

**RESOLUTION NO. 10218 (2010 Series)**

**A RESOLUTION OF THE CITY OF SAN LUIS OBISPO AMENDING THE CITY'S  
CONFLICT OF INTEREST CODE**

**WHEREAS**, the City Council adopted Resolution No. 5044 (1983 Series) amending the City's Conflict of Interest Code by incorporating by reference the Fair Political Practices Commission's standard model Conflict of Interest Code (Title 2, Division 6 of the California Code of Regulations) and updating the list of designated positions required to file a Statement of Economic Interests; and

**WHEREAS**, the Political Reform Act requires that the City Council review its Conflict of Interest Code biennially to determine whether amendments are required; and

**WHEREAS**, Resolution No. 10032 (2008 Series) adopted on October 21, 2008 amended the City's Conflict of Interest Code by updating the Appendix (List of Designated Positions and Disclosure Categories – Exhibit A); and

**WHEREAS**, a review of the Appendix indicates that amendments are necessary to reflect changes in job titles, positions and classifications; and further reveals the need to add disclosure categories specifying those financial interests that designated positions must disclose.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of San Luis Obispo as follows:

**SECTION 1.** Resolution No. 10032 (2008 Series) is hereby rescinded.

**SECTION 2.** The Fair Political Practices Commission's standard model Conflict of Interest Code (Title 2, Division 6 of the California Code of Regulations), as reorganized, along with the List of Designated Positions and Disclosure Categories in Exhibit A are adopted as the City of San Luis Obispo's Conflict of Interest Code.

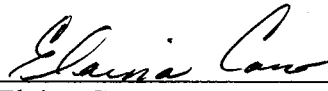
Upon motion of Vice Mayor Carter, seconded by Council Member Settle, and on the following vote:

AYES:	Council Members Ashbaugh, Marx and Settle, Vice Mayor Carter and Mayor Romero
NOES:	None
ABSENT:	None


The foregoing resolution was adopted this 21<sup>st</sup> day of September 2010.

  
\_\_\_\_\_  
Mayor David F. Romero

ATTEST:

  
\_\_\_\_\_  
Elaina Cano  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
J. Christine Dietrick  
City Attorney

**EXHIBIT A****LIST OF DESIGNATED POSITIONS  
AND DISCLOSURE CATEGORIES<sup>1</sup>**

<b><u>POSITION</u></b>	<b><u>DISCLOSURE CATEGORY</u></b>
<b><u>Administrative Office:</u></b>	
Assistant City Manager	1
Economic Development Manager	3
Natural Resources Manager	3
Principal Administrative Analyst	1
<b><u>City Attorney:</u></b>	
Assistant City Attorney	1
<b><u>City Clerk:</u></b>	
City Clerk	1
<b><u>Community Development:</u></b>	
Assistant Chief Building Official	3
Assistant Planner(s)	3
Associate Planner(s)	3
Building Inspector(s)	3
Building Permit Coordinator	3
Chief Building Official	3
Code Enforcement Officer I/II	3
Community Development Director	3
Contract Planner(s)	1
Deputy Community Development Director, Development Review	3
Deputy Community Development Director, Long Range Planning	3
Housing Programs Manager	3
Plan Examiner	2
Planning Technician	3
Senior Planner(s)	3
Supervising Administrative Assistant	2
<b><u>Finance &amp; Information Technology Department:</u></b>	
Accounting Supervisor	2
Revenue Supervisor	2
Finance Manager	2
Information Technology Manager	2
Telecommunications Supervisor	2
Network Services Supervisor	2
Administrative Analyst	2

<sup>1</sup>The Mayor and Council Members, Planning Commissioners, City Manager, City Attorney and Finance & Information Technology Director/City Treasurer are required to file Statements of Economic Interests pursuant to Government Code Section 87200, and are therefore, not included in the List of Designated Positions required to file pursuant to the City's Conflict of Interest Code.

**EXHIBIT A**Fire Department:

Fire Marshal	3
Battalion Chief(s)	3
Fire Chief	1
Fire Inspector	3
Hazardous Materials Coordinator	3

Human Resources Department:

Human Resources Analyst	2
Human Resources Director	1
Risk and Benefits Manager	2

Parks & Recreation Department:

Director of Parks and Recreation	1
Golf Course Supervisor	2
Recreation Manager	2
Recreation Supervisor – Sports	2
Recreation Supervisor - Aquatics	2
Recreation Supervisor - Children's Services	2
Recreation Supervisor - Facilities	2
Recreation Supervisor – Ranger Service	2
Recreation Supervisor – Teens, Boomers, Seniors	2
Recreation Supervisor – Special Events, Skate Park	2

Police Department:

Administrative Analyst	2
Chief of Police	1
Communications and Records Manager	2
Neighborhood Services Manager	2
Police Captain(s)	2
Police Lieutenant(s)	2

Public Works Department:

Administrative Analyst	2
Engineering Technician(s) 1 – 3	3
Facilities Maintenance Supervisor	2
City Traffic Engineer	2
Construction Engineer Manager	2
Deputy Public Works Director	2
Director of Public Works	1
Engineer 1 - 3	3
Engineering Inspector 1-4	3
Fleet Maintenance Supervisor	2
Parking Manager	2
Parks Maintenance Supervisor	2
Permit Technician	3
Principal Transportation Planner	2
Public Works Maintenance Supervisor	2

Senior Civil Engineer

2

**EXHIBIT A**

Senior Construction Inspector

2

Street Maintenance Supervisor

2

Supervising Administrative Assistant(s)

2

Supervising Civil Engineer

2

Transit Manager

2

Utilities Department:

Deputy Director of Utilities – Wastewater

2

Deputy Director of Utilities – Water

2

Industrial Waste Manager

1

Industrial Waste Inspector

1

Senior Administrative Analyst

2

Utilities Director

1

Utilities Conservation Manager

3

Utilities Projects Manager

3

Wastewater Collection Supervisor

2

Wastewater Treatment Plant Supervisor

2

Water Distribution Supervisor

2

Laboratory Manager

2

Water Supply Supervisor (Whale Rock)

2

Water Treatment Supervisor

2

Committees/Commissions:

Members of the Architectural Review Commission

3

Members of the Cultural Heritage Committee

3

Members of the Housing Authority

3

Members of the Promotional Coordinating Committee

2

Other Positions:

Consultants<sup>2</sup>

1

Housing Authority Executive Director

1

Temporary Positions<sup>3</sup>

1

DISCLOSURE CATEGORIES

Category

Reportable Interests

- 1 Investments, business positions, income from sources located in or doing business in the jurisdiction, interests in real property located in the jurisdiction, including property located within a two-mile radius of any property owned or used by the City.
- 2 Investments, business positions, and sources of income of the type which provide services, supplies, materials, machinery or equipment of the type utilized by the City.
- 3 Investments, business positions, and sources of income of the type that engage in land development, construction or the acquisition or sale of property. Interests in

## EXHIBIT A

real property located within the jurisdiction, including property located within a two-mile radius of any property owned or used by the City.

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<sup>2</sup>Consultants should be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The City Manager may determine (upon written application by the consultant) 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 Manager'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.

If a consultant believes he or she is exempt from disclosure requirements of law, prior to the application to the City Manager, the consultant shall obtain opinion to that effect from an admitted attorney to practice in the State of California, which opinion shall contain the information specified in the paragraph above.

<sup>3</sup>Temporary positions may be required to file a Statement of Economic Interests upon determination by the City Attorney that the temporary position is the functional equivalent of a designated position.