

Resolution No. 2014-09-09-1201

STOCKTON CITY COUNCIL

RESOLUTION AMENDING THE CITY OF STOCKTON'S 2014 CONFLICT OF INTEREST CODE BY ADDING AND DELETING CERTAIN POSITIONS

Title 2, California Code of Regulations, section 18000, et seq., requires the periodic review of Conflict of Interest Codes as adopted by the City of Stockton; and

Amendments to the Political Reform Act, Government Code section 81000, et seq., require conforming amendments to Conflict of Interest Codes adopted and promulgated pursuant to its provisions; and

The Fair Political Practices Commission has adopted section 18730 of Title 2, California Code of Regulations, a model Conflict of Interest Code, which may be incorporated by reference and amended to conform to amendments of the Political Reform Act after public notice and hearings conducted by the Fair Political Practices Commission, pursuant to Government Code section 11370, et seq.; and

Incorporation by reference of the model Conflict of Interest Code and its subsequent amendments will save this body time and money by minimizing the actions required of this body to maintain conformity with the Political Reform Act; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. All previously adopted resolutions approving or amending the City's Conflict of Interest Codes are hereby rescinded.

2. The model Conflict of Interest Code, Title 2, California Code of Regulations section 18730 and its subsequent amendments are hereby adopted by reference together with Appendices A – C, attached and incorporated by this reference, designating officials and employees and disclosures, all of which constitute the Conflict of Interest Codes for the following departments and agencies:

A. PUBLIC OFFICIALS

- (1) Mayor and City Councilmembers
- (2) Planning Commissioners
- (3) City Manager
- (4) City Attorney
- (5) Director of Administrative Services/City Treasurer

The officials named in section 2A of this resolution are not part of the City's Conflict of Interest Code and are required to file a statement of economic interests in accordance with Government Code section 87200.

B. DESIGNATED FILERS

1. A designated employee is anyone within the City of Stockton who is an officer, employee, member, or consultant who is designated in the Code because the position entails the making or participation in the making of decisions which may foreseeably have a material effect on any financial interest (Gov. Code, § 82019), and who shall file statements of economic interest pursuant to subsection (b) (5) of section 18730 of Title 2, California Code of Regulations, the model Conflict of Interest Code.

2. Government Code section 91013 authorizes the City Clerk, as the Filing Official for the City of Stockton, to impose a late filing penalty upon late filers, in the form of a fine of \$10 per day for each day a statement is late up to a maximum of \$100.

APPENDIX A – DEPARTMENTS OF THE CITY OF STOCKTON:

- (1) Administrative Services
- (2) City Attorney
- (3) City Auditor
- (4) City Clerk
- (5) City Manager
- (6) Community Development
- (7) Community Services

- (8) Economic Development
- (9) Fire
- (10) Information Technology
- (11) Human Resources
- (12) Municipal Utilities
- (13) Police
- (14) Public Works

APPENDIX B – BOARDS AND COMMISSIONS OF THE CITY OF STOCKTON

- (1) Arts Commission
- (2) Building-Housing Board of Appeals
- (3) Central Parking District Advisory Board
- (4) Charter Review Advisory Commission
- (5) City Council Salary Setting Commission
- (6) Civil Service Commission
- (7) Climate Action Plan Advisory Committee
- (8) Community Development Committee
- (9) Council Water Advisory Group
- (10) Development Oversight Commission
- (11) Handicapped Access Board of Appeals
- (12) Measure A Citizens' Advisory Committee
- (13) Measure W Oversight Committee
- (14) Parks and Recreation Commission
- (15) Public Arts Advisory Committee
- (16) Public Financing Authority
- (17) Successor Agency Oversight Board
- (18) Successor Agency of the Stockton Redevelopment Agency

APPENDIX C – DISCLOSURE CATEGORIES

- (1) Disclosure Category 1
- (2) Disclosure Category 2
- (3) Disclosure Category 3
- (4) Disclosure Category 4
- (5) Disclosure Category 5
- (6) Disclosure Category 6 – Consultants

PASSED, APPROVED, and ADOPTED September 9, 2014.



ANTHONY SILVA
Mayor of the City of Stockton

ATTEST:



BONNIE PAIGE
City Clerk of the City of Stockton



**CITY OF STOCKTON CONFLICT OF INTEREST CODE
APPENDIX A: DEPARTMENTS**

ADMINISTRATIVE SERVICES DEPARTMENT

Designated Position	Disclosure Category
Accounting Manager	5
Administrative Analyst I/II	1
Assistant Director	5
Budget Officer	1
Buyer I/II	3
Materials Supervisor	5
Purchasing Agent	3
Program Manager I/II	1
Program Manager III	5
Reprographics Supervisor	5
Revenue Officer	5
Senior Administrative Analyst	1
Senior Buyer	3
Consultants - Debt / F.A.	Consultants

CITY ATTORNEY

Designated Position	Disclosure Category
Assistant City Attorney	1
Deputy City Attorney	1

CITY AUDITOR

Designated Position	Disclosure Category
Administrative Analyst I/II	1
Assistant City Auditor	1
City Auditor	1
Deputy City Auditor I/II	1
Senior Administrative Analyst	1
Senior Deputy City Auditor	1

EXHIBIT A

CITY CLERK

Designated Position	Disclosure Category
City Clerk	1
Assistant City Clerk I/II	1
Senior Deputy City Clerk	5

CITY MANAGER

Designated Position	Disclosure Category
Administrative Analyst I/II	1
Assistant to the City Manager	1
Deputy City Manager	1
Office of Violence Prevention Manager	1
Program Manager III	1
Senior Administrative Analyst	1
Consultants	1

COMMUNITY DEVELOPMENT DEPARTMENT

Designated Position	Disclosure Category
Assistant Planner	4
Associate Civil Engineer	4
Associate Engineer	4
Associate Planner	4
Combination Inspector I/II	4
Community Development Technician	4
Deputy Director/Building	1
Deputy Director/Planning and Engineering Services	1
Director of Community Development	1
Engineering Technician I/II	4
Junior Engineer	4
Plan Check Engineer	4
Plan Checker I/II	4
Planning Manager	4

EXHIBIT A

COMMUNITY DEVELOPMENT DEPARTMENT (continued)

Designated Position	Disclosure Category
Program Manager III	4
Senior Civil Engineer	4
Senior Community Development Technician	4
Senior Engineering Technician	4
Senior Plan Checker	4
Senior Planner	4
Supervising Combination Inspector	4
Supervising Plan Check/Structural Engineer	4

COMMUNITY SERVICES DEPARTMENT

Designated Position	Disclosure Category
Administrative Analyst I/II	5
Director of Community Service	1
Deputy Director of Community Services-City Librarian	1
Deputy Director of Community Services/Recreation	1
Executive Assistant	5
Program Manager III	5
Recreation Supervisor	5
Senior Administrative Analyst	5
Supervising Librarian	5

ECONOMIC DEVELOPMENT DEPARTMENT

Designated Position	Disclosure Category
Administrative Analyst I/II	4
District Parking Supervisor	4
Economic Development Analyst	4
Economic Development Deputy Director	1
Economic Development Director	1
Housing and Financial Advisor I/II	4
Housing Deputy Director	1
Program Manager I/II - Administration	4
Real Property Agent I/II	4
Project Manager I/II/III Housing and Asset Management	4
Senior Administrative Analyst	4
Senior Economic Development Analyst	4

EXHIBIT A

ECONOMIC DEVELOPMENT DEPARTMENT (continued)

Designated Position	Disclosure Category
Senior Housing Rehabilitation Counselor	4
Senior Real Property Agent	4
Supervising Real Property Agent	4
Consultants	Consultants

FIRE DEPARTMENT

Designated Position	Disclosure Category
Captain/Fire Inspector	5
Deputy Fire Chief I/II	5
Division Chief	5
EMS Captain/Division of Training	5
Fire Battalion Chief	5
Fire Chief	1
Deputy Fire Marshal	5
Fire Prevention Inspector I/II	5
Fire Protection Specialist	5
Plan Checker I/II	5
Program Manager I/II/III	5
Project Manager I/II/III	5
Suppression Captain/Division of Training	5

HUMAN RESOURCES DEPARTMENT

Designated Position	Disclosure Category
Assistant Director of Human Resources	1
Deputy Director of Human Resources	1
Director of Human Resources	1
Human Resources Manager/ Safety Officer	1
Liability Claims Investigator I/II	1
Risk Manager	1
Consultants	Consultants

EXHIBIT A

INFORMATION TECHNOLOGY DEPARTMENT

Designated Position	Disclosure Category
Deputy Information Technology Director	1
Information Technology Officer	1
Director of Information Technology	1
Program Manager I/II	5
Consultants	Consultants

MUNICIPAL UTILITIES DEPARTMENT

Designated Position	Disclosure Category
Assistant Director of Municipal Utilities	5
Assistant Engineer	5
Associate Civil Engineer	5
Chief Plant Operator – Wastewater	5
Chief Plant Operator – Water	5
Deputy MUD Director/Maintenance & Collection Systems	5
Deputy MUD Director/Wastewater	5
Deputy MUD Director/Water Resources Planning	5
Director of Municipal Utilities	1
Engineering Services Manager Municipal Utilities	5
Environmental Control Officer	5
MUD Chief Financial Officer	5
Principal Civil Engineer	5
Program Manager I/II/III	5
Public Works Inspector	5
Regulatory Compliance Officer	5
Senior Buyer	5
Senior Civil Engineer	5
Senior Environmental Control Officer	5
Technical Services Supervisor	5

POLICE DEPARTMENT

Designated Position	Disclosure Category
Chief of Police	5
Deputy Chief of Police I	5
Police Services Manager	5
Program Manager I/II/III	5

EXHIBIT A

PUBLIC WORKS DEPARTMENT

Designated Position	Disclosure Category
Administrative Analyst	5
Assessment District Program Coordinator	5
Assistant City Traffic Engineer	5
Assistant Civil Engineer	5
Assistant Engineer	5
Assistant Solid Waste Manager	5
Associate Civil Engineer	5
Associate Engineer	5
Associate Traffic Engineer	5
City Traffic Engineer	5
Deputy Public Works Director/City Engineer	5
Deputy Public Works Director	5
Engineering Services Manager	5
Engineering Technician I/II	5
Fleet Manager	5
Junior Engineer	5
Parks Facility Planner/Landscape Architect	4
Parks Manager	5
Parks Supervisor	5
Principal Administrative Analyst	5
Program Manager I/II/III	5
Project Manager I/II/III	5
Public Works Director	1
Public Works Inspector	4
Public Works Safety/Training Officer	5
Public Works Supervisor	5
Public Works Supervisor/Electrical	5
Senior Administrative Analyst	5
Senior Civil Engineer	5
Senior Engineering Technician	5
Supervising Public Works Inspector	4
Senior Public Works Supervisor Electrical (Traffic)	5

EXHIBIT A

PUBLIC WORKS DEPARTMENT (continued)

Designated Position	Disclosure Category
Senior Public Works Supervisor/Streets	5
Solid Waste Manager	5
Supervising Mechanic	5
Consultants	Consultants

**CITY OF STOCKTON CONFLICT OF INTEREST CODE
APPENDIX B: DESIGNATED BOARDS, COMMISSIONS, COMMITTEES**

BOARDS, COMMISSIONS, COMMITTEES

Name	Designated Position	Disclosure Category
Arts Commission	All Commissioners	1
Building/Housing Board of Appeals	All Commissioners	1
Central Parking District Advisory Board	All Commissioners	2
Charter Review Advisory Commission	All Commissioners	4
City Council Salary Setting Commission	All Commissioners	1
Civil Service Commission	All Commissioners	1
Climate Action Plan Advisory Committee	All Commissioners	1
Community Development Committee	All Commissioners	1
Development Oversight Commission	All Commissioners	1
Handicapped Access Board of Appeals	All Commissioners	1
Measure A Citizens' Advisory Committee	All Commissioners	4
Measure W Oversight Committee	All Commissioners	4
Parks and Recreation Commission	All Commissioners	1
Public Art Advisory Committee	All Commissioners	1
Public Financing Authority	Chairperson, Executive Director, Treasurer, Legal Advisor	All Category 4
Public Financing Authority	Consultants	Consultants
Successor Agency Oversight Board	All Commissioners	1
Water Advisory Group	All Commissioners	1

**CITY OF STOCKTON CONFLICT OF INTEREST CODE
APPENDIX C: DISCLOSURE CATEGORIES**

An investment, income or real property interest is reportable if it may be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

DISCLOSURE CATEGORY 1

- a. Investments and business positions in any business entity located in, doing business or planning to do business in the City of Stockton. (See FPPC Form 700 Schedules A-1 and A-2 Instructions)
- b. Income, including loans, gifts, and travel payments from all sources, regardless of the jurisdiction. (See FPPC Form 700 Schedules C and D Instructions)
- c. Financial interests in real property (See FPPC Form 700 Schedule B Instructions):
 - 1) within the boundaries of the City of Stockton, or
 - 2) within a two mile radius of any property owned or used by the City of Stockton; or
 - 3) subject to the jurisdiction of the City of Stockton.
- d. Income, including loans, gifts, and travel payments from all sources, regardless of the jurisdiction. (See FPPC Form 700 Schedules C, D and E Instructions).

DISCLOSURE CATEGORY 2 - CENTRAL PARKING DISTRICT

An investment, income or real property interest is reportable if it may be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

- a. Investments and business positions in any business entity located in, doing business or planning to do business in the Central Parking District. (See FPPC Form 700 Schedules A-1 and A-2 Instructions)
- b. Income, including loans, gifts, and travel payments from sources, within the Central Parking District. (See FPPC Form 700 Schedules D and E Instructions)
- c. Financial interests in real property (See FPPC Form 700 Schedule B Instructions):
 - 1) within the boundaries of the Central Parking District, or

- 2) within a two mile radius of any property owned or used by the Central Parking District; or
- 3) subject to the jurisdiction of the Central Parking District.

DISCLOSURE CATEGORY 3

An investment, income or real property interest is reportable if it may be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

- a. All investments within the boundaries of the City of Stockton or within a two mile radius of the City of Stockton (See FPPC Form 700 Schedules A-1 and A-2 Instructions);
- b. All investments in business entities which, within the last two years, have contracted, or in the future may contract with the City of Stockton to provide services, supplies, materials, machinery or equipment (See FPPC Form 700 Schedules A-1 and A-2 Instructions);
- c. All investments in business entities in the construction or building industry within the City of Stockton (See FPPC Form 700 Schedules A-1 and A-2 Instructions);
- d. All interests in real property within the City of Stockton (See FPPC Form 700 Schedule B Instructions);
- e. All sources of personal income (See FPPC Form 700 Schedule C Instructions);
- f. The name of each business entity not specified above in which he or she is a director, officer, partner, trustee, employee, or is holding any position of management. (See FPPC Form 700 Schedule A-2 Instructions)
- g. Income, including loans, gifts, and travel payments from all sources, regardless of the jurisdiction. (See FPPC Form 700 Schedules C, D and E Instructions).

DISCLOSURE CATEGORY 4

An investment, income or real property interest is reportable if it may be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

- a. All investments, income or real property interest (See FPPC Form 700 Schedules A-1 and A-2 Instructions):
 - 1) within the boundaries of the City of Stockton;
 - 2) within a two mile radius of the City of Stockton;
 - 3) in business entities which, within the last two years, have contracted, or in the future may contract with the City of Stockton to provide services, supplies, materials, machinery or equipment;
 - 4) in business entities in the construction or building industry within the City of Stockton;
 - 5) from business entities engaged in building construction or design including contractors and subcontractors located or doing business in the City of Stockton;
- b. The name of each business entity not specified above in which he or she is a director, officer, partner, trustee, employee, or is holding any position of management (See FPPC Form 700 Schedule A-2 Instructions);
- c. Investments in or income from persons or business entities engaged in the acquisition or disposal of real property within the City of Stockton (See FPPC Form 700 Schedule B Instructions);
- d. Income, including loans, gifts, and travel payments from all sources, regardless of the jurisdiction. (See FPPC Form 700 Schedules C, D and E Instructions).

DISCLOSURE CATEGORY 5

- a. Investments and business positions in any business entity that manufacture or sell supplies, books, machinery or equipment of the type utilized by the City of Stockton (See FPPC Form 700 Schedules A-1 and A-2 Instructions);
- b. Investments in or income from business entities that are contractors or subcontractors and are, or have been, within the previous two year period, doing business in the City of Stockton (See FPPC Form 700 Schedules A-1 and A-2 Instructions);
- c. Income, including loans, gifts, and travel payments from sources that:
 - 1) manufacture, sell, or provide goods, equipment, vehicles, machinery or services, including training or consulting services;
 - 2) provide leased facilities to the City of Stockton;
 - 3) are subject to the regulatory, permit, or licensing authority of, or have an application for a license or permit pending before the City of Stockton; and
 - 4) engage in land development, construction or the acquisition or sale of real property.(See FPPC Form 700 Schedules C, D and E)

DISCLOSURE CATEGORY: CONSULTANTS

Consultants (the individual representing the firm) shall be included in the listing of designated employees and shall disclose pursuant to Disclosure Category 1, 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 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.

DATE: _____

TO: CITY CLERK, CITY OF STOCKTON

FROM: _____ DEPARTMENT: _____

SUBJECT: CONFLICT OF INTEREST DISCLOSURE CATEGORIES FOR NEW CONSULTANT POSITION

The following Consultant, _____ was hired on ___ / ___ / ___ and will be performing the following duties:

The following Disclosure Categories apply to this position:

- | | |
|-------------------------------------|-------------------------------------|
| <input type="checkbox"/> Category 1 | <input type="checkbox"/> Category 4 |
| <input type="checkbox"/> Category 2 | <input type="checkbox"/> Category 5 |
| <input type="checkbox"/> Category 3 | |

Chair/Director/Department Head

Date