

**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. 7782; 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 California 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 _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

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

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.