

RESOLUTION NUMBER R- **306328**

DATE OF FINAL PASSAGE **NOV 16 2010**

RESOLUTION ADOPTING AN AMENDED CONFLICT OF INTEREST CODE FOR THE SOUTHEASTERN ECONOMIC DEVELOPMENT CORPORATION

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 required City-wide biennial review of all conflict of interest codes for which the City Council serves as code-reviewing body; and

WHEREAS, by Resolution R-305874 (adopted by the City Council on May 25, 2010), the City Council directed every City department, agency, board and commission for which the City Council serves as code-reviewing body to make biennial reports and to update their conflict of interest codes as necessary; 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, by Resolution No. R-304413, the City Council on November 18, 2008 approved an amended Conflict of Interest Code for the Southeastern Economic Development Corporation; and

WHEREAS, the Southeastern Economic Development Corporation now seeks to amend its conflict of interest code, to add three new positions that had not previously been designated, remove a position, and change the title of "Director of Finance" to "CFO" as stated in two positions, as detailed in Appendix A of the code; and

WHEREAS, 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 Southeastern Economic Development Corporation 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 Southeastern Economic Development Corporation as adopted be placed on file in the Office of the City Clerk as Document No. RR- 306328.


BE IT FURTHER RESOLVED, that the persons whose positions are designated in the Conflict of Interest Code for the Southeastern Economic Development Corporation 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 Southeastern Economic Development Corporation becomes effective upon the date of adoption of this resolution.

APPROVED: JAN I. GOLDSMITH, City Attorney

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

SBS:als  
10/25/10  
Or.Dept: SEDC

**APPENDIX A**

**SOUTHEASTERN ECONOMIC DEVELOPMENT CORPORATION  
CONFLICT OF INTEREST CODE**

**DESIGNATED POSITIONS**

<b><u>POSITION</u></b>	<b><u>DUTIES</u></b>	<b><u>CATEGORY</u></b>
President	Responsible for the administration and management of SEDC.	1-4
CFO	Assists the President with the management of all the Corporation's financial matters including but not limited to banking, savings, securities, and investments.	1-4
Senior Accountant	Assists the CFO with all the Corporation's financial matters including but not limited to banking, savings, securities, and investments.	1-4
VP of Projects & Development	Assists the President with the management and decision making of all of the Corporation's project and development matters including but not limited to redevelopment, environmental studies, and preparing reports.	1-4
Project Manager	Assists the VP of Projects & Development with the management and decision making of all of the Corporation's project and development matters including but not limited to redevelopment, environmental studies, and preparing reports.	1-4
Manager of Business Development, Operations, Human Resources and IT	Assists the President with the management and decision making of all of the Corporation's business development and operations including but not limited to business and economic development strategies, policies and procedures, and vendor contracts.	1-4
Directors - Board	Establishes administrative and management policy for SEDC.	1-4

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OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

<p>Consultants (to include all consultants fiscal, financial, architectural, legal, planning, relocation and property management, real estate, appraisers, acquisition agents, environmental &amp; others)</p>	<p>The President shall determine in writing whether a consultant shall be required to disclose economic interests in one or more categories listed in Appendix B. The President 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 four categories. The President's written determination shall include a description of the consultant's duties and, based upon the description, a statement of the extent of the consultant's disclosure requirements. The President'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>	<p>5</p>
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APPENDIX B

SOUTHEASTERN ECONOMIC DEVELOPMENT CORPORATION  
CONFLICT OF INTEREST CODE

DISCLOSURE CATEGORIES

<u>CATEGORY</u>	<u>DESCRIPTION</u>
1	All investments and business positions in any firm or entity which supplies goods or services to the Southeastern Economic Development Corporation (SEDC).
2	All interests in real property owned or used by or in any firm or entity which supplies goods or services to SEDC.
3	(a) Investments and business positions in, and sources of income from, business entities that engage in land development, construction or the acquisition or sale of real property, (b) and all financial interests in real property within any SEDC adopted redevelopment project area which includes - Central Imperial, Mount Hope, Southcrest and Gateway Center West or within 2 miles of any aforementioned adopted redevelopment project areas.
4	All sources of income and gifts from any person, firm, or entity which supplies goods or services to SEDC.
5	The President shall determine in writing whether a consultant shall be required to disclose economic interests in one or more categories listed in Appendix B. The President 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 four categories. The President's written determination shall include a description of the consultant's duties and, based upon the description, a statement of the extent of the consultant's disclosure requirements. The President'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.
* Appropriate schedules from FPPC Form 700 will be used.	

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