

RESOLUTION NO. 24-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENIFEE
AMENDING THE CONFLICT OF INTEREST CODE FOR DESIGNATED
CITY POSITIONS AND DISCLOSURE CATEGORIES FOR OFFICERS
AND EMPLOYEES OF THE CITY AND ITS LEGISLATIVE BODIES**

WHEREAS, The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix [or Appendices], designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the City of Menifee ("City"). Individuals holding designated positions shall file their statements of economic interests with the City Clerk as the City's Filing Officer. The City Clerk shall make the statements available for public inspection and reproduction (Gov. Code Sec. 81008). All statements will be retained by the City; and

WHEREAS, the City of Menifee ("City") adopted and promulgated a Conflict of Interest Code pursuant to the terms of Title 2, division 6 of the California Code of Regulations, Section 18730, and within the meaning of the Political Reform Act of 1974 ("Political Reform Act"), Government Code Section 87300, et seq.; and

WHEREAS, under the Political Reform Act, Government code Section 87306, permits the amendment of the City's Conflict of Interest Code; and

WHEREAS, the City Council adopted previous Resolutions adopting and amending the City's Conflict of Interest Code pursuant to Title 2, Division 6 of the California Code of Regulations, Section 18730, and the Political Reform Act, Government Code Section 87306; and

WHEREAS, the Political Reform Act, Government Code Section 87306.5, requires every local government agency to review its Conflict of Interest Code biennially to determine if it is accurate; and

WHEREAS, in the biennial review of designated positions, it was determined the list of designated positions needed to be amended to reflect current staffing.

NOW, THEREFORE, BE IT RESOLVED that the City of Menifee does hereby resolve as follows:

Section 1. Recitals.

(i) The Political Reform Act of 1974, California Government Code §§ 81000 *et seq.*, requires the City of Menifee (the "City") to establish a Conflict of Interest Code.

(ii) The Political Reform Act has in the past and foreseeably in the future requires conforming amendments to be made in Conflict of Interest codes adopted and promulgated pursuant to its provisions.

(iii) The City hereby determines that it is both necessary and appropriate to establish a Conflict of Interest Code and to list designated positions and to assign appropriate disclosure categories for those positions.

(iv) The Fair Political Practices Commission has adopted a Model Conflict of Interest Code (the "Model Code"). The Model Code, which is codified in Division 6 of Title 2, California Code of Regulations, § 18730, can be incorporated by reference by the City as the City's conflict of interest code. That Model Code will be amended by the Fair Political Practices Commission from time to time to conform to any amendments to the Political Reform Act.

(v) Incorporation by reference of the terms of the aforementioned Model Code and any future amendments to it in the City's Conflict of Interest Code will save the City time and the expenditure of public funds by minimizing the actions required of City Council to maintain conformity with the Political Reform Act.

Section 2. Conflict of Interest Code Adopted. Exhibit "A" to this resolution, (Designated Positions for Conflict of Interest Code and Disclosure Categories) attached hereto and incorporated herein by reference, are adopted to be the Conflict of Interest Code of the City of Menifee.

Section 3. Comment Period. Pursuant to the provisions of California Government Code § 87311, officers, employees, members of the public, consultants, and residents of the jurisdiction were given due and proper notice and opportunity to present their views prior to adoption of this resolution.

Section 4. Statement of Economic Interests. Employees designated in Exhibit "A" shall file statements of economic interests (Form 700) with the City Clerk. The City Clerk shall forward the original Form 700s filed by the Mayor, Members of the City Council, Planning Commissioners, the City Manager, the City Attorney, and the City Treasurer to the Fair Political Practices Commission pursuant to California Government Code Sections 87200 and following. The City Clerk shall retain a copy of all statements of economic interest and make them available for public inspections and reproduction in accordance with Government Code Section 81008.

PASSED, APPROVED, AND ADOPTED this 18th day of September 2024.

Bill Zimmerman, Mayor

ATTEST:

Stephanie Roseen, Acting City Clerk

APPROVED AS TO FORM:

Jeffrey T. Melching, City Attorney