

RESOLUTION NO. RES-2020-168

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ADOPTING AN AMENDED CONFLICT OF INTEREST CODE FOR THE CITY OF SANTA ROSA

WHEREAS, the Political Reform Act, Government Code Section 81000, *et seq.*, requires every state and local government agency to adopt and promulgate a conflict of interest code that designates the disclosure filing requirements for designated officials and positions that are involved in or participating in the making of governmental decisions; and

WHEREAS, the Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. Section 18730), which contains the terms of a standard conflict of interest code and may be incorporated by reference in an agency's conflict of interest code; and

WHEREAS, Government Code Section 87306.5 requires the city to review and revise its conflict of interest code biennially in even-numbered years; and

WHEREAS, after conducting a biennial review of the designated positions and disclosure categories, staff has determined that amendments to the list of designated positions (Appendix A) and disclosure categories (Appendix B) are necessary.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Santa Rosa that the terms of 2 California Code of Regulations Section 18730, as may be amended from time to time, are hereby incorporated by reference and, along with the attached Exhibit "A," constitute the Conflict of Interest Code for the City of Santa Rosa.

BE IT FURTHER RESOLVED that persons holding designated positions as defined in Appendix A shall timely file statements of economic interest with the City Clerk when required by the Political Reform Act or when notified to do so by the City Clerk.

BE IT FURTHER RESOLVED that all persons holding designated positions as defined in Appendix A and Government Code section 87200, including consultants designated as FPPC Form 700 filers, shall electronically file Statements of Economic Interests (FPPC Form 700) according to procedures established by the City Clerk.

BE IT FURTHER RESOLVED that all persons holding designated positions as defined in Appendix A and Government Code section 87200, including consultants designated as FPPC Form 700 filers, shall complete Ethics Training as required by AB 1234 (Government Code section 53232, *et seq.*).

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BE IT FURTHER RESOLVED by the Council of the City of Santa Rosa that Resolution No. RES-2018-162 and all prior resolutions adopting or amending the City's Conflict of Interest Code are hereby repealed.

IN COUNCIL DULY PASSED this 13th day of October, 2020.

AYES: (7) Mayor Schwedhelm, Vice Mayor Fleming, Council Members Dowd, Olivares, Rogers, Sawyer, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: Stephanie A. Williams
City Clerk

APPROVED: J Schwedhelm
Mayor

APPROVED AS TO FORM:

Sue Gallagher
Sue Gallagher (Oct 28, 2020 16:29 PDT)
City Attorney

Exhibit A – Conflict of Interest Code

**CITY OF SANTA ROSA
CONFLICT OF INTEREST CODE**

SECTION 1. AUTHORITY. This code is adopted pursuant to and in compliance with Section 87300 of the California Government Code.

SECTION 2. STANDARDIZED CODE ADOPTED. The Political Reform Act (Government Code Section 81000, *et seq.*) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. Section 18730) that contains the terms of a standard conflict of interest code and may be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act.

Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation, and the attached Appendices designating positions and establishing disclosure requirements, shall constitute the Conflict of Interest Code for the City of Santa Rosa. This Conflict of Interest Code of the City of Santa Rosa, adopted by Resolution No. RES-2020-168, replaces any Conflict of Interest Code of the City of Santa Rosa previously in effect.

SECTION 3. STATEMENTS OF ECONOMIC INTEREST. Individuals holding designated positions shall file their Statements of Economic Interest (Statements) with the City Clerk, who will retain the Statements and make the Statements available for public inspection and reproduction. (Gov. Code Section 81008.)

SECTION 4. EFFECTIVE DATE. This Conflict of Interest Code shall take effect immediately upon its approval by the Council of the City of Santa Rosa.

Amended: 12/15/98
03/21/00
12/19/00
12/03/02
12/14/04
12/19/06
12/16/08
12/14/10
12/11/12
01/30/13 (Appendix A)
12/02/14
12/13/16
09/25/18
10/13/20

**CITY OF SANTA ROSA CONFLICT OF INTEREST CODE
APPENDIX A**

DESIGNATED POSITIONS

City Departments

Disclosure Category

City Attorney's Office

Administrator – City Attorney's Office	B
Assistant City Attorney	A
Chief Assistant City Attorney	A
Deputy City Attorney	A
Parking Citation Hearing Officer	B

City Manager's Office

Assistant City Manager	A
City Clerk	B

Communications and Intergovernmental Relations

Chief Communications and Intergovernmental Relations Officer	A
Intergovernmental Relations and Legislative Officer	A
Marketing and Outreach Coordinator	B

Finance Department

Accounts Payable Supervisor	A
Administrative Services Officer	A
Budget and Financial Analysis Manager	A
Buyer	B
Deputy Director – Finance	A
Financial Analyst	A
Parking Manager	A
Parking Program Coordinator	B
Purchasing Agent	A
Revenue Operations Supervisor	A
Senior Buyer	B
Supervising Accountant	A

Fire Department

Administrative Services Officer	A
Assistant Fire Marshal	B
Battalion Chief	B
Deputy Fire Chief	A
Division Chief Fire Marshal	A
Emergency Preparedness Manager	B
Fire Chief	A

Housing and Community Services Department

Administrative Services Officer	A
Deputy Director	A
Director	A
Housing and Community Services Manager	A
Program Specialist I/II	B

Human Resources Department

Director	A
Employee Relations Manager	A
Employment Services Manager	A
Principal Human Resources Analyst	B
Risk Manager	A
Risk Management Analyst	B

Information Technology

Chief Information Officer	A
Information Technology Section Manager	B

Office of Community Engagement

Deputy Director	A
Program Manager – Violence Prevention Partnership	B

Planning and Economic Development Department

Administrative Services Officer	A
Arts and Culture Coordinator	B
Assistant Engineer	B
Associate Civil Engineer	B
Building Inspector	B
Building Inspector Trainee	B
Chief Building Official	A
City Planner	B
City Planner Trainee	C
Civil Engineering Technician	B
Code Enforcement Officer	C
Deputy Director – Economic Development	A
Deputy Director - Engineering Development Services	A
Deputy Director – Planning	A
Development Review Coordinator	A
Director/Assistant City Manager	A
Marketing and Outreach Coordinator	B
Permit Intake Manager	A
Plan Check Engineer	B
Program Specialist I/II	B
Quality Control Associate	B
Senior Building Inspector	B
Senior Code Enforcement Officer	C
Senior Planner	B

Supervising Engineer	A
Supervising Planner	A

Police Department

Administrative Services Officer	A
Police Captain	A
Police Chief	A
Police Lieutenant	B
Technical Services Division Manager	A

Recreation Department

Administrative Services Officer	A
Deputy Director – Recreation	A

Transportation & Public Works Department

Active Transportation Planner	B
Administrative Services Officer	A
Assistant Engineer	B
Associate Civil Engineer	B
Assistant Land Surveyor	B
Associate Land Surveyor	B
Associate Traffic Engineer	B
Civil Engineering Technician	B
Deputy Director – Engineering Services	A
Deputy Director - Field Services	A
Deputy Director – Park Planning	A
Deputy Director – Traffic Engineering	A
Deputy Director – Transit	A
Director/Assistant City Manager/City Engineer	A
Facilities Maintenance and Operations Coordinator	B
Fleet Superintendent	A
Quality Control Associate	B
Street Maintenance Superintendent	A
Supervising Engineer	B
Supervising Land Surveyor	B
Transit Planner	B
Transportation Planner	B
Zero Waste Coordinator	B

Water

Administrative Services Officer	A
Associate Civil Engineer	B
Associate Right-of-Way Agent	A
Biosolids Coordinator	A
Department Information Technology Supervisor	B
Deputy Director – Environmental Services	A
Deputy Director – Regional Water Reuse Operations	A
Deputy Director – Utilities Administration	A

Deputy Director – Water and Engineering Resources	A
Deputy Director – Water and Sewer Operations	A
Deputy Director – Water Resources	A
Development Review Coordinator	B
Director	A
Environmental Compliance Inspector II	B
Environmental Compliance Inspector III	B
Environmental Services Officer	A
Environmental Compliance Supervisor	A
Geysers Operations and Maintenance Coordinator	B
Laboratory Supervisor	B
Marketing and Outreach Coordinator	B
Quality Assurance Coordinator	B
Real Property Manager	A
Safety and Training Coordinator	B
Senior Buyer	B
Senior Environmental Specialist	B
Senior Water Resources Planner	B
Stores Specialist	B
Stormwater and Creeks Manager	B
Supervising Engineer	B
Sustainability Coordinator	B
Utilities Mechanical Superintendent	A
Utility System Superintendent	A
Utility System Supervisor	B
Wastewater Reclamation Superintendent	A
Wastewater Treatment Superintendent	A
Wastewater Treatment Supervisor	B
Water Reuse Engineer	A
Water Quality Supervisor	B

Boards/Agencies/Commissions/Consultants

Disclosure Category

Art in Public Places Committee (Members)	A
Board of Building Regulation Appeals (Members)	C
Board of Public Utilities (Members)	A
Community Advisory Board (Members)	A
Cultural Heritage Board (Members)	C
Design Review Board (Members)	A
Housing Authority (Members & Attorneys)	A
Successor Agency to the Redevelopment Agency of the City of Santa Rosa (Members and Attorneys)	A

Consultants*

* Consultants, as defined in California Code of Regulations, title 2, section 18701, shall disclose pursuant to the broadest disclosure category in the Conflict of Interest Code subject to the following limitation:

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 herein. 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.

Public Officials Who Manage Public Investments (Specified in Government Code Section 87200):

The positions listed below manage public investments and shall file a statement of economic interests pursuant to Government Code section 87200. These positions are listed for informational purposes only.

1. Members of the Santa Rosa City Council
2. City Manager
3. City Attorney
4. Chief Financial Officer
5. Members of the Santa Rosa Planning Commission

CITY OF SANTA ROSA CONFLICT OF INTEREST CODE
APPENDIX B
DISCLOSURE CATEGORIES

A. Full Disclosure

Persons holding designated positions assigned **Disclosure Category A** shall disclose all income, investment interests, management positions and interests in real property within the City of Santa Rosa or within two miles of its boundaries, other than savings accounts, insurance policies, or government bonds and interest, premiums or dividends derived therefrom, and dividends or returns on securities registered with the U. S. Securities and Exchange Commission. Nothing in this Conflict of Interest Code is intended to require the reporting of gifts from outside the agency's jurisdiction if the purpose of disclosure of the source of the gift does not have some connection with or bearing upon the functions or duties of the position for which the reporting is required.

B. Partial Disclosure, including Income and Investments

Persons holding designated positions assigned **Disclosure Category B** shall disclose all investment interests and management positions in any business entity or source of income, which does business with the City of Santa Rosa, or has done business with the City during the two years prior to the time a statement is required to be filed hereunder, through the filer's department or agency; or which manufactures, sells, provides or furnishes goods or services of the type and character which the City might reasonably be expected to purchase, contract for or use through the filer's agency or department.

C. Partial Disclosure, including Real Property

Persons holding designated positions assigned **Disclosure Category C** shall disclose interests in real property and interest or management positions in any business entity which owns real property, if the property is located within the City of Santa Rosa or within two miles of its boundaries, or within two miles of any land owned by or used by the City.