

RESOLUTION NO. 4423

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT HUENEME, CALIFORNIA, AMENDING AND ADOPTING THE CONFLICT OF INTEREST CODE OF THE CITY OF PORT HUENEME AND RESCINDING RESOLUTION NO. 4335

WHEREAS, the Port Hueneme City Council previously adopted Resolution No. 4335 amending and adopting the Conflict of Interest Code of the City of Port Hueneme; and

WHEREAS, the City Council desires to add positions that must be designated; revise the titles of existing positions; revise the disclosure categories of existing positions; and delete titles of positions that have been eliminated and/or positions that no longer make or participate in making governmental decisions.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PORT HUENEME, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The Conflict of Interest Code of the City of Port Hueneme so adopted amends and replaces any Conflict of Interest Code of the City of Port Hueneme previously in effect.

SECTION 2. The Political Reform Act require (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 Regulations Section 18730) that contains the terms of a standard Conflict of Interest Code which can 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 exhibits "A" and "B", designating and establishing disclosure categories, constitute the Conflict of Interest Code of the City of Port Hueneme. The City of Port Hueneme is considered the "agency" within the purview of this Code.

SECTION 3. Designated employees and officials shall file Statements of Economic Interests with the City Clerk and shall be on file with the City Clerk's Office. The City Clerk shall be and perform the duties of Filing Officer for the City of Port Hueneme. Statements will be available for inspection and reproduction pursuant to Government Code Section 81008.

SECTION 4. Any change provided for in this Conflict of Interest Code shall not affect or excuse any offense or act committed or done or omission or any penalty or forfeiture incurred or accruing under any other Conflict of Interest Code, nor shall affect any prosecution, suit or proceeding pending or any judgment rendered in connection with any other Conflict of Interest Code.

SECTION 5. The City Clerk shall certify to the adoption of the Resolution.

EXHIBIT "A"

Designated City of Port Hueneme Employees and Disclosure Categories

The following positions entail the making or participation in the making of decisions that may foreseeably have a material effect on financial interests:

<u>DESIGNATED POSITION</u> ¹	<u>CATEGORY</u>
Assistant Planner	2
Building Official	1
Chief of Police	1
City Clerk	2
Community Development Director.....	1
Community Development Programs Manager	2
Consultant ¹	1
Deputy City Attorney	1
Deputy City Manager	1
Deputy Finance Director	1
Deputy Public Works Director	1
Emergency Preparedness and Communications Manager	2
Finance Director	1
General Water Manager	1
Housing and Facilities Director	1
Human Resources Manager	2
Information Systems Manager	2

¹ The Mayor, City Council, Planning Commission Members, City Manager, City Attorney, and City Treasurer/ Finance Director are all required to file disclosure statements pursuant to state law and comply with all of the requirements of the Political Reform Act and thus are not included herein.

¹ Consultants shall be included in the list of designated employees and shall disclose all of the information required to be disclosed by designated employees subject to the following limitation: The City Manager (or his/her designee) 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 disclosure 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.

Police Commander 1
Police Support Services Manager..... 2
Principal Engineer 1
Public Members of the Housing Authority Board 1
Public Works Director 1
Public Works Supervisor 2
Recreation Programs Manager 2
Senior Engineer 1

EXHIBIT "B"

Categories of Reportable Economic Interests

Designated Persons in Category "1" Must Report:

All investments, interests in real property, income and a business entity in which the person is a director, officer, partner, trustee, employee, or holds any position of management. These financial interests are reportable only if located within or subject to the jurisdiction of the City of Port Hueneme, or if the business entity is doing business or planning to do business in an area subject to the jurisdiction of the City of Port Hueneme, or has done business within an area subject to the jurisdiction of the City of Port Hueneme at any time during the two years prior to the filing of the statement.

Designated Persons in Category "2" Must Report:

- A. All investments in real property located within or subject to the jurisdiction of the City of Port Hueneme.
- B. Investments in any business entity that within the last two years has a contracted or in the future foreseeably may contract with the City of Port Hueneme.
- C. Income from any source that within the last two years has contracted or in the future foreseeably may contract with the City of Port Hueneme.
- D. His or her status as a director, officer, partner, trustee, employee or holder of a position of management in any business entity which within the last two years has contracted or in the future foreseeably may contract with the City

PASSED, APPROVED AND ADOPTED this 19th day of September, 2022.


Richard Rollins
Mayor

Attest:



Georgianna Nicole Alvarez
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
) ss
COUNTY OF VENTURA)

I, Georgianna Nicole Alvarez, City Clerk of the City of Port Hueneme, California, do hereby certify that the foregoing Resolution No. 4423 was duly adopted at the regular meeting of the City Council on the 19th day of September, 2022, by the following vote:

AYES: Gama, Hernandez, Perez, Martinez, Rollins
NOES: None
ABSENT: None
ABSTAIN: None


Georgianna Nicole Alvarez
City Clerk