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12/05/06

RESOLUTION NUMBER R- 302201

DATE OF FINAL PASSAGE DEC 15 2006

RESOLUTION ADOPTING A CONFLICT OF INTEREST
CODE FOR CUSTOMER SERVICES

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; and

WHEREAS, Customer Services is a division of the Neighborhood and Customer Services Department along with five other divisions, each with its own conflicts of interest code; and

WHEREAS, Customer Services now seeks to enact a new conflict of interest code, which includes new positions that had not been previously designated, and lists required filing categories for each position; and

WHEREAS, the Mayor and City Attorney recommend that a Conflict of Interest Code be adopted for Customer Services; 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 Customer Services 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.

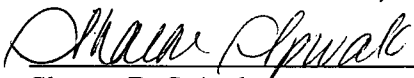
BE IT FURTHER RESOLVED, that a copy of Appendix A and Appendix B to the Conflict of Interest Code for Customer Services as adopted be placed on file in the Office of the City Clerk as Document No. RR- 302201.

BE IT FURTHER RESOLVED, that the persons whose positions are designated in the new Conflict of Interest Code for Customer Services 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 Customer Services 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
11/13/06
Or.Dept: Customer Services
R-2007-500

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 Customer Services Department after a fair opportunity was offered to the members of the department/agency/board to present their views.

Marcia K. Samuels

Marcia K. Samuels, Director
Customer Services Department

8/30/06

Date

DOCUMENT NO. ll-302201
FILED DEC 05 2006
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

2006 Local Agency Biennial Notice

Name of Agency: City of San Diego/Customer Services Department
Mailing Address: 4731 Clairemont Drive, San Diego, CA 92117_____
Contact Person: David Bryant_____
Phone Number: 858-581-4112_____ Fax Number: 858-581-4115_____
E-mail: dbryant@sandiego.gov_____

This agency has reviewed its conflict of interest code and has determined that:

- The code needs to be amended and the following amendments are necessary:
(Check all that apply)
- Include new positions (including consultants) which must be designated (App. A)
- Delete positions that manage public investments from the list of designated positions.
- Revise disclosure categories (App. B)
- Revise the titles of existing positions (App. A)
- Delete the titles of positions that have been abolished (App. A)
- Other: New Department, New Disclosure Categories (App. B)
- Summary of documented dispute and resolution
- No amendments are necessary. The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property and sources of income which may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.

Maria K. Smeets
Signature of Department Director

8/30/06
Date

You must complete this report regardless of how recently your code was approved or amended.

Please return this report by September 8, 2006, to:

Denise Jenkins, Elections Analyst
Office of the City Clerk
202 C Street, MS 2A, San Diego, CA 92101

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**CUSTOMER SERVICES DEPARTMENT
CONFLICT OF INTEREST CODE**

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

Position	Duties	Category
Director	Administration of the Customer Services Department.	1
Citizens' Assistance Program Manager	Policy guidance and management of the City Information Center, the Route Slip System for handling constituent complaints, and City Ombuds services.	2
Community Service Center Program Manager	Policy guidance and coordination of the Community Service Centers and Citywide Volunteer Programs. Oversees six Community Service Centers and acts as liaison between the Mayor's Office, the City Council, and the community.	2
Community Service Center Manager	Manage individual Community Service Centers; duties include community collaboration, interaction with City officials and non-City organizations.	2
Assistant to the Director	Assist the Director of Customer Services in implementing the Customer Services Initiative, and assist in other Customer Service duties as assigned. Draft proclamations, special commendations, and certificates for the Mayor's Office.	2
Consultants	As specified in Contract. See Appendix B	3

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**CUSTOMER SERVICES DEPARTMENT
CONFLICT OF INTEREST CODE**

**APPENDIX B
DISCLOSURE CATEGORIES**

CATEGORY 1:

- a. Investments and business positions in any business entity located in or doing business with the City of San Diego.
- b. Income and gifts from sources located in or doing business with the City of San Diego.
- c. 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.

CATEGORY 2:

- a. 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.
- b. 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.
- c. 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.

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 limitations:

The Customer Services Director 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 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. That determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

109809

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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"/>

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 Zimmann*, Deputy

Office of the City Clerk, San Diego, California

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