

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

RESOLUTION ADOPTING THE CONFLICT OF INTEREST
CODE FOR THE LA JOLLA COMMUNITY PARKING
DISTRICT ADVISORY BOARD.

WHEREAS, Government Code sections 87300 and 87302 require local agencies to adopt conflict of interest codes designating positions that involve the making or participation in making of decisions which may foreseeably have a material effect on financial interests, and for each position, the financial interests which are reportable; and

WHEREAS, by Resolution No. R-300586, adopted on June 27, 2005, the City Council created the La Jolla Community Parking District, pursuant to City Council Policy 100-18, established the boundaries thereof, and designated Promote La Jolla as the Advisory Board therefore pursuant to a proposal submitted to the City by Promote La Jolla; and

WHEREAS, pursuant to the terms of Resolution No. R-300586 and the Exhibits thereto, a 9-member community-based advisory group (which was identified in the Promote La Jolla proposal as, and has come to be known as, “La Jolla Community Parking District Advisory Board”) was appointed to serve as the guiding mechanism for the La Jolla Community Parking District, to obtain parking-related community input, and to share such input with Promote La Jolla; and

WHEREAS, the City Attorney has advised that the members of such community-based advisory group have decision-making authority sufficient to subject them to the conflict-of-interest and financial-disclosure requirements of the Political Reform Act, and that the City

Council, as the code reviewing body for the advisory group, must adopt a conflict-of-interest code requiring appropriate financial disclosure by such advisory group members; and

WHEREAS, the City Attorney has requested from the California Fair Political Practices Commission a formal written opinion concerning the application of the Act to the members of such community-based advisory group; and

WHEREAS, the City Council believes in light of the City Attorney's advice that it is prudent, pending receipt of an opinion from the Fair Political Practices Commission, to adopt a conflict-of-interest code for such community-based advisory group so that it may continue lawfully to conduct its business; and

WHEREAS, the community-based advisory group, pursuant to the City Attorney's advice, has proposed a conflict-of-interest code consistent with the requirements of the Political Reform Act; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that Appendix A and Appendix B hereto, which constitute the La Jolla Community Parking District Advisory Board's proposed Conflict of Interest Code, are hereby approved as its Conflict of Interest Code under the California Government Code.

BE IT FURTHER RESOLVED, that a copy of Appendix A and Appendix B, the La Jolla Community Parking District Advisory Board's Code, as adopted, be placed on file in the Office of the City Clerk as Document No. RR-_____.

BE IT FURTHER RESOLVED, that the persons whose positions are designated in the amended Conflict of Interest Code shall file their statements of economic interest with the City Clerk.

BE IT FURTHER RESOLVED, that the statements of economic interest filed by designated persons be retained by the Office of the City Clerk and be made available for public inspection and reproduction.

BE IT FURTHER RESOLVED, that the Conflict of Interest Code for the La Jolla Community Parking District Advisory Board becomes effective upon the date of final passage of this resolution, and shall remain effective until and unless the Fair Political Practices Commission determines that no such code is required for the community-based advisory group..

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By _____
Michael P. Calabrese
Chief Deputy City Attorney

MPC:sc
01/08/08
Aud.Cert.: N/A
Or.Dept: Community and Economic Development
R-2008-

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____

JERRY SANDERS, Mayor (date)

DRAFT