

105

4/28

RESOLUTION NUMBER R-**304842**

DATE OF FINAL PASSAGE APR 28 2009

RESOLUTION ADOPTING A CONFLICT OF INTEREST  
CODE FOR THE HUMAN RESOURCES DEPARTMENT

WHEREAS, California 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, California Government Code section 87306 requires that a conflict of interest code be amended when necessitated by changed circumstances, including the creation of new positions which must be designated, and relevant changes in the duties assigned to existing positions; and

WHEREAS, the Human Resources Department Conflict of Interest Code has been revised to reflect changes that are a result of restructuring of City departments, to include new positions that had not previously been designated, to update required filing categories for each designated position and to add positions previously included in codes for other departments that no longer exist as a result of restructuring; and

WHEREAS, the City Council concurs that a Conflict of Interest Code be revised for the Human Resources Department; and

WHEREAS, as the City's code-reviewing body, the City Council finds it in the public interest to adopt the standard conflict of interest code promulgated by the California Fair Political Practices Commission [FPPC] in Regulation 18730, and hereby declares its intention to

incorporate by reference the terms of FPPC Regulation 18730 and any amendments to that regulation duly adopted by the FPPC as part of each conflict of interest code for which the City Council has responsibility; and

WHEREAS, California Government Code section 87303 provides that when a proposed conflict of interest code or amendment is approved by the code-reviewing body, it shall be deemed adopted, and, accordingly, this resolution is not subject to veto by the Mayor; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that a Conflict of Interest Code for the Human Resources Department 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 Human Resources Department as adopted be placed on file in the Office of the City Clerk as Document No. RR- 304842.

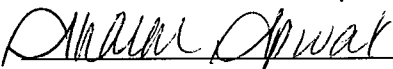
BE IT FURTHER RESOLVED, that the persons whose positions are designated in the Conflict of Interest Code for the Human Resources Department shall file their statements of economic interest with the City Clerk in compliance with the schedule set forth in Government Code section 87302(b) and Fair Political Practices Commission Regulation 18730, or any amendments thereto, which set forth the deadlines for the filing of initial statements, assuming office statements, annual statements and leaving office statements.

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 Human Resources Department becomes effective upon the date of adoption of this resolution.

BE IT FURTHER RESOLVED, that the Conflict of Interest Code for the Human Resources Department shall supersede: (1) The Labor Relations Department Conflict of Interest Code, previously enacted through Resolution R-304323 (final passage on October 28, 2008); and (2) The Office of Ethics and Integrity Conflict of Interest Code, previously enacted through Resolution R-304322 (final passage on October 28, 2008).

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Sharon B. Spivak  
Deputy City Attorney

SBS:ss  
03/11/09  
Or.Dept:Human Resources  
R-2009-946