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DATE: October 7, 2024

TO: Honorable Mayor and Members of the City Council through City Manager

FROM: Caitlin Corley, City Clerk

SUBJECT: Resolution Repealing the City of Petaluma's Conflict of Interest Code and any Conflicting Resolutions and Adopting by Reference the Model Conflict of Interest Code Set Forth in Title 2, Section 18730 of the California Code of Regulations and Taking Related Actions

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### **RECOMMENDATION**

It is recommended that the City Council adopt the attached Resolution repealing the City's Conflict of Interest Code (Resolution No. 2022-125 N.C.S.) and any conflicting resolutions and adopting by reference the model conflict of interest code set forth in Title 2, Section 18730 of the California Code of Regulations and taking related actions.

### **BACKGROUND**

The Political Reform Act, California Government Code Section 81000 et seq., requires every local government agency to review every two years its Conflict-of-Interest Code for Public Officials and amend or supplement the Code in order to assure compliance with the Political Reform Act. The City of Petaluma last reviewed its Code in October 2020. The City's Conflict of Interest Code is the Model Conflict of Interest Code set forth in Title 2, Section 18730 of the California Code of Regulations, which is attached hereto and incorporated herein as Exhibit A to the Resolution, and any amendments to the Model Conflict of Interest Code subsequently adopted by the Fair Political Practices Commission.

### **DISCUSSION**

Each year Public Officials and Designated Employees, in accordance with the City's Conflict of Interest Code and requirements of the Fair Political Practices Commission, are required to complete and submit to the Office of the City Clerk FPPC Form 700: Statement of Economic Interest, disclosing economic interests that could foreseeably be affected by the exercise of their duties. Exhibit A to the Resolution is the most recent version of the California Code of Regulations, Title 2, Section 18730, Provisions of Conflict-of-Interest Codes.

Prior to the date for the next code adoption, the list of Designated Employees is to be reviewed by the City Clerk, City Attorney, and the Human Resources Director in order to determine whether there is a need to modify the list of designated positions, board, agency, committee, and commission members filing Form 700. The City Clerk, City Attorney, and the Human Resources Director have all reviewed, and Exhibit B to the attached Resolution lists the titles/positions of persons required to submit Statements of Economic Interest and Disclosure Categories, which has been updated to reflect the most current organization of departments as adopted in the City's 2024-2025 Budget. Added are those positions that have been established since the City's Conflict of Interest Code was last updated on August 1, 2022, and which have been determined should be included in the list of designated filers because it has been determined that these persons make or participate in the making of decisions which may foreseeably have a material effect on economic interests.

Exhibit C, attached to the Resolution sets forth the disclosure category of filers.

### **PUBLIC OUTREACH**

This agenda item appeared on the City's tentative agenda document on September 16, 2024 which was a publicly-noticed meeting.

### **FINANCIAL IMPACTS**

None by this action.

### **ATTACHMENTS**

1. Draft Resolution with Exhibits:
  - A. Title 2, Section 18730 of the California Code of Regulations
  - B. List of Designated Filers and Disclosure Categories
  - C. Explanation of Disclosure Categories