

# CITY OF SONOMA

## RESOLUTION NO. 46 - 2014

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SONOMA ADOPTING A CONFLICT OF INTEREST CODE AND RESCINDING PREVIOUS RESOLUTIONS

WHEREAS, the Political Reform Act of 1974 (Government Code Section 81000, et. seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes; and

WHEREAS, the Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations 18730) which contains the terms of a standard conflict of interest code and which may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments to the Political Reform Act; and

WHEREAS, designated officials and employees shall file their statements of economic interests with the City Clerk of the City of Sonoma and such statements shall be open for public inspection and reproduction pursuant to Government Code section 81008. Statements for all designated officials and employees will be retained by the City of Sonoma.

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

#### SECTION 1. Incorporation of State Regulations by Reference

With the additions noted below, the terms of Title 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission is hereby incorporated by reference and together with the List of Designated Positions and Disclosure Categories, as adopted by the City Council, shall constitute the Conflict of Interest Code of the City of Sonoma.

#### SECTION 2. Designated Positions with Reporting Requirements

Members of boards and commissions appointed by the City Council, consultants, and city employees holding designated positions as shown on Exhibit A shall be considered designated positions subject to reporting requirements under the Conflict of Interest Code, and shall disclose financial interests as set forth on Exhibit B which lists the individual disclosure categories. Said Exhibit A and Exhibit B are attached hereto and made a part hereof.

SECTION 3. Filing of Statements

Persons holding designated positions shall file Statements of Economic Interests with the City of Sonoma on Fair Political Practices Forms, in conformance with the individual disclosure categories and State guidelines.

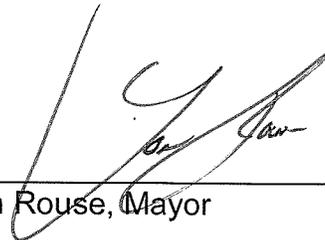
SECTION 4. Late Filings and Failure to File Statements

Any violation of any provision of this Code is subject to the administrative, criminal and civil sanctions provided in the Political Reform Act, Government Code Sections 81000 et seq.

BE IT FURTHER RESOLVED, all previous resolutions adopting and/or amending the City of Sonoma Conflict of Interest Code are hereby rescinded in their entirety.

The foregoing Resolution was adopted this 15<sup>th</sup> day of September 2014 by the following vote:

AYES: Barbose, Cook, Rouse, Brown, Gallian  
NOES: None  
ABSENT: None

  
\_\_\_\_\_  
Tom Rouse, Mayor

ATTEST:

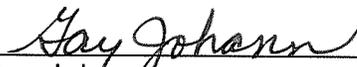
  
\_\_\_\_\_  
Gay Johann  
Assistant City Manager / City Clerk

EXHIBIT "A"

LIST OF DESIGNATED POSITIONS  
AND DISCLOSURE CATEGORIES

\*\*\*see note below

<b>POSITION</b>	<b>DISCLOSURE CATEGORY</b>
Accountant	A
Administrative Services Manager	A
Assistant City Manager/City Clerk	A
Associate Planner	C
Building Inspector	C
Chief of Police	A
City Prosecutor	A
Contractual Consultants**	A
Deputy City Attorney	A
Deputy City Clerk	A
Development Services Director/Building Official	A
Finance Director	A
Fire Chief	A
Planning & Community Services Director	A
Plans Examiner	C
Public Works Director	A
Public Works Operations Manager	A
Redevelopment Attorney	A
Senior Planner	C

<b>COMMITTEES/COMMISSIONS</b>	<b>DISCLOSURE CATEGORY</b>
Community Housing Corp. Board of Directors	C
Community Services and Environment Commission	A
Design Review Commission	C
Mobilehome Park Rental Review Board	C
Traffic Safety Committee	C

\*\* **Contractual Consultant** means an individual who, pursuant to a contract with the City, makes or participates in making governmental decisions. The City Manager may determine in writing that a particular consultant is hired to perform a range of duties that are 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.

\*\*\* City Council Members, Planning Commissioners, City Manager, City Attorney, and the 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 "B"

DISCLOSURE CATEGORIES

<u>CATEGORY</u>	<u>REPORTABLE INTERESTS</u>
A	Investments, business positions, income (including gifts, loans and travel payments) from sources located in or doing business in the City, interests in real property located in the City, including property located within a two-mile radius of any property owned or used by the City.
B	Investments, business positions, and sources of income (including gifts, loans and travel payments) from or in any business entity that engages in the type of services, supplies, materials, machinery, or equipment that is purchased or acquired by the employee's department. If the employee is involved in purchasing decisions that affect more than one department, then the employee shall disclose all income (including gifts, loans and travel payments) and investment interests and business positions in any business that engages in the type of services, supplies, materials, machinery or equipment that the City might reasonably be expected to purchase or acquire.
C	Investments in real property or interests in business positions in any business entity which owns property within the City or within a two-mile radius of any property owned or used by the City.