

# Agenda Report

TO: CITY COUNCIL

DATE: December 18, 2006

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. These revisions reflect changes in Departments, positions, titles and duties which have occurred since the last revision in February, 2005.

## **BACKGROUND:**

On February 24, 1984, the City's model Conflict of Interest Code was adopted by Resolution No. 5069 as promulgated by the California Fair Political Practices Commission (FPPC). 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 fifteen disclosure categories and the specific FPPC reports which must be filed by persons in each category.

Appendix A was last revised in February, 2005. Since that time, changes in departmental organization, classifications and job duties have occurred. To forestall any confusion about which employees, commissioners and consultants are required to file conflict of interest statements, the attached Resolution enacts a new Appendix A which comports with the classifications, organization and job titles currently in use. Additionally, State law requires that the City's Conflict of Interest Code be updated at this time.

No employees who were previously required to file conflict of interest statements have been exempted from doing so in this revision. Several newly created or expanded

positions have been added to the list. Those changes are indicated in "bold." No revisions have been made to Appendix B.

**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 (existing, not to be changed)

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 and by Resolution No. 8436 on February 28, 2005 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. 8436 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. 8436, continues in full force and effect.

3. This resolution shall become effective immediately.

Adopted at the regular meeting of the City Council on the \_\_\_\_ th day of December, 2006, by the following vote:

AYES:

NOES:


ABSENT:

ABSTAIN:

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Jane L. Rodriguez, CMC  
City Clerk

Approved as to form:

  
Michele Beal Bagneris  
City Attorney

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