

**ORDINANCE NO. 12-01**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST  
AMENDING THE RIDGECREST MUNICIPAL CODE AS IT RELATES TO  
CONFLICTS OF INTEREST**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIDGECREST as follows:**

**Section 1. Purpose.**

This ordinance amends Section 2-8.102 of the Ridgecrest Municipal Code.

**Section 2. Amendment.**

Section 2-8.102 of the Ridgecrest Municipal Code is amended and reenacted to read as follows:

**"2-8.102. - Conflicts of Interest**

(a) 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 ("FPPC") has adopted a regulation, California Code of Regulations, Title 2, division 6, Section 18730 (hereinafter "CCR 18730"), which contains the terms of a standard conflict of interest code. It can be incorporated by reference and may be amended by the FPPC after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of CCR 18730 and any amendments to it duly adopted by the FPPC are hereby incorporated by reference and along with the list of designated individuals in which members and employees are designated and disclosure categories are set forth constitute the conflict of interest code of City of Ridgecrest.

Designated employees shall file statements of economic interests with the agency. Upon receipt of the statements of the Directors, the agency shall make and retain a copy and forward the original of these statements to the Clerk of the Board of Supervisors. The original statements for all other designated employees will be retained by the agency.

(b) The following categories are established for the purpose of conflicts of interest disclosure:

Category 1. Persons in this category shall disclose all investments, business positions and sources of income, including gifts, loans and travel payments.

Category 2. Persons in this category shall disclose all interests in real property within the City's jurisdiction. The definition of "interests in real property," as used herein, can be found in the Political Reform Act. (See Government Code Section 82033.)

Category 3. Persons in this category shall disclose all income (including gifts, travel payments and loans) from investments in and business positions with business sources that provide leased facilities, manufacture, provide or sell services (including consulting

and training services) and/or supplies (including goods, equipment, vehicles or machinery) of a type utilized by the City and associated with the job assignment of designated positions assigned this disclosure category. The definitions for "income and gift," as used herein, can be found in the Political Reform Act. (See Government Code Section 82028 and 82034.)

Category 4. Persons in this category shall disclose all investments, business positions and income, including gifts, loans and travel payments, from sources that are subject to the regulatory, permit or licensing authority of, or have an application for a license or permit pending before the City and associated with the job assignment of designated positions assigned this disclosure category.

(c) The following employees, hereinafter "designated employees", shall file disclosure statements for all categories of disclosure:

Chief of Police

City Clerk

Community and Economic Development Director

Parks and Recreation Director

Public Works Director

Engineering Manager

Lieutenants

Support Services Manager

Public Works Supervisor

Wastewater Treatment Supervisor

Chief Building Official

Building Inspector(s)

Associate Planner

Assistant Planner

Planning Technician

City Manager

Oversight Board members

City council members

Elected Mayor

And all designated employees appointed on interim or temporary duty for these listed positions.

(d) Consultants shall file conflict of interest disclosure statements for categories of disclosure affected by the consultant's work as determined by the City Manager. As used herein, the term "consultants" refers to persons identified as consultants under the regulations of the Fair Political Practices Commission. The City Manager may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties

that are limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based on 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."

### **Section 3. Other.**

This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption. The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause this Ordinance to be published as set forth below.

At least five (5) days prior to its final adoption, copies of this Ordinance shall be posted in at least three (3) prominent and public locations in the City; and a notice shall be published once in a newspaper of general circulation in the City of Ridgecrest, setting forth the title of this Ordinance, the date of its introduction and the places where this Ordinance is posted. Within fifteen (15) days following final adoption, a summary of the Ordinance with the names of the council members and votes shall be published in a newspaper of general circulation.

Introduced and first read at a meeting of the City Council of the City of Ridgecrest held the 20<sup>th</sup> day of June, 2012.

**PASSED AND ADOPTED** at a regular meeting of said City Council held on July 18, 2012, by the following roll call vote:

AYES:	Mayor Carter, Council Members Holloway, Taylor, Morgan, and Patin
NOES:	None
ABSENT:	None
ABSTAIN:	None

  
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Ronald H. Carter, Mayor

ATTEST:

  
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Rachel J. Ford, CMC, City Clerk