

Agenda Report

TO: CITY COUNCIL

DATE: March 19, 2007

FROM: CITY ATTORNEY

SUBJECT: REVISION OF DESIGNATED CITY OFFICIALS AND EMPLOYEES
REQUIRED TO FILE CONFLICT OF INTEREST STATEMENTS

RECOMMENDATION:

It is recommended that the City Council adopt a resolution updating those who will be required to file conflict of interest statements as pertaining to members of the Fire and Police Retirement System ("FPRS") Board, Deferred Compensation Oversight Committee, and positions in the Fire Department and the Public Works Department.

BACKGROUND:

The City's Conflict of Interest Code, adopted by Resolution No. 5069 as promulgated by the California Fair Political Practices Commission (FPPC), was most recently updated in December, 2006. In addition to its substantive reporting requirements, the Resolution contains two appendices. Appendix A is a list of employees, commissioners and consultants who must file reports under the Conflict of Interest Code along with the disclosure category assigned to each employee based on the type of duties that an individual performs. Appendix B contains a detailed description of the disclosure categories and the specific FPPC reports which must be filed by persons in each category.


On December 18, 2006, the City Council adopted Resolution No. 8693 and changes in departmental organization, classifications and job duties were reflected in an amended Appendix A. The FPRS Board and Deferred Compensation Oversight Committee were inadvertently omitted from those documents. The attached Resolution enacts a new Appendix A which comports with the classifications, organization and job titles currently in use and re-inserts members of the FPRS Board and Deferred Compensation Oversight Committee. Appendix A is also being modified to add and correct titles for positions in the Fire Department and Public Works Department. All changes are reflected in "bold".

No employees who were previously required to file conflict of interest statements have been exempted from doing so in this revision. Appendix B has been revised to re-insert Category 18 which encompasses the FPRS Board and Deferred Compensation Oversight Committee.

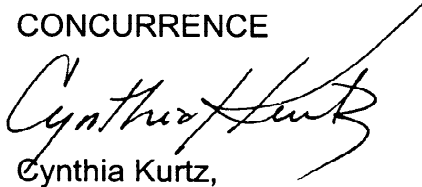
FISCAL IMPACT:

No appreciable impact is anticipated.

Respectfully submitted,


Michele Beal Bagneris, City Attorney

CONCURRENCE


Cynthia Kurtz,
City Manager

Attachments: Proposed Resolution
Conflict of Interest Code Appendix A (proposed)
Appendix B (proposed)

RESOLUTION No.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA
RELATING TO THE CALIFORNIA MODEL CONFLICT OF INTEREST CODE**

WHEREAS, the Board of Directors of the City of Pasadena adopted the standard model Conflict of Interest Code promulgated by the Fair Political Practices Commission by Resolution No. 5069 on February 21, 1984; and

WHEREAS, Resolution No. 5069 was amended by Resolution No. 6054 on December 12, 1988, by Resolution No. 6162 on June 20, 1989, by Resolution No. 6653 on January 7, 1992, by Resolution No. 6838 on December 8, 1992, by Resolution No. 7062 on February 8, 1994, by Resolution No. 7131 on June 6, 1994, by resolution 7212 on February 6, 1995, by Resolution No. 7330 on January 8, 1996, by Resolution No. 7458 on January 27, 1997, by Resolution No. 7588 on February 9, 1998, by Resolution No. 7703 on December 7, 1998, by Resolution No. 7961 on January 8, 2001, by Resolution No. 8200 on December 16, 2002 by Resolution No. 8429 on January 10, 2005, by Resolution No. 8436 on February 28, 2005 and by Resolution No. 8693 on December 18, 2006 because changes in the job titles and the duties of the affected City employees and advisory board members necessitated changes in Appendix A - Designated Employees enacted in Resolution No. 5069; and

WHEREAS, subsequent changes to the job titles and responsibilities of City employees and members of City

commissions requires amendment of Appendix A -- Designated Employees.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena as follows:

1. Appendix A -- Designated Employees, enacted as part of Resolution No. 8693 is hereby repealed and a new Appendix A -- Designated Employees, attached hereto, is adopted for inclusion in the City's Conflict of Interest Code.

2. Appendix B -- Disclosure Categories, enacted as part of Resolution No. 8693, is also repealed and a new Appendix B -- Disclosure Categories, attached hereto, is adopted for inclusion in the City's Conflict of Interest Code.

3. This resolution shall become effective immediately.

Adopted at the regular meeting of the City Council on the ____ th day of March, 2007, by the following vote:

AYES:

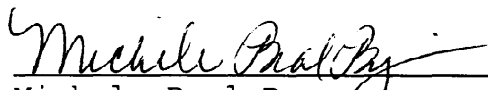
NOES:

ABSENT:

ABSTAIN:

Jane L. Rodriguez, CMC
City Clerk

Approved as to form:


Michele Beal Bagneris
City Attorney

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