

September 21, 2004

City Council Meeting
September 28, 2004

Mayor and Members
of the City Council

RECEIVE AND FILE REPORT DETERMINATING THAT THE CITY'S CONFLICT OF INTEREST CODE REQUIRES NO 2004 AMENDMENTS

Recommendation:

It is recommended that the City Council receive and file this report determining that the City's current Conflict of Interest Code is accurate and requires no amendment in 2004.

Background:

The Political Reform Act requires every local government agency to review its conflict of interest code biennially to determine if it is accurate or if it must be amended. Once the determination has been made, a notice must be submitted by the October 1 deadline to the code reviewing body, which, for the City, is the City Council.

As required by law, the City Clerk (designated filing officer) has reviewed the City's Conflict of Interest Code, which was last updated and adopted October 22, 2002 (Resolution No. 02-6237), and has determined that the current Code is still accurate and up to date and, therefore, does not require amendment at this time, based on the following:

- (1) Since no changes have occurred within the City's organizational structure during the past two years, the City's Code accurately designates all positions that make or participate in the making of governmental decisions;
- (2) 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
- (2) Because our Code incorporates by reference the Fair Political Practices Commission's standard model conflict of interest code (Commission Regulation 18730), which contains all of the provisions required by Government Code Section 87302 for the body of a conflict of interest code, any changes to those provisions automatically become a part of the City's Code, thus enabling our Code to always be up to date and in compliance with State law in that regard.

Elaine Doerfling, City Clerk

Noted:

Stephen R. Burrell, City Manager