



Legislation Details (With Text)

File #: ID 23-1797 **Version:** 1 **Name:**

Type: Action Item **Status:** Passed

File created: 12/5/2023 **In control:** City Council

On agenda: 12/14/2023 **Final action:** 12/14/2023

Title: RESOLUTION - amending certain designated positions which shall be subject to the conflict of interest code and defining categories of disclosures for such positions

Sponsors: Office of the City Clerk

Indexes:

Code sections:

Attachments: 1. Exhibit A - Designated Positions Redline, 2. Exhibit B - Resolution with Clean Designated Positions

Date	Ver.	Action By	Action	Result
12/14/2023	1	City Council	ADOPTED	Pass

REPORT TO THE CITY COUNCIL

FROM: TODD STERMER, City Clerk
Office of the City Clerk

BY: BRIANA PARRA, Assistant City Clerk
Office of the City Clerk

SUBJECT

RESOLUTION - amending certain designated positions which shall be subject to the conflict of interest code and defining categories of disclosures for such positions

RECOMMENDATION

Staff recommends adopting the resolution to amend designated filing positions within the conflict of interest code to comply with the Political Reform Act of 1974 (Act).

EXECUTIVE SUMMARY

The Act prohibits public officials from using their official positions to influence governmental decisions in which they have a financial interest. Every state and local agency must adopt a conflict of interest code that identifies all officials and employees within the agency who make governmental decisions based on the positions they hold. The individuals in the designed positions must disclose their financial interests as specified in the agency’s conflict of interest code. It is essential and legally required that an agency’s conflict of interest code reflects the current structure of the agency and properly identifies all officials and employees who should be filing out a Form 700. To ensure the codes remain current and accurate, each agency is required to review its conflict of interest code at least every other year.

The amendments proposed by this resolution will ensure the conflict of interest code for the City of

Fresno and the Successor Agency to the Redevelopment Agency will reflect any structural changes and / or new positions created since the previous update to the code.

BACKGROUND

The previous update to the conflict of interest code was adopted December 15, 2022, as City Council Resolution 2022-285 / Successor Agency Resolution SA-50. Since the adoption of the last update, staff positions have changed, and the structure of the agency has been modified with the creation of the Animal Center and Capital Projects Department. To comply with the Act, these changes must be incorporated into the conflict of interest code to keep it current. Staff in each department have identified the applicable changes and submitted them for inclusion in the proposed amendment. A redline version of the change have been attached as Exhibit "A."

ENVIRONMENTAL FINDINGS - NA

LOCAL PREFERENCE - NA

FISCAL IMPACT - NA

Attachment:

Exhibit "A" - Designated Positions Redline

Exhibit "B" - Resolution with Clean Designated Positions