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RESOLUTION NUMBER R- 302212

DATE OF FINAL PASSAGE DEC 15 2006

RESOLUTION ADOPTING A CONFLICT OF INTEREST
CODE FOR THE DEPARTMENT OF FINANCE

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 Department of Finance is a restructured office, which in turn reports to the Chief Operating Officer and Mayor; and

WHEREAS, the Department of Finance now seeks to enact a new conflict of interest code, which includes positions that were moved during restructuring, revises disclosure categories and revises titles of existing positions;

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

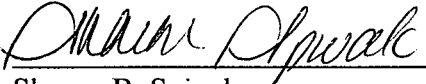
BE IT FURTHER RESOLVED, that a copy of Appendix A and Appendix B to the Conflict of Interest Code for the Department of Finance as adopted be placed on file in the Office of the City Clerk as Document No. RR- 302212

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

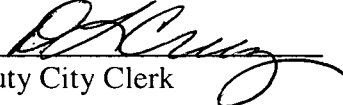
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Sharon B. Spivak
Deputy City Attorney

SBS:als
11/17/06
Or.Dept: Finance
R-2007-503

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: 1215.06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

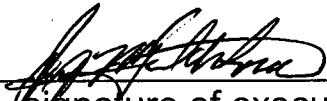
R- 302212

RECEIVED
CITY CLERK'S OFFICE
06 SEP 21 AM 11:07
SAN DIEGO, CALIF.

CERTIFICATION

The foregoing amendment to the Conflict of Interest Code was prepared by the City of San Diego's Finance Department.
(name of department/agency/board)

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



(signature of executive officer)

9-20-06

(date)

DOCUMENT NO. R-302212

REC'D DEC 05 2006
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

**DEPARTMENT OF FINANCE
CONFLICT OF INTEREST CODE**

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

POSITION	DUTIES	CATEGORY
Chief Financial Officer	Oversees all aspects of municipal finances including preparation of the annual budget, management of debt and investments, and financial reporting.	Files Form 700 (Statutory Requirement, Govt. Code section 87200)
Director, Development Corporate Partnership Program	The Corporate Partnership Program (CPP) seeks opportunities for the City to generate revenue from partnerships with the corporate community in order to enhance municipal services and facilities in the City. CPP also solicits & acts as primary point of contact for corporate donations to the City in support of City programs & facilities. The Director of Development works closely with other City Departments developing corporate marketing and sponsorship programs which underwrite City-hosted events and promote City Programs.	1
Director, Major Gifts & Philanthropy Planning	Seeks current and deferred donations of valuable property from individuals, families and companies. Working closely with prospective and current donors, as well as their professional advisers, assists in the fulfillment of donors' philanthropic goals. Provides expert guidance regarding philanthropic planning opportunities available to them through the City, as well as potential tax advantages that may arise from charitable donations. Works closely with City Departments to assist their initiatives for acquiring charitable donations and makes available to City personnel technical information and guidance.	1
Consultants	<p>The Chief Financial Officer shall determine in writing whether a consultant shall be required to disclose economic interests in one or more categories listed in Appendix B.</p> <p>The Chief Financial Officer may determine that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus will be required to disclose economic interests in fewer than all categories. The Chief Financial Officer's written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of the consultant's disclosure requirements. The Chief Financial Officer'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.</p>	3

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DEPARTMENT OF FINANCE
CONFLICT OF INTEREST CODE

APPENDIX B
DISCLOSURE CATEGORIES

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

Interests 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:

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

The City Treasurer 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 City Treasurer'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.

R-302212

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:

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

(Seal)

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

By *Mary Zimmerman*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 302212