

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS AMENDING  
RESOLUTION NO. 6114 AND AMENDMENTS INCORPORATING THE FAIR POLITICAL  
PRACTICES COMMISSION'S STANDARD CONFLICT OF INTEREST CODE**

**WHEREAS**, on August 4, 1992, the Milpitas City Council adopted Resolution No. 6114 to incorporate by reference the Fair Political Practices Commission's standard model Conflict of Interest Code; and

**WHEREAS**, Appendix A of Resolution No. 6114 has been amended from time to time to incorporate changes in the list of designated "full disclosure positions," the last time by Resolution No. 7627; and

**WHEREAS**, the City Council desires to further amend the List of Designated Full Disclosure Positions (Appendix A of Resolution No. 6114) to incorporate additional or revised titles of employee positions within the City of Milpitas designated as "full disclosure positions," and

**WHEREAS**, it is appropriate to review the City's Commissions and Committees to determine which, by their advisory nature to the City Council, serve the Council in a manner which require full disclosure of conflicts of interest; and

**WHEREAS**, certain consultants who qualify under CA Government Code §87100.1 as "employees of the City of Milpitas" must also fully disclose any financial interests they may have in conflict with the range of duties they are required to perform, subject to certain limitations set forth in the List of Designated Full Disclosure Positions (Appendix A),

**NOW THEREFORE IT IS HEREBY RESOLVED** that the Conflict of Interest Code List of Designated Filers, as further amended, is attached to this Resolution as Appendix A, and made a part hereof.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_ 2008, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
Mary Lavelle, City Clerk

\_\_\_\_\_  
Jose S. Esteves, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Michael J. Ogaz, City Attorney

## APPENDIX A

### CITY OF MILPITAS CONFLICT OF INTEREST CODE LIST OF DESIGNATED "FULL DISCLOSURE POSITIONS"

ACCOUNTANT	INFORMATION SERVICES DIRECTOR
ACCOUNTANT TECHNICIAN	PERMIT CENTER MANAGER
ACCOUNTING SERVICES MANAGER	PLANNING MANAGER
ASSISTANT CITY ATTORNEY	PLANNING & NEIGHBORHOOD SERVICES DIRECTOR
ASSISTANT CITY ENGINEER	POLICE CAPTAIN
ASSISTANT CITY MANAGER	POLICE CHIEF
ASSISTANT FINANCE DIRECTOR	<b>POLICE COMMANDER</b>
ASSISTANT FIRE CHIEF	PRINCIPAL ADMINISTRATIVE ANALYST
ASSISTANT FIRE MARSHAL	PRINCIPAL CIVIL ENGINEER
ASSISTANT INFO. SERVICES DIRECTOR	PRINCIPAL PLANNER
ASSOCIATE PLANNER	PRINCIPAL TRANSPORTATION PLANNER
BUILDING INSPECTOR	PUBLIC SERVICES SUPERVISOR
BUYER	PUBLIC WORKS DIRECTOR
CAPTAIN (FIRE), FIRE PREVENTION INSPECTOR	PUBLIC WORKS INSPECTOR
CAPTAIN (FIRE), HAZMAT INSPECTOR	PURCHASING AGENT
CHIEF BUILDING OFFICIAL	RECREATION SERVICES MANAGER
CAPITAL IMPROVEMENT PROJECTS MANAGER	RECREATION SERVICES SUPERVISOR
CITY CLERK	SENIOR ACCOUNTANT
CITY ENGINEER	SENIOR BUILDING INSPECTOR
<b>DEPUTY CITY ATTORNEY</b>	SENIOR HOUSING & NEIGHBORHOOD PRESERVATION SPECIALIST
ECONOMIC DEVELOPMENT MANAGER	SENIOR MAINTENANCE SUPERVISOR
ELECTRICAL INSPECTOR	SENIOR PLAN CHECK ENGINEER
FIRE BATTALION CHIEF	SENIOR PUBLIC WORKS INSPECTOR
FIRE CHIEF	SENIOR TRANSPORTATION PLANNER
FIRE MARSHAL	TRAFFIC ENGINEER
FISCAL SERVICES MANAGER	
HUMAN RESOURCES DIRECTOR	

COMMISSIONERS - COMMUNITY ADVISORY COMMISSION  
COMMISSIONERS - ECONOMIC DEVELOPMENT COMMISSION  
COMMISSIONERS - PARKS, RECREATION AND CULTURAL RESOURCES COMMISSION  
COMMISSIONERS - TELECOMMUNICATIONS COMMISSION  
COMMITTEE MEMBERS - PUBLIC ART COMMITTEE

#### CONSULTANTS:

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 limitations:

The City Manager, or his/her designee, may determine in writing that a particular consultant is hired to perform a range of duties that are limited in scope and thus not required to fully comply with the disclosure requirements described in this resolution. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure required. The City Manager's, or his/her designee'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.