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12/05/06
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RESOLUTION NUMBER R- 302199

DATE OF FINAL PASSAGE DEC 15 2006

RESOLUTION ADOPTING A CONFLICT OF INTEREST
CODE FOR THE OFFICE OF HOMELAND SECURITY

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, in compliance with Government Code section 87306.5, the City is in the midst of a City-wide biennial review of all conflict of interest codes for which the City Council serves as code reviewing body;

WHEREAS, the Office of Homeland Security is a restructured office within the City's Public Safety and Homeland Security Department, which in turn reports to the Mayor; and

WHEREAS, the Office of Homeland Security now seeks to enact a new conflict of interest code, which includes positions that were moved during restructuring from Technology to Public Safety, and lists required filing categories for each position;

WHEREAS, the Mayor and City Attorney recommend that a Conflict of Interest Code be adopted for the Office of Homeland Security; 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 Office of Homeland Security 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, with Appendix A showing designated positions and their duties, and Appendix B showing the disclosure categories.


BE IT FURTHER RESOLVED, that a copy of Appendix A and Appendix B to the Conflict of Interest Code for the Office of Homeland Security as adopted be placed on file in the Office of the City Clerk as Document No. RR- 302199.

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

APPROVED: MICHAEL J. AGUIRRE, City Attorney

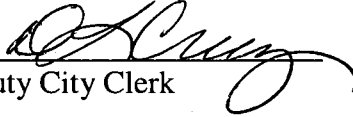
By 
Sharon B. Spivak
Deputy City Attorney

SBS:als
11/14/06
Or.Dept: Homeland Security
R-2007-506

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 
Deputy City Clerk

Approved: 12-15-06
(date)



JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

CERTIFICATION

The foregoing amendment to the Conflict of Interest Code was prepared by the City of San Diego's Office of Homeland Security after a fair opportunity was offered to the members of the Office of Homeland Security to present their views.



(signature of executive officer)

8-18-06
(date)

RR- 302199
DOCUMENT NO. _____
DEC 05 2006
FILED _____
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

**SAN DIEGO OFFICE OF HOMELAND SECURITY
CONFLICT OF INTEREST CODE**

**APPENDIX A
DESIGNATED POSITIONS, DUTIES AND CATEGORIES**

<u>POSITION</u>	<u>DUTIES</u>	<u>CATEGORY</u>
<u>MANAGEMENT</u>		
Homeland Security Director	Directs the Office of Homeland Security. Policy guidance, administration, departmental supervision, interfaces with City Council and Committees, and recommends contract approval.	1
Program Manager	Manages, plans and directs the operations of the Office of Homeland Security, coordinates projects, and provides assistance and staff to management, committees and task forces.	2
<u>CONSULTANTS</u>		
Consultant	Performs consultant services for the Office of Homeland Security.	3

**SAN DIEGO OFFICE OF HOMELAND SECURITY
CONFLICT OF INTEREST CODE**

**APPENDIX B
DISCLOSURE CATEGORIES**

Category 1

Investments and business positions in any business entity either located in or doing business with the City of San Diego.

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

Interest 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. "Real property" does not include the home/primary residence of the filer.

Category 2

Investments and business positions in any firm or business entity that supplies goods or services to the City; that is a tenant of the City; that is an adverse party to the City in a legal proceeding; or is granted authority by the City to use City facilities.

Income and gifts from any person or business entity that supplies goods or services to the City, that is a tenant of the City; that is an adverse party to the City in a legal proceeding; or is granted authority by the City to use City facilities.

Interests in real property owned or used by any person or business entity that supplies goods or services to the City; that is a tenant of the City, that is an adverse party to the City in a legal proceeding; or is granted authority by the City to use City facilities.

Category 3

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

The Director of Homeland Security or designated authority 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 Director of Homeland Security or designated authority'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.

302199

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"/>

Date of final passage DEC 15 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 *Mary Zuma*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number

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