

135
12/5/06

RESOLUTION NUMBER R- 302186

DATE OF FINAL PASSAGE DEC 15 2006

RESOLUTION ADOPTING THE REVISED CONFLICT OF INTEREST CODE FOR THE SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, by Resolution No. R-, the City Council on , adopted a revised Conflict of Interest Code for the San Diego City Employees' Retirement System; 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 that must be designated, and relevant changes in the duties assigned to existing positions; and

WHEREAS, the San Diego City Employees' Retirement System has proposed changes to its code to better reflect the designated positions of the Department, by adding positions and deleting other positions that were eliminated from the Department; NOW THEREFORE,

BE IT RESOLVED, that the San Diego City Employees' Retirement System's proposed changes to Appendix A of that department's Conflict of Interest Code are hereby approved and incorporated into its Conflict of Interest Code.

BE IT FURTHER RESOLVED, that revised Appendix A to the Conflict of Interest Code for the San Diego City Employees' Retirement System be placed on file in the Office of the City Clerk as Document No. RR- 302186.

BE IT FURTHER RESOLVED, that the revised Conflict of Interest Code for the San Diego City Employees' Retirement System shall become effective on the date of final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

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

SBS:als
11/16/06
Or.Dept: Retirement
R-2007-494

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of ~~DEC - 5 2006~~

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 12.15.06
(date)

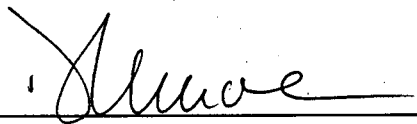
[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

CERTIFICATION


The attached amendment to the Conflict of Interest Code was prepared by the San Diego City Employees' Retirement System (SDCERS). A fair opportunity was offered to the System's affected employees to present their views.




Retirement Administrator

10.4.06

date

 302186

 302186
DOCUMENT NO. 302186
FILED DEC 05 2006
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

**SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM
CONFLICT OF INTEREST CODE**

**APPENDIX A
Designated Positions**

<u>Position</u>	<u>Duties</u>	<u>Category</u>
<u>Members of the Retirement Board</u>	Board Members exercise responsibility for the management of public Investments, and are identified in SDMC §§27.3503, 27.3510 as statutory filers subject to Government Code §87200)	Form 700 (Gov't Code §87200)
<u>Retirement Administrator</u>	Under policy direction of the Retirement Board, manages the routine affairs of Retirement Office and staff; directs Retirement System Staff, sets policy direction for Staff; counsels and informs employees regarding Options and benefits; has primary responsibility to deal with actuaries, provides assistance and recommendations to Board and its committees.	1 – Form 700 (Local Code Filer Under SDMC §27.3503; Gov't Code §87300)
<u>General Counsel</u>	Provides legal representation, advice, and recommendations to the Board and staff; directs and reviews the work of the Retirement System's Legal Division and outside legal firms.	1
<u>Chief Financial Officer</u>	Under the direction of the Retirement Administrator, directs, manages and coordinates finance, accounting and budget operations; develops and administers department budget; prepares reports for Board as assigned; directs and coordinates preparation of annual financial report (CAFR) and all interactions with Independent auditor; develops staff policy direction and goals and schedules to provide information as requested by the independent actuary for completion of annual actuarial valuations; develops and implements department goals, objectives, policies and procedures.	1
<u>Chief Investment Officer</u>	Under the direction of the Retirement Administrator, prepares recommendations regarding investment policy, practices, allocations, and instruments; coordinates and participates in the review, selection, evaluation, and termination of investment managers; negotiates contracts for investment managers and other investment-related activities.	1

<u>Chief Compliance Officer</u>	Under the direction of the Board, develops and maintains procedures to prevent illegal, unethical or improper conduct; develops and updates ethics standards for Board and staff; and monitors compliance with local, state and federal laws.	1
<u>Assistant General Counsel</u>	Assists the General Counsel in performance of duties, acts on behalf of the General Counsel when necessary, and provides legal representation, advice, and recommendations to the Board and Staff.	1
<u>Associate Counsel</u>	Under the direction of the General and Assistant General Counsel, provides legal representation, advice, and recommendations to the Board and staff.	1
<u>Assistant Chief Investment Officer</u>	Advises or makes recommendations to the Investment Officer, Retirement Administrator, and the Board by conducting research or an investigation, preparing or presenting a report and/or analysis. Shares select responsibilities with Investment Officer and fulfills all responsibilities of Investment Officer in his/her absence.	1
<u>Division Directors (Benefits Administration, Information Systems, Member Services)</u>	Administers SDCERS' operational budget, and provides internal information technology services; creates and maintains procedures for all tasks associated with benefit administration, including associated with benefit administration; benefits counseling, member education, and staff training.	1
<u>Medical Review Officer</u>	Reviews disability applications for compliance with medical and administrative requirements; advises or makes recommendations to the Retirement Administrator, Program Coordinator, and the Board regarding eligibility for disability requirements by preparing or presenting reports and analysis.	1
<u>Principal Accountant</u>	Under direction of the CFO, directs and manages accounting staff; prepares monthly financial reports for Board; prepares financial analyses for management, actuaries, plan sponsors, and consultants as directed; reviews and approves departmental budgetary expenditures; implements department goals, objectives, policies and procedures.	1

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<u>Program Coordinator</u>	Under direction of the CFO, manages large scale projects as assigned; coordinates staff assignments and provides information and analytical information to the system actuary; directs work of administrative division staff, including department budget projections, office payroll, and sundry administrative assignments; implements department goals, objectives, policies and procedures.	1
<u>Senior Retirement Legal Assistant</u>	Advises or makes recommendations to the General Counsel, Assistant General Counsel, and Associate Counsel, by performing research and participating in the formulation or administration of Board policies and programs, and preparing and presenting reports and/or analysis.	1
<u>Retirement Legal Assistant</u>	Advises or makes recommendations to the General Counsel, Assistant General Counsel and Associate Counsel, by participating in the formulation or administration of Board policies and programs and preparing or presenting reports and/or analysis.	1
<u>Consultant</u>	Provides advice to the Board concerning the establishment and amendment of the Board's Investment Guidelines. Assists the Board in reviewing the activities of the System's investment managers and individual transactions relative to compliance with the City Charter and the Board's Investment Guidelines.	1
<u>Investment Manager</u>	Exercises discretionary authority over those funds or accounts designated to be under his or her supervision. Directs investments in those accounts without prior consultation with the Board or Staff. Initiates, negotiates, and completes purchases and sales of securities and properties within the portfolio(s) under his or her supervision. Makes decisions and recommendations within the Board's Investment Guidelines and City Charter.	1
<u>Outside Audit Committee Members</u>	Three independent non-Retirement Board Members serve on the Board's Audit Committee, and oversee the annual audit of SDCERS' financial statements and any other internal and external audits of SDCERS, and recommend the issuance and timing of RFPs for selecting outside auditors.	1

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**SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM
CONFLICT OF INTEREST CODE**

APPENDIX B
Disclosure Categories

Category 1:

Investments and business positions in any business entity that supplies goods or services to the Retirement System, and in any security which was or is held by any fund administered by Board of Administration wherein the reporting party's interest in said security amounts to one percent (1%) or more of the issue of that security.

Income and gifts from any person or business entity that supplies goods or services to the Retirement System.

Interests in real property.

For the purposes of this Appendix, "goods or services" means goods or services supplied by any actuarial, accounting, banking, financial, investment, or consulting firm.

For the purposes of this Appendix, an "interest in real property" is any property located in or within two miles of the City of San Diego, or within two miles of any land owned by the Retirement System as set forth in the Attachment to this Appendix, which lists the real properties owned by the Retirement System in its Direct and Co-Investment Real Estate Portfolio. A copy of this Attachment is also on file in the Retirement Office.

SDCERS' Direct Equity Portfolio Holdings as of 11/2006

	MANAGER	PROPERTY NAME	PROPERTY TYPE	PROPERTY/ PORT. VALUE (market value or gross real estate assets)	OWNERSHIP INTEREST	YEAR ACQUIRED
1.	RREEF	4040 North Central Expressway Dallas, TX 75204	Office 146,569 Sq. Ft.	\$16,600,000	100%	2005
2.	RREEF	Airport 100 Industrial, Inc. 1020 Airport 100 Way Hanover, Anne Arundel County, Maryland 21076	Industrial 321,600 Sq. Ft.	\$25,300,000	100%	2001
3.	RREEF	Barton Creek Office Buildings II & III 3801-3815 Capital of Texas Hwy S. Austin, TX 78704	Office 129,274 Sq. Ft.	\$19,350,000	50%	2000
4.	RREEF	Chelmsford Office Bldg 100 Apollo Drive Chelmsford, MA 01824	Office 110,779 Sq. Ft.	\$18,500,000	100%	2000
5.	RREEF	Eagan Town Center 1276 Town Centre Drive Eagan, MN 55123	Retail 154,341 Sq. Ft.	\$25,500,000	100%	2000
6.	RREEF	Foothills Corporate Center 14415 South 50 th Street, Suite 150 Phoenix, AZ 85004	Office/Industrial 110,630 Sq. Ft.	\$18,800,000	100%	1999
7.	RREEF	Fremont Business Center 5640 Stewart Avenue Fremont, CA 94538	Office/Industrial 192,397 Sq. Ft.	\$20,000,000	100%	1999
8.	RREEF	Latitudes at the Moors 6200 Northwest 173 Street Miami, FL 33015	Multi-Family 358 Units	\$46,000,000	100%	2000
9.	RREEF	Metropolitan Business Center 2575 Metropolitan 2595 Metropolitan Trevose, PA 19053	Industrial 140,000 Sq Ft.	\$10,000,000	100%	2006
10.	RREEF	New Ridge Benson 7476 New Ridge 3431 Benson Hanover, MD 21076	Industrial 132,276 Sq. Ft.	\$9,000,000	100%	2006
11.	RREEF	Towers Industrial Park 455 S. 6 th Avenue City of Industry, CA 91746	Industrial 524,720 Sq. Ft.	\$44,100,000	100%	2001
12.	RREEF	Windsor Commons Northeast Quadrant of J. Turner Butler Blvd and Hodges Rd Jacksonville, FL	Retail 76,611 Sq. Ft.	\$16,000,000	100%	2000

SDCERS' Direct Equity Portfolio Holdings as of 11/2006

	MANAGER	PROPERTY NAME	PROPERTY TYPE	PROPERTY/ PORT. VALUE (market value or gross real estate assets)	OWNERSHIP INTEREST	YEAR ACQUIRED
13.	US Realty Advisors	Four Allegheny Center 200 Lancaster Avenue Wayne, Pennsylvania 19087	Office 231,426 Sq. Ft.	\$22,400,000	33.33%	1996
14.	INVESCO	Caballero Industrial 6270-6290 Caballero Blvd. Buena Park, CA 90620	Industrial 130,000 Sq. Ft.	\$11,725,000	100%	2004
15.	INVESCO	La Costa Apartments 4101 Mahogany Drive Boynton Beach, FL 33436	Multi-Family 328 Units	\$37,500,000	100%	2006
16.	INVESCO	Pacella Park 67 Pacella Park Drive Randolph, MA 02368	Industrial 162,765 Sq. Ft.	\$8,600,000	100%	2006
17.	INVESCO	Super Stop N Shop Plaza 278 Washington Street Stoughton, MA 02072	Retail 74,739 Sq. Ft.	\$15,800,000	100%	2004

2006 DECEMBER
 OFFICE OF THE CLERK
 STATE OF CALIFORNIA
 DOCUMENT NO. 315186

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Passed by the Council of The City of San Diego on DEC 05 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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"/>

DEC 15 2006

Date of final passage _____

AUTHENTICATED BY:

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

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

(Seal)

By *Mary Cepeda*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R-302186