

CONFLICT OF INTEREST CODE
OF THE
CITY OF SAN BERNARDINO

CONFLICT OF INTEREST CODE OF THE CITY OF SAN BERNARDINO (Amended March 1, 2023)

The Political Reform Act (Gov. Code § 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, (tit. 2 Cal. Code of Regs, § 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, Regulation 18730 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 incorporation page, Regulation 18730 and the attached Appendix designating positions and establishing disclosure categories, shall constitute the Conflict of Interest Code of the **City of San Bernardino** ("**City**").

The Mayor, Members of the City Council and Planning Commission, the City Manager, the City Attorney and the City Treasurer, shall electronically file their annual statements of economic interests directly with the Fair Political Practices Commission. All other officials and designated positions required to submit a statement of economic interests shall file their statements with the **City Clerk** as the City's Filing Officer. All officials and designated positions required to submit a statement of economic Interests shall file their statements with the **City Clerk** as the Town's Filing Officer. The **City Clerk** shall make and retain a copy of all statements filed by the Mayor, members of the City Council, the City Manager, the City Attorney and the City Treasurer, and forward the originals of these statements to the Fair Political Practices Commission. The **City Clerk** shall retain the original statements filed by all other officials and designated positions and will make all retained statements available for public inspection and reproduction during regular business hours. (Gov. Code § 81008)

APPENDIX

CONFLICT OF INTEREST CODE

OF THE

CITY OF SAN BERNARDINO

(Amended March 1, 2023)

PART “A”

The Mayor, Members of the City Council and Planning Commission, the City Manager, the City Attorney, the City Treasurer, and all Other City Officials who manage public investments as defined by 2 Cal. Code of Regs. § 18700.3(b), are NOT subject to the City’s Code but must file disclosure statements under Government Code Section 87200 et seq. [Regs. § 18730(b)(3)]

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

It has been determined that the positions listed below are Other City Officials who manage public investments.¹ These positions are listed here for informational purposes only.

Investment Consultants

¹ Individuals holding one of the above-listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by § 87200.

DESIGNATED POSITIONS
GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Accountant III	5
Accounting Division Manager	5
Administrative Analyst (ALL)	5
Administrative Division Manager	5
Administrative Services Supervisor	5
Administrative Supervisor and Executive Assistant to the City Manager	5
Agency Director of Administrative Services	4
Agency Director of Community, Housing and Economic Development	1, 2
Agency Director of Public Works, Operations and Maintenance	1, 2
Animal Services Manager	5
Animal Services Supervisor	5
Aquatics Supervisor	5
Assistant Building Official	3, 5, 6
Assistant Buyer	5
Assistant Chief of Police	5
Assistant City Manager	1, 2
Assistant Planner	3, 5, 6
Assistant to the City Manager	5
Assistant to the Mayor	5
Associate Planner	3, 5, 6
Budget Division Manager	4
Budget Officer	4
Building Inspector (ALL)	3, 5, 6
Building Maintenance Division Manager	3, 5

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<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Building Official	3, 5, 6
Business Registration Manager	5, 6
Buyer	4
CATV Broadcast Engineering Coordinator	5
Chief Assistant City Attorney	1, 2
Chief Building Official and Safety Division Manager	3, 5, 6
Chief Deputy City Clerk	1, 2
Chief of Police	5
Chief of Staff	5
City Clerk	5
City Engineer	1, 2
Code Enforcement Division Manager	5
Code Enforcement Officer (ALL)	5
Community Development Block Grant (CBDG) Coordinator	5, 7
Community Intervention Program Manager	5, 7
Community Policing Specialist	5
Community Recreation Center Supervisor	5
Community Recreation Manager	5
Community Recreation Program Coordinator	5
Community Recreation Program Supervisor (Soccer)	5
Community Relations Supervisor Assistant to the City Manager	5
Community Services Center Supervisor	5
Community Services Officer Supervisor	5
Community Services Program Coordinator	5
Construction Inspector (ALL)	3, 6
Construction/Survey Manager	2, 5
Council Administrative Supervisor	5
Custodial Supervisor	5

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<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Deputy City Attorney (ALL)	1, 2
Deputy City Clerk I	5
Deputy City Clerk II	5
Deputy City Manager	1, 2
Deputy Director City Engineer	1, 2
Deputy Director of Finance Dept.	4
Deputy Director of Housing and Homelessness	5, 7
Deputy Director of Human Resources	5
Deputy Director of Information Technology	5
Deputy Director of Parks, Recreation & Community	1, 2
Deputy Director of Public Works-City Engineer	1, 2
Deputy Director/City Planner	1, 2
Deputy Engineer	1, 2
Deputy General Manager	1, 2
Deputy Library Director	5
Development Services Technician	5
Director of Animal Services	5
Director of Community & Economic Development	1, 2
Director of Finance	4
Director of Human Resources	5
Director of IT	5
Director of Parks, Recreation & Community Services	1, 2
Director of Public Works	1, 2
Director, Water Reclamation	3, 5, 6
Director, Water Utility	3, 5, 6
Diversity, Equity, & Inclusion Officer	5
Economic Development Division Manager	1, 2
Economic Development Project Manager	1, 2
Electrical, Instrumentation, and SCADA Superintendent	5

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<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Emergency Operations Manager	5
Engineering Assistant (ALL)	2, 3, 6
Engineering Associate	2, 5
Engineering Manager	2, 3, 5
Engineering Project Manager	2, 3, 5
Engineering Technician	5, 6
Environmental Programs Coordinator	2, 5
Environmental Control Officer	2, 5
Equipment Maintenance Manager	5
Equipment Maintenance Supervisor	5
Executive Staff Assistant to the City Council	5
Facilities & Fleet Maintenance Division Manager	5
Facilities Maintenance Supervisor	5
Financial Analyst	5
Fleet Parts Storekeeper	5
Fleet/Warehouse Supervisor	4
Forensic Supervisor	5
Forestry Supervisor	5
General Manager – Water	1, 2
GIS Administrator	5
Grant Analyst	5, 7
Grant Division Manager	5, 7
Grant Manager	5, 7
Grants Assistant	5, 7
Homeless Services Coordinator	5, 7
Housing Compliance Officer	5
Housing Division Manager	5, 7
Housing Manager	1, 2
HR Analyst (ALL)	5

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<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Human Resources Division Manager	5
HVAC Supervisor	5
IEMG Broadcast Engineering Coordinator	5
Information Technology Manager	5
Information Technology Manager	5
Information Technology Operations Supervisor	5
IT Operations Supervisor	5
Landscape and Irrigation Inspector (ALL)	3, 5
Landscape Inspector (ALL)	3, 5
Landscape Maintenance District Supervisor	3, 5
Lead Building Inspector	3, 5
Library Administrative Supervisor	5
Library Circulation Supervisor	5
Library Director	5
Library IT Manager	5
Library Network Administrator	5
Library Program Coordinator	5
Maintenance Supervisor	5
Management Analyst II	5, 7
Manager of Communications	5
Marketing and Public Relations Specialist	5
Neighborhood & Customer Service Manager	5
Network Systems Administrator	5
NPDES Inspector II	3, 5, 6
NPDES Manager	3, 5, 6
Operations & Maintenance Division Manager	2, 5
Parks and Landscape Maintenance Supervisor	5
Parks and Landscape Supervisor	5

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<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Parks Construction Lead Worker	5
Parks Maintenance Division Manager	5
Parks Superintendent	3, 5
Planning Division Manager	2, 3, 5, 6
Plans Examiner (ALL)	2, 3, 5, 6
Police Captain	5
Police Dispatch Manager	5
Police Dispatch Supervisor	5
Police Lieutenant	5
Principal Civil Engineer	2, 3, 5, 6
Principal Engineer, Public Works Dept.	2, 5
Principal Engineer, Water Dept.	2, 3, 5
Principal Planner	2, 3, 5, 6
Procurement/Contract Support Services Division Manager	5
Project Manager	2, 3, 5
Project Manager of Community Development Programs	5
Project Manager of Housing Programs	3, 5
Public Information Officer	5
Public Safety and Training Officer	5
Public Safety IT Manager	5
Public Works Inspector III	3, 5
Purchasing Division Manager	4
Rangemaster	5
Real Property Manager	1, 2
Real Property Specialist	1, 2
Recreation Therapist	5
Retired & Senior Volunteer Program Manager	5
Risk Division Manager	5, 8
Senior Civil Engineer	2, 3, 5, 6

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<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Senior Civil Engineer/Division Manager	2, 3, 5, 6
Senior Code Enforcement Officer	5
Senior Companion Program Manager	5
Senior GIS Analyst	5
Senior HR/Risk Analyst	5
Senior Human Resources Technician	5
Senior IT Analyst	5
Senior Librarian	5
Senior Management Analyst	5
Senior Network Administrator	5
Senior Network Specialist	5
Senior Network System Administrator	5
Senior Nutrition Food Services Supervisor	5
Senior Planner	2, 3, 5
Senior Plans Examiner	2, 3, 5, 6
Station Manager	5
Street Signal/Lighting Supervisor	5
Technology Librarian	5
Traffic Engineer	2, 3, 5
Traffic Engineering Associate	2, 3, 5
Traffic Operations Systems Analyst	2, 3, 5
Traffic Signal and Lighting Supervisor	3, 5
Treasury Manager	5
Treasury Supervisor	1, 2
Water Reclamation Maintenance Superintendent	5
Water Reclamation Operations Superintendent	5
Water Utility Distribution Superintendent	5
Water Utility Operations Superintendent	5
Water Utility Water Quality Control Officer	5

DESIGNATED POSITIONS'
TITLE OR FUNCTION

DISCLOSURE CATEGORIES
ASSIGNED

DESIGNATED BOARDS/COMMITTEES/COMMISSIONS

Successor Agency to the Redevelopment Agency of the City of San Bernardino	1, 2
Board of Building Commissioners	1, 2
Personnel Commission	1, 2
Board of Library Trustees	1, 2
Board of Water Commissioners	1, 2

Consultants

Consultants and New Positions²

² Individuals serving as a consultant as defined in FPPC Reg. 18700.3(a) or in a new position must file under the broadest disclosure category set forth in this Code subject to the following limitation:

The City Manager may determine that, due to the range of duties or contractual obligations, it is more appropriate to designate a limited disclosure requirement. A clear explanation of the duties and a statement of the extent of the disclosure requirements must be in a written document. 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.

PART "B"

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of economic interests that the designated position must disclose for each disclosure category to which the designated is assigned.³ "Investment" means financial interest in any business entity (including a consulting business or other independent contracting business) and are reportable if they are either located in, doing business in, planning to do business in, or have done business during the previous two years in the jurisdiction of the City.

Category 1: All investments and business positions and sources of income, including gifts loans and travel payments, that are located in, do business in, or own real property within the jurisdiction of the City.

Category 2: All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the boundaries of the City, including any leasehold, beneficial or ownership interest or option to acquire property.

Category 3: All investments and business positions in, business entities, and sources of income, including gifts, loans and travel payments, that are engaged in land development, construction or the acquisition or sale of real property within the jurisdiction of the City.

Category 4: All investments, business positions and income from business entities and sources of income, including gifts, loans and travel payments, that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the City.

Category 5: All investments, business positions and income, including gifts, loans and travel payments, that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the designated position's department, unit or division.

Category 6: All investment and business positions in business entities and sources of income, including gifts, loans and travel payments, subject to the regulatory, permit, licensing authority of the designated employee's department, unit or division.

³ This Conflict of Interest Code does not require the reporting of gifts from outside this agency's jurisdiction if the source does not have some connection with or bearing upon the functions or duties of the position. (Reg. 18730.1)

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Category 7: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, or income from a nonprofit organization, if the source is of the type to receive grants or other monies from or through the City or its subdivisions.

Category 8: All investments and business positions in business entities, and sources of income, including gifts, loans, and travel payments, if such entities or sources have filed claims against the agency in the past 2 years, or have a claim pending before the agency.