAGE JUN 22 2006

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING THE CONFLICT OF INTEREST CODE FOR THE CITY COUNCIL DEPARTMENTS AND COUNCIL ADMINISTRATION TO ADD THE OFFICE OF INDEPENDENT BUDGET ANALYST.

WHEREAS, Government Code sections 87300 and 87302 require local agencies to adopt conflict of interest codes designating positions that 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 October 31, 2005, the City Council adopted Ordinance No. O-19431 that created the Office of Independent Budget Analyst [IBA]; and

WHEREAS, the IBA oversees the Office which serves the Council as a whole, and the Budget/Legislative Analyst I and II positions within the Office report to the IBA and are responsible for formulating policies at a high level, providing fiscal and legislative analyses, making recommendations regarding proposals brought forth by the Mayor and executive departments, assisting the Council in drafting legislation, making presentations at Council, and providing high level review and analysis of all budgetary proposals and the City's annual budget process; and

WHEREAS, the ordinance requires that the Office of Independent Budget Analyst adopt a Conflict of Interest Code;

WHEREAS, it is necessary to amend the Conflict of Interest Code to include the IBA and Budget/Legislative Analyst I and II new positions; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Conflict of Interest Code for the City Council Departments and Council Administration is amended to include the Office of Independent Budget Analyst, to describe the duties of the IBA and Budget/Legislative Analyst I and II, and to specify their respective reporting categories under the City's Conflict of Interest Code, on file as Document No. RR-301553, with Appendix A showing designated positions and their duties, and Appendix B showing the disclosure categories.

BE IT FURTHER RESOLVED, that a copy of the amended Conflict of Interest Code, now including the Office of Independent Budget Analyst, as adopted be placed on file with the Office of the City Clerk as Document No. RR-301553.

BE IT FURTHER RESOLVED, that the persons whose positions are designated in the amended 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 amended Conflict of Interest Code becomes effective upon the date of final passage of this resolution.

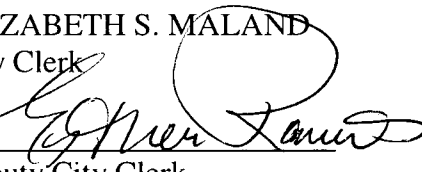
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Sharon B. Spivak
Sharon B. Spivak
Deputy City Attorney

SBS:als
04/25/06
Or.Dept:[Dept]
R-2006-913

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 20 2006.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6-22-06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

**CONFLICT OF INTEREST CODE FOR THE CITY COUNCIL DEPARTMENTS,
COUNCIL ADMINISTRATION, AND OFFICE OF INDEPENDENT BUDGET
ANALYST**

APPENDIX A

<u>Position</u>	<u>Duties</u>	<u>Category</u>
Executive Assistant	Acts as principal assistant to the Councilmember with administrative responsibilities for the operation of the Council office. Performs research and analysis of issues and makes recommendations thereon. Provides staff support to the Councilmember as required.	1
Council Representatives I and II	Responsible for constituent services. Represents the Councilmember before community groups and other organizations. Performs research and analysis of issues and makes recommendations thereon.	1
Independent Budget Analyst	Acts as principal legislative and budgetary resource to the City Council as a whole by providing fiscal and legislative analyses, making recommendations regarding proposals brought by the Mayor and executive departments, assisting Council in drafting legislation, making presentations to Council and providing review and analyses on all budgeting proposals and the City's annual budget process.	1
Council Committee Consultants	Acts as Consultants to standing Council Committees, reporting to Committee Chairs. Performs research and analysis of issues and makes policy recommendations to Committee as a whole.	1
Budget/Legislative Analyst I & II	Reporting to the Independent Budget Analyst, performs research and analysis of issues and makes recommendations consistent with the duties of the Independent Budget Analyst.	1
Consultant (Category to be determined on a case-by-case basis)	<p>Consultant shall be included in the list of designated employees <u>and shall disclose pursuant to the broadest disclosure category</u> in the code subject to the following limitation:</p> <p>The Councilmember may determine in writing that a particular consultant, although a "designated position,"</p>	

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SAN DIEGO, CALIFORNIA

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 Councilmember'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.

The following classifications are not subject to this Conflict of Interest Code and shall not be required to file economic disclosure forms:

1. Uncompensated Interns
2. Hourly employees (interns) who do not fall into one of the categories listed above and who are not permanent employees

**CONFLICT OF INTEREST CODE FOR THE CITY COUNCIL DEPARTMENTS,
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APPENDIX B

As used in Appendix B, "the City" means the City of San Diego.

Category 1: Investments and business positions in any business entity located in or doing business with the City.

Income and gifts from sources located in or doing business with the City.

Interests in real property located in the City, 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 employees and shall (As required) disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Councilmember 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 Councilmember'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.

Passed by the Council of The City of San Diego on JUN 19 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 22 2006

AUTHENTICATED BY:

(Seal)

JERRY SANDERS
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By Debbie Swenson-Cruz Deputy

Office of the City Clerk, San Diego, California
Resolution Number R-301553