

RESOLUTION NUMBER R- 313331

DATE OF FINAL PASSAGE NOV 17 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO ADOPTING AN AMENDED CONFLICT OF  
INTEREST CODE FOR THE OFFICE OF THE CHIEF  
OPERATING OFFICER AND ADMINISTRATION.

WHEREAS, California Government Code (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 of San Diego (City) is conducting a required City-wide biennial review of all conflict of interest codes for which the City Council serves as the code-reviewing body; and

WHEREAS, by San Diego Resolution R-313003, adopted by the City Council on May 12, 2020, 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 San Diego Resolution R-312118, the City Council, on December 4, 2018, approved an amended Conflict of Interest Code for the Office of the Chief Operating Officer and Administration; and

WHEREAS, the Office of the Chief Operating Officer and Administration now seeks to amend its conflict of interest code to add new positions, including some previously with Civic San Diego, and revise duties of existing positions, all as detailed in Appendix A. There are no changes to Appendix B; and

WHEREAS, in accordance with San Diego Ordinance O-21082, Civic San Diego became an independent public benefit corporation, completely separate from the City, and the Civic San Diego Conflict of Interest Code will no longer exist; 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 Office of the Chief Operating Officer and Administration 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 the Chief Operating Officer and Administration as adopted be placed on file in the Office of the City Clerk as Document No. RR- 313331.

BE IT FURTHER RESOLVED, that the persons whose positions are designated in the Conflict of Interest Code for the Office of the Chief Operating Officer and Administration 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 Office of the Chief Operating Officer and Administration becomes effective upon the date of adoption of this resolution.

BE IT FURTHER RESOLVED, that the Conflict of Interest Code for Civic San Diego will no longer exist upon the adoption of this resolution.

APPROVED: MARA W. ELLIOTT, City Attorney

By Hilda R. Mendoza  
Hilda R. Mendoza  
Deputy City Attorney

HRM:nja  
10/16/2020  
Or. Dept: COO  
Doc. No.: 2505592

Passed by the Council of The City of San Diego on 11/17/2020, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 17 2020

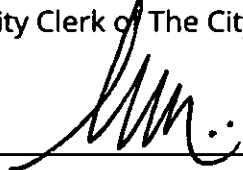
**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

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

By , Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 313331