

RESOLUTION 22-XX

A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ATHERTON UPDATING THE TOWN'S CONFLICT OF INTEREST CODE WITH APPENDIX "A" FOR 2022 – 2024

WHEREAS, the Political Reform Act of 1974, (Government Code Section 81000, et seq.), requires state and local government agencies to adopt and promulgate a Conflict of Interest Code;

WHEREAS, this Council approved a Conflict of Interest Code adopted by Resolution 91-6 on June 19, 1991, which has been amended from time to time to conform to amendments in the Political Reform Act, and by also approving as an APPENDIX "A" thereto, disclosure categories for certain designated positions with the Town of Atherton; and

WHEREAS, approval of this resolution superseded and repeals Resolution 20-24 which approved the last conflict of interest update; and

WHEREAS, the APPENDIX "A" containing the disclosure categories warrants updating to reflect current personnel status; and

WHEREAS, this Council, has determined that the attached APPENDIX "A" accurately sets forth those positions which should be designated and the categories of financial interests which should be made reportable for each position.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the Town of Atherton that APPENDIX "A", attached hereto and by reference made a part of the Conflict of Interest Code of the Town of Atherton, is hereby approved.

1. The City Council hereby finds that the facts set forth in the recital to this Resolution are true and correct and establish the factual basis for the City Council's adoption of this Resolution.
2. All former Resolutions or parts thereof conflicting or inconsistent with the provisions of this Resolution are superseded and repealed.
3. The City Clerk shall retain custody of the Statements of Economic Interests and make those Statements available for public inspection and reproduction pursuant to Government Code Section 81008.

* * * * *

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the Town of Atherton at a Regular meeting thereof held on this 19th day of October, 2022, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

Rick DeGolia, MAYOR
TOWN OF ATHERTON

Anthony Suber, City Clerk

APPROVED AS TO FORM:

Mona G. Ebrahimi, City Attorney

APPENDIX "A"

TOWN OF ATHERTON CONFLICT OF INTEREST CODE

LIST OF DESIGNATED POSITIONS

Date: October 19, 2022

<u>JOB TITLE</u>	<u>DISCLOSURE CATEGORY</u>
Accountant/Jr. Accountant	1
Assistant City Attorney	1
Building Official	1
Chief of Police	1
City Clerk/Deputy City Manager	1
Director of Finance	1
Consultants*	1*
Information Technology	1
Police Commander	1
Public Works Director/City Engineer	1
Associate Engineer	1
Maintenance Manager	1
City Engineer	1
Town Planner	1
Town Arborist	1
Management Analyst I/II	1

*Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The City Manager 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 comply fully with the disclosure requirements described in this section. Such determination 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.

APPENDIX "A"

DISCLOSURE CATEGORY 1

SPECIFICATION SHEET

REPORTABLE INVESTMENTS, INTEREST IN REAL PROPERTY, AND INCOME

CONFLICT OF INTEREST CODE

TOWN OF ATHERTON

- * Investments (partnerships, common stock, etc.)
 - Worth \$2,000 or more in business entities located in or doing business in the Town.
- * Interests in Real Property
 - Worth \$2,000 or more located in the Town.
- * Interests in Real Property and Investments Held by Business Entities or Trusts
- * Income (Other than Loans, Gifts and Honoraria) Received During the Reporting Period
 - Aggregating \$470 or more received from a source located in or doing business in the Town.
- * Loans (Received or Outstanding During the Reporting Period)
 - Aggregating \$470 or more from a source located in or doing business in the Town.
- * Gifts (Received During the Reporting Period)
 - Must disclose \$50 or more received from any source located inside or outside the Town. May not exceed \$470 from any single source.
- * Honoraria
 - Received from any source located inside or outside the Town – generally prohibited, and if not, may be reportable as income or gift depending on the circumstances.
- * Business Positions
 - Held in a business entity located in or doing business in the Town.
- * Commission Income (Gross payments received as a result of services rendered as a broker, agent, or salesperson).
- * Income and Loans to Business Entities or Trusts.
- * Income from Rental Property.

Refer for more detailed information to Definitions and Explanations in the Manual issued by the California Fair Political Practices Commission.