

**CITY OF CLOVERDALE  
CITY COUNCIL  
RESOLUTION NO. 006-2018**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVERDALE  
AMENDING RESOLUTION NO. 001-2016, ADOPTED ON JANUARY 12, 2016, AND ADOPTING  
EXHIBIT B TO THE CITY'S CONFLICT-OF-INTEREST CODE TO SPECIFY THE CURRENT POSITIONS  
DESIGNATED TO REPORT FINANCIAL INTERESTS PURSUANT TO THE CODE**

**Whereas**, pursuant to section 87300, *et seq.* of the California Government Code, the City of Cloverdale is required to adopt and promulgate a Conflict-of-Interest Code; and

**Whereas**, pursuant to Government Code section 87302, the City's Conflict-of-Interest Code must specifically enumerate the positions within the City, other than those specified in Government Code section 87200, that involve the making or participating in making of decisions that may foreseeably have a material effect on any financial interest, and, for each such enumerated position, the Conflict-of-Interest Code must state the specific types of investments, business positions, interests in real property and sources of income that are reportable; and

**Whereas**, Government Code section 87306.5 requires that local agencies review their conflict-of-interest codes biennially and submit any proposed amendments to the code reviewing body each even-numbered year; and

**Whereas**, on January 12, 2016, the City Council of the City of Cloverdale adopted Resolution No. 001-2016, adopting by reference the Model Conflict-of-Interest Code developed by the Fair Political Practices Commission ("FPPC"); and

**Whereas**, attached to Resolution No. 001-2016 is Exhibit B, which lists the positions within the City, other than those specified in Government Code section 87200, that are required to report specified financial interests; and

**Whereas**, the FPPC regulations include within the definition of "Designated Employees" consultants and employees in newly created positions that make or participate in making decisions and whose specific positions are not yet listed in an agency's conflict-of-interest code; and

**Now, Therefore, Be It Resolved as follows:**

**Section 1:** The above recitals are true and correct findings of the Cloverdale City Council.

**Section 2:** Resolution No. 001-2016, adopted on January 12, 2016, is hereby amended to update Exhibit B to the City's Conflict-of-Interest Code, which is attached hereto and incorporated herein and which lists positions within the City in addition to those set forth in Government Code Section 87200 that are subject to the provisions of the Conflict-of-Interest Code and their disclosure categories.

**Section 3:** This resolution shall take effect immediately.

It is hereby certified that the foregoing Resolution No. 006-2018 was duly introduced and duly adopted by the City Council of the City of Cloverdale at its regular meeting held on the 13<sup>th</sup> day of February, 2018, by the following voice vote: (Ayes- 5; Noes-0; Abstain- 0)

AYES: Councilmember Bagby, Vice Mayor Russell, Councilmember Wolter, Councilmember Brigham, and Mayor Palla

NOES: None

ABSENT: None

ABSTAIN: None

APPROVED:

  
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Joseph J. Palla, Mayor

ATTESTED:

  
\_\_\_\_\_  
Linda Moore, Deputy City Clerk

Attachment: Exhibit B to Conflict-of-Interest Code

## Exhibit "B" 2017

Positions Designated to Report	Disclosure Category
Finance Manager	All designated positions shall file Form 700 (FPPC Form) or its equivalent, and all designated positions shall complete all categories of said form.
Assistant City Manager/Community Development Director	
Public Works Director/City Engineer	
Chief of Police	
City Clerk	
Successor Agency Board Member	



**City Council/Successor Agency  
Agenda Item Summary**

Agenda Item: 6  
Meeting Date: February 13, 2018

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**Agenda Section**

Consent

**Staff Contact**

Linda Moore, Deputy City Clerk

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**Agenda Item Title**

Consideration of Resolution No. 006-2018, Amending Resolution No. 001-2016, Adopted on January 12, 2016 and Adopting Exhibit B to the City's Conflict-of-Interest Code to Specify the Current Positions Designated to Report Financial Interests Pursuant to the Code

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**Summary**

The City is required to biennially review and update as necessary its Conflict-of-Interest Code pursuant to California Government Code section 87300 and following. Section 87200 of the Government Code lists specific positions, such as City Council members, who are subject to Fair Political Practices Commission ("FPPC") reporting requirements. The Government Code also requires that any positions within the City that involve making or participating in making decisions that may foreseeably have a material effect on any defined financial interest be separately listed. These positions are also subject to the Conflict-of-Interest Code. Exhibit B to the City's Conflict-of-Interest Code contains a list of positions designated to report that are in addition to the required reporters set forth in Government Code section 87200.

The FPPC regulations include consultants and employees in newly created positions that make or participate in making such decisions and whose positions are not yet listed in an agency's conflict-of-interest code (See 2 Cal. Code Regs. § 18219). Attached is Exhibit B to the Conflict-of-Interest Code that reflects the current positions designated to report in addition to those positions required to report pursuant to Government Code Section 87200.

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**Options**

1. Adopt the attached resolution amending the Conflict-of-Interest Code.
  2. Revise the attached resolution amending the Conflict-of-Interest Code and adopt the revised resolution.
  3. Provide direction to staff to prepare alternate amendments that reflect current positions designated to report for resubmission within 60 days.
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**Budget/Financial Impact**

N/A

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**Subcommittee Recommendation**

N/A

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**Recommended Council Action**

Adopt the attached resolution amending the Conflict-of-Interest Code to reflect current positions designated to report

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**Attachments:**

1. Resolution No. 006-2018, Amending Conflict-of-Interest Code
  2. Exhibit B to Conflict-of-Interest Code – Positions Designated to Report
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