

RESOLUTION NO. 14-173

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES
AMENDING THE CITY'S ADOPTED CONFLICT OF INTEREST CODE

WHEREAS, the Political Reform Act of 1974, Government Code Section 81000, et seq., requires every local government agency to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the City Council of the City of El Paso de Robles adopted Resolution No. 11-008 on February 1, 2011, adopting an amended Conflict of Interest Code; and

WHEREAS, on June 3, 2014 the City Council directed the review of the City's Conflict of Interest Code as part of its Biennial review; and

WHEREAS, after conducting such a review, City staff filed a Biennial Notice in the City Clerk's Office which determined that amendments to the Conflict of Interest Code were necessary; and

WHEREAS, the City Council of the City of El Paso de Robles, as the Code-reviewing body for the City, has determined that the list of designated Employees and Advisory Committees identified in its Conflict of Interest Code in Exhibit "A" of said Resolution No. 08-002 should be amended to eliminate and/or add certain employee positions and to modify certain committee reporting requirements for who is to file a statement of economic interests pursuant to Title 2 of the California Code of Regulations, Section 18730; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of El Paso de Robles hereby amends the City's Conflict of Interest Code as follows:

SECTION 1: Exhibits "A" and "B" to the Code are hereby amended and replaced in their entirety with the revised Exhibits "A" and "B" attached hereto and incorporated herein by reference.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 16th day of December 2014 by the following vote:

AYES: Strong, Hamon, Gregory, Reed, Martin
NOES:
ABSTAIN:
ABSENT:



Steven W. Martin, Mayor

ATTEST:


Caryn Jackson, Deputy City Clerk

EXHIBIT "A"

LIST OF STATUTORY FILERS

Mayor
City Council Members
City Manager
City Attorney
Planning Commissioners
City Treasurer

LIST OF DESIGNATED EMPLOYEES

Disclosure Category in Exhibit B

Executive Management	
Police Chief	1, 2 & 3
Fire Chief	1, 2 & 3
Director of Administrative Services	1, 2 & 3
Director of Community Development	1, 2 & 3
Director of Public Works	1, 2 & 3
Director of Library/Recreation Services	1, 2 & 3
Assistant City Manager	1, 2 & 3

Staff

Analyst, GIS	2 & 3
Attorney, Deputy City	1, 2 & 3
Building Inspector	1, 2 & 3
Building Inspector, Senior	1, 2 & 3
Building Official, Deputy	1, 2 & 3
Building Official, Chief	1, 2 & 3
City Clerk	1, 2 & 3
Coordinator, Administrative Services	2 & 3
Coordinator, Airport Services	1, 2 & 3
Coordinator, HR Specialist	2 & 3
Coordinator, Recreation Marketing	2 & 3
Coordinator, Tourism	2 & 3
Coordinator, Volunteer	2 & 3
Engineer, Capital Projects	1, 2 & 3
Engineer, City	1, 2 & 3
Fire Battalion Chief	2 & 3
Librarian, Children's	2 & 3

Manager, Finance	1, 2 & 3
Manager, Human Resources	2 & 3
Manager, Industrial Waste	2 & 3
Manager, Information Systems	1, 2 & 3
Manager, Library Services	2 & 3
Manager, Recreation Services	2 & 3
Manager, Utilities	1, 2 & 3
Manager, Water Conservation Program	1, 2 & 3
Manager, Storm Water	1, 2 & 3
Planner, Associate	1, 2 & 3
Planner, City	1, 2 & 3
Police Lieutenant	2 & 3
Superintendent, Maintenance Services	1, 2 & 3
Supervisor, Fleet	2 & 3
Supervisor, Parks	2 & 3
Tech Supervisor, Wastewater	2 & 3
Tech Supervisor, Water	2 & 3
Advisory Body – Tourism Collaboration Committee	4
Advisory Body – Travel Paso Robles Alliance (Hotelier BID)	4
Consultants ¹	1

¹ Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the Code, provided, however, that the City Manager may determine in writing 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 Code. 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.

EXHIBIT "B"

DISCLOSURE CATEGORIES

CATEGORY 1

- (a) Interests in real property¹ which is located whole or in part (1) within the boundaries of the City of El Paso de Robles, or (2) within two miles of the boundaries of the City of El Paso de Robles, including any leasehold, beneficial or ownership interest or option to acquire such interest in real property, if the fair market value of the interest is greater than \$2,000.
- (b) Investments worth \$2,000 or more² in or income of \$500 or more³ from any person or business entity which is a contractor or subcontractor which is or has been within the period covered by the statement engaged in the performance of building construction or design within the City of El Paso de Robles.
- (c) Investments worth \$2,000 or more² in or income of \$500 or more³ from any person or business entity engaged in the acquisition or disposal of real property within the jurisdiction of the City of El Paso de Robles.
- (d) Any business entity doing business within the City of El Paso de Robles in which the official or designated employee is a director, officer, partner, trustee, employee or holds any position of management in the business entity.

CATEGORY 2

Investments of \$2,000 or more² in or income of \$500 or more³ from any person or business entity which manufactures or sells supplies, books, machinery, or equipment of the type utilized by the department for which the designated employee is Manager or Director. Investments include the interests described in Category 1.

CATEGORY 3

Investments of \$2,000 or more² in or income of \$500 or more³ from any person or business entity which is a contractor or subcontractor engaged in the performance of work or services of the type utilized by the department for which the designated employee is Manager or Director. Investments include the interests described in Category 1.

CATEGORY 4

- (a) Investments² in, and income from business entities which, in the past two-year period, have contracted with the City of Paso Robles, to provide materials or services to the City or because of the type of product or service they supply, may with reasonable foreseeability contract to provide products or services to the City of Paso Robles Hotel and Lodging Business Improvement District (also known as the Travel Paso Robles Alliance/TPRA) or City of Paso Robles.
- (b) Investments² in, and income from business entities involved in activities intended to promote the general tourism of the TPRA or City of Paso Robles.

¹ Interests in real property of an individual include a business entity's share of interests in real property of any business entity or trust in which the designated employee or his or her spouse owns, directly, indirectly, or beneficially, a ten percent interest or greater.

² Investments include:

- (1) Any financial interest in or security issued by a business entity, including but not limited to common stock, preferred stock, rights, warrants, options, debt instruments, and any partnership interest or other ownership interest;
- (2) A pro rata share of investments of any business entity or trust in which the designated employee or his or her spouse owns, directly, indirectly, or beneficially, a ten percent interest or greater.

³ No source of income is reportable unless the income received by or promised to the public official aggregates \$500 in value during the period covered by the statement.