

RESOLUTION NO. 78059

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AMENDING THE CONFLICT OF INTEREST CODE FOR THE CITY OF SAN JOSE

WHEREAS, pursuant to Government Code Sections 87300 and 87302, the City Council of the City of San José (“City Council”) has adopted and incorporated by reference the terms of the standard model conflict of interest code adopted by the Fair Political Practices Commission (FPPC) by Title 2, Division 6, California Code of Regulations (the “Regulations”), Section 18730; and

WHEREAS, the City Council has thereby approved a list setting forth (1) designated positions of officers, employees, temporary employees, members, newly created positions and consultants of the City; and (2) required conflict of interest disclosure categories; and

WHEREAS, that list should be amended and updated due to changes in organization and authority of City departments, boards, commissions and committees;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSÉ THAT:

1. In accordance with Government Code Sections 87300, 87302 and 87306, the City of San José Conflict of Interest Code is amended in its entirety by this Resolution and the appendices attached hereto.
2. The terms of Section 18730 of the Regulations, and any amendments to Section 18730 or to the Regulations, taken with appendices attached to this Resolution and incorporated by reference constitute the Conflict of Interest Code for all City of San José departments, boards, commissions and committees.

3. Persons holding designated positions listed in the attached Appendix I, including temporary employees of the City of San Jose, and consultants and newly created positions who are required to disclose pursuant to Appendix II, must file the Form 700 – Statement of Economic Interests when required by the California Political Reform Act or notified to do so by the City Clerk or designee or by the terms of an employee or consultant agreement with the City in accordance with the Act.
4. Nothing in this Resolution should be construed to allow any consultant retained by the City to make or participate in making or in any way attempt to influence a governmental decision in which he or she knows or has reason to know he or she has a financial interest. Disqualification in the event of a conflict of interest is governed by the California Political Reform Act in Section 87100 and following of the Government Code and its Regulations.
5. All agreements with consultants, whether or not such a consultant is required to file a disclosure statement in accordance with this Resolution, shall provide that the consultant shall avoid all conflicts of interest or appearances of conflicts of interest in performing the agreement.
6. Pursuant to the City Auditor's report in Audit 08-02, in the event a designated filer does not file his or her Form 700 in a timely manner, and after the City Clerk has sent one reminder to the filer, the City Clerk will notify the Department Director that the filer – whether he or she is an employee, member of a board, commission or committee, temporary employee or consultant – has not complied with the disclosure requirements. If the designated filer is an employee, he or she may be recommended for disciplinary action by the Department.
7. This revised Conflict of Interest Code supersedes the Conflict of Interest Code approved on September 27, 2016, under Resolution No. 77935 of the Council of the City of San José.

ADOPTED this 24th day of January, 2017, by the following vote:

AYES: DAVIS, DIEP, JONES, JIMENEZ, KHAMIS, T. NGUYEN,
PERALEZ, ROCHA; LICCARDO.

NOES: NONE.

ABSENT: ARENAS, CARRASCO.

DISQUALIFIED: NONE.

VACANT: NONE.



SAM LICCARDO
Mayor

ATTEST:



TONI J. TABER, CMC
City Clerk

APPENDIX I

78059

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: City Council			
Mayor*	Yes	Yes	Yes
Council Members*	Yes	Yes	Yes
Mayor's Executive Officer	Yes (1)	Yes	Yes (2)
Council Aide	Yes (1)	Yes	Yes (2)
Council Assistants U	Yes (1)	Yes	Yes (2)
Council Assistant U FT/PT	Yes (1)	Yes	Yes (2)
Council Chief of Staff	Yes (1)	Yes	Yes (2)
Council Community Relations Aide	Yes (1)	Yes	Yes (2)
Council Community Relations Coordinator	Yes (1)	Yes	Yes (2)
Council Community Relations Director	Yes (1)	Yes	Yes (2)
Council Community Relations Representative	Yes (1)	Yes	Yes (2)
Council Policy & Legislative Advisor	Yes (1)	Yes	Yes (2)
Council Policy & Legislative Aide	Yes (1)	Yes	Yes (2)
Council Policy & Legislative Analyst	Yes (1)	Yes	Yes (2)
Council Policy & Legislative Director	Yes (1)	Yes	Yes (2)
Senior Council Assistant	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

* Indicates Officials listed in California Government Code Section 87200.

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the City.
- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Attorney			
City Attorney U*	Yes	Yes	Yes
Assistant City Attorney U	Yes	Yes	Yes
Associate Deputy City Attorney U	Yes (1)	Yes	Yes (2)
Chief Deputy City Attorney U	Yes (1)	Yes	Yes (2)
Deputy City Attorney I U	Yes (1)	Yes	Yes (2)
Deputy City Attorney II U	Yes (1)	Yes	Yes (2)
Deputy City Attorney III U	Yes (1)	Yes	Yes (2)
Deputy City Attorney IV U	Yes (1)	Yes	Yes (2)
Legal Services Administrator U	Yes (1)	Yes	Yes (2)
Legal Services Manager U	Yes (1)	Yes	Yes (2)
Senior Deputy City Attorney	Yes (1)	Yes	Yes (2)
Senior Deputy City Attorney I U	Yes (1)	Yes	Yes (2)
Senior Deputy City Attorney II U	Yes (1)	Yes	Yes (2)
Senior Deputy City Attorney III U	Yes (1)	Yes	Yes (2)
Senior Deputy City Attorney IV U	Yes (1)	Yes	Yes (2)
Senior Deputy City Attorney I, II, III, or IV Ur U	Yes (1)	Yes	Yes (2)
Temporary Unclassified	Yes (3)	Yes (3)	Yes (3)

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- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Auditor			
City Auditor	Yes	Yes	Yes
Senior Program Performance Auditor	Yes (1)	Yes	Yes (2)
Program Performance Auditor I / II	Yes (1)	Yes	Yes (2)
Temporary Unclassified	Yes (3)	Yes (3)	Yes (3)

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- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager – Administration			
City Manager U*	Yes	Yes	Yes
Assistant City Manager U	Yes	Yes	Yes
Deputy City Manager U	Yes	Yes	Yes
Senior Deputy City Manager U	Yes	Yes	Yes
Director of Legislative and Public Policy	Yes	Yes	Yes
Director of Communications U	Yes	Yes	Yes
Assistant to the City Manager	Yes (1)	Yes	Yes (2)
Executive Assistant to City Manager	Yes	Yes	Yes
Senior Executive Analyst U	Yes (1)	Yes	Yes (2)
Senior Executive Analyst PT U	Yes (1)	Yes	Yes (2)
Legislative Research Specialist U	Yes	Yes	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager – Budget Office			
Budget Director U	Yes	Yes	Yes
Assistant Director U – Budget	Yes	Yes	Yes
Deputy Director U – Budget	Yes	Yes	Yes
Assistant to the City Manager	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager – Office of Employee Relations			
Director of Employee Relations	Yes	Yes	Yes
Deputy Director	Yes	Yes	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager Office of Civic Innovation			
Deputy City Manager	Yes	Yes	Yes
Director of Civic Innovation	Yes	Yes	Yes
Executive Analyst	Yes	Yes	Yes
Senior Executive Analyst	Yes	Yes	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager Office of Economic Development			
Director of Economic Development U	Yes	Yes	Yes
Assistant Director of Economic Development U	Yes	Yes	Yes
Deputy Director	Yes	Yes	Yes
Division Manager	Yes	Yes	Yes
Public Information Manager	Yes	Yes	Yes
Senior Executive Analyst – Real Estate Services	Yes	Yes	Yes
Senior Executive Analyst	Yes	Yes	Yes
Real Property Agent II	Yes	Yes	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager OED/Work2Future			
Division Manager	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager OED/Office of Cultural Affairs (OCA)			
Deputy Director (OCA)	Yes	Yes	Yes
Senior Executive Analyst	Yes	Yes	Yes
Manager of Corporate Outreach	Yes	Yes	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Manager OED/Real Estate			
Director of Real Estate U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Assistant to City Manager	Yes (1)	Yes	Yes (2)
Senior Executive Analyst	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Office of the City Clerk			
City Clerk U	Yes	No	Yes
Assistant City Clerk U	Yes	No	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Airport			
Director of Aviation	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Assistant to the Director	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes (2)	Yes (3)
Airport Noise Abatement Manager	Yes (1)	Yes (2)	Yes (3)
Airport Operations Manager I/II	Yes (1)	Yes (2)	Yes (3)
Airport Operations Superintendent I	Yes (1)	Yes (2)	Yes (3)
Building Management Admin	Yes (1)	Yes (2)	Yes (3)
Division Manager	Yes (1)	Yes (2)	Yes (3)
Planner IV	Yes (1)	Yes (2)	Yes (3)
Principal Accountant	Yes (1)	Yes (2)	Yes (3)
Principal Property Manager	Yes (1)	Yes (2)	Yes (3)
Program Manager I, II	Yes (1)	Yes (2)	Yes (3)
Property Manager I/II	Yes (1)	Yes (2)	Yes (3)
Senior Accountant	Yes (1)	Yes (2)	Yes (3)
Senior Analyst	Yes (1)	Yes (2)	Yes (3)
Senior Architect	Yes (1)	Yes (2)	Yes (3)
Senior Engineer	Yes (1)	Yes (2)	Yes (3)
Senior Maintenance Worker	Yes (1)	Yes (2)	Yes (3)
Senior Property Manager	Yes (1)	Yes (2)	Yes (3)
Supervisor, Trades	Yes (1)	Yes (2)	Yes (3)
Temporary Unclassified (4)	Yes (4)	Yes (4)	Yes (4)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in, doing business in or planning to do business in the City.
- (2) Interests in real property located in the City, including property located within a two-mile radius of any property owned or used by the City and/or within the Airport Noise Impact Area.
- (3) Gifts from sources located in, doing business in, or planning to do business in the City.
- (4) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Environmental Services			
Director of Environmental Services U	Yes	Yes	Yes
Assistant Director	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Associate Engineer	Yes (1)	Yes	Yes (2)
Department Information Technology Manager	Yes (1)	Yes	Yes (2)
Division Manager	Yes (1)	Yes	Yes (2)
Environment Compliance Officer	Yes (1)	Yes	Yes (2)
Environmental Inspector I, II	Yes (1)	Yes	Yes (2)
Environmental Inspector, Senior	Yes (1)	Yes	Yes (2)
Environmental Lab Manager	Yes (1)	Yes	Yes (2)
Environmental Services Program Manager	Yes (1)	Yes	Yes (2)
Environmental Sustainability Manager	Yes (1)	Yes	Yes (2)
Principal Accountant	Yes (1)	Yes	Yes (2)
Principal Engineer	Yes (1)	Yes	Yes (2)
Program Manager I	Yes (1)	No	Yes (2)
Public Information Manager	Yes (1)	Yes	Yes (2)
Sanitary Engineer	Yes (1)	Yes	Yes (2)
Senior Engineer	Yes (1)	Yes	Yes (2)
Senior Public Information Representative	Yes (1)	Yes	Yes (2)
Supervising Applications Analyst	Yes (1)	No	Yes (2)
Supervising Environmental Services Specialist	Yes (1)	Yes	Yes (2)
Water Systems Operations Manager	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the San Jose/Santa Clara Water Pollution Control Plant service area (including San Jose, Milpitas, Santa Clara, Campbell, Los Gatos, Monte Sereno, Saratoga, Cupertino and the unincorporated areas of Santa Clara County).
- (2) Gifts from sources located in or doing business in the San Jose/Santa Clara Water Pollution Control Plant service area (including San Jose, Milpitas, Santa Clara, Campbell, Los Gatos, Monte Sereno, Saratoga, Cupertino and the unincorporated areas of Santa Clara County).
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Finance			
Director of Finance U*	Yes	Yes	Yes
Assistant Director U *	Yes	Yes	Yes
Deputy Director - Accounting	Yes	Yes	Yes (2)
Deputy Director - Purchasing	Yes	Yes	Yes (2)
Deputy Director - Treasury *	Yes	Yes	Yes (2)
Administrative Officer	Yes (1)	Yes	Yes (2)
Buyer I/II/III	Yes	No	Yes (2)
Division Manager - Revenue Management (PCN 16332)	Yes (1)	Yes	Yes (2)
Debt Administrator	Yes (1)	No	Yes (2)
Department Information Technology Manager	Yes (1)	No	Yes (2)
Investment Officer	Yes	Yes	Yes
Financial Analyst (PCNs: 15814, 0164, 15147, 8295)	Yes (1)	No	Yes (2)
Principal Accountant	Yes (1)	No	Yes (2)
Program Manager I/II	Yes (1)	No	Yes (2)
Risk Manager	Yes (1)	No	Yes (2)
Senior Analyst	Yes	No	Yes (2)
Senior Investigator Collector	Yes (1)	No	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Fire Department			
Fire Chief U	Yes	Yes	Yes
Assistant Fire Chief U	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Deputy Fire Chief U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Arson Investigator	Yes (1)	Yes	Yes (2)
Associate Engineer R/UR	Yes (1)	Yes	Yes (2)
Battalion Chief - Assistant Fire Marshall	Yes (1)	Yes	Yes (2)
Battalion Chief - EMS	Yes (1)	No	Yes (2)
Battalion Chief - Facilities Chief	Yes (1)	No	Yes (2)
Battalion Chief – Training	Yes (1)	No	Yes (2)
Contract Doctor - EMS Doctor	Yes (1)	No	Yes (2)
Fire Captain – EMS	Yes (1)	No	Yes (2)
Fire Captain – Apparatus Captain	Yes (1)	No	Yes (2)
Fire Captain – Arson Captain	Yes (1)	Yes	Yes (2)
Fire Captain – Facilities Captain	Yes (1)	No	Yes (2)
Fire Captain – Bond Projects	Yes (1)	No	Yes (2)
Fire Captain - BFP	Yes (1)	Yes	Yes (2)
Fire Division Chief	Yes (1)	Yes	Yes (2)
Fire Equipment Technician	Yes (1)	No	Yes (2)
Fire Prevention Inspector	Yes (1)	Yes	Yes (2)
Hazardous Materials Inspector I/II	Yes (1)	Yes	Yes (2)
Senior Permit Specialist	Yes (1)	Yes	Yes (2)
Permit Specialist	Yes (1)	Yes	Yes (2)
Program Manager I/II	Yes (1)	No	Yes (2)
Senior Engineer	Yes (1)	Yes	Yes (2)
Senior Hazardous Materials Inspector	Yes (1)	Yes	Yes (2)
Supervising Public Safety Dispatcher	Yes (1)	No	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Housing			
Director of Housing U	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Building Rehabilitation Inspector I/II	Yes (1)	Yes	Yes (2)
Building Rehabilitation Supervisor	Yes (1)	Yes	Yes (2)
Development Officer	Yes (1)	Yes	Yes (2)
Division Manager	Yes	Yes	Yes (2)
Housing Policy and Planning Administrator	Yes	Yes	Yes (2)
Senior Accountant	Yes (1)	Yes	Yes (2)
Senior Development Officer	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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- (2) Gifts from sources located in, doing business in, or planning to do business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Human Resources			
Director of Human Resources U	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Division Manager	Yes (1)	No	Yes (2)
Program Manager II	Yes (1)	Yes	Yes (2)
Administrative Officer	Yes (1)	No	Yes (2)
Physician	Yes (1)	No	Yes
Senior Analyst	Yes (1)	No	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

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APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Independent Police Auditor			
Independent Police Auditor	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Temporary Unclassified (1)	Yes (1)	Yes (1)	Yes (1)

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Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Information Technology			
Director of Information Technology U	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Division Manager	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Program Manager I/II	Yes (1)	Yes	Yes (2)
Senior Analyst	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the City.
- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Library			
City Librarian U	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	No	Yes (2)
Division Manager	Yes	No	Yes (2)
Senior Librarian	Yes (1)	No	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the City.
- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Parks, Recreation & Neighborhood Services			
Director of Parks, Rec, Neighborhood Svcs	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Deputy Director Parks, Rec, & Neighborhood Svcs U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Division Manager	Yes (1)	Yes	Yes (2)
Parks Facility Supervisor	Yes (1)	Yes	Yes (2)
Parks Manager	Yes (1)	Yes	Yes (2)
Program Manager	Yes (1)	Yes	Yes (2)
Recreation Superintendent	Yes (1)	Yes	Yes (2)
Senior Analyst	Yes (1)	Yes	Yes (2)
Senior Architect/Senior Landscape Architect	Yes (1)	Yes	Yes (2)
Temporary Unclassified	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the City.
- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions Dept: Planning, Building & Code Enforcement	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Director Planning, Bldg & Code Enforcement U	Yes	Yes	Yes
Assistant Director Planning, Bldg & Code Enforcement U	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Associate Engineer	Yes (1)	Yes	Yes (2)
Building Inspection Manager	Yes (1)	Yes	Yes (2)
Building Inspector Combination	Yes (1)	Yes (3)	Yes (2)
Building Inspector Combination Certified I/II/III	Yes (1)	Yes (3)	Yes (2)
Building Inspector Combination Certified Senior	Yes (1)	Yes	Yes (2)
Building Inspector Supervisor Certified I/II	Yes (1)	Yes	Yes (2)
Code Enforcement Inspector I/II	Yes (1)	Yes	Yes (2)
Code Enforcement Supervisor	Yes (1)	Yes	Yes (2)
Environment Inspector I/II	Yes (1)	Yes	Yes (2)
Department Information Technology Manager	Yes (1)	Yes	Yes (2)
Division Manager	Yes (1)	Yes	Yes (2)
Permit Specialist	Yes (1)	Yes	Yes (2)
Permit Specialist, Senior	Yes (1)	Yes	Yes (2)
Planner I/II/III	Yes (1)	Yes	Yes (2)
Planner II PT	Yes (1)	Yes	Yes (2)
Planner IV	Yes (1)	Yes	Yes (2)
Principal Permit Specialist	Yes (1)	Yes	Yes (2)
Principal Planner	Yes (1)	Yes	Yes (2)
Program Manager I	Yes (1)	Yes	Yes (2)
Public Information Manager	Yes (1)	Yes	Yes (2)
Senior Analyst	Yes (1)	Yes	Yes (2)
Senior Engineer	Yes (1)	Yes	Yes (2)
Supervising Application Analyst	Yes (1)	Yes	Yes (2)
Supervising Environmental Service Specialist	Yes (1)	Yes	Yes (2)
Temporary Unclassified (4)	Yes (4)	Yes (4)	Yes (4)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in, doing business in, or planning to do business in the City.
- (2) Gifts from sources located in, doing business in, or planning to do business in the City.
- (3) Investments or interests in real property and income received from any person, business entity, or parcel of real property which was the subject of a case assignment during the period covered by the statement.
- (4) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions Dept: Police Department	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Chief of Police U	Yes	Yes	Yes
Assistant Police Chief U	Yes	Yes	Yes
Deputy Chief of Police	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	No	Yes (2)
Assistant Communications Manager	Yes (1)	No	Yes (2)
Community Services Supervisor	Yes (1)	No	Yes (2)
Crime Prevention Supervisor	Yes (1)	No	Yes (2)
Crisis Intervention Training Manager	Yes (1)	No	Yes (2)
Department Information Technology Manager	Yes (1)	No	Yes (2)
Division Manager	Yes (1)	No	Yes (2)
Police Captain	Yes	Yes	Yes
Police Lieutenant	Yes (1)	No	Yes (2)
Police Officer – Gaming Control (PCN 1179, 1356)	Yes (1)	No	Yes (2)
Police Property Supervisor	Yes (1)	No	Yes (2)
Police Sergeant – Air Support (PCN 730)	Yes (1)	No	Yes (2)
Police Sergeant – Bomb (PCN 5198)	Yes (1)	No	Yes (2)
Police Sergeant – Canine (PCN 707)	Yes (1)	No	Yes (2)
Police Sergeant – City Attorney’s Office (PCN 821)	Yes (1)	No	Yes (2)
Police Sergeant – Community Services Officer (PCN 8257)	Yes (1)	No	Yes (2)
Police Sergeant – Crisis Intervention Training (PCN 712)	Yes (1)	No	Yes (2)
Police Sergeant – Horse Mounted Unit (PCN 809)	Yes (1)	No	Yes (2)
Police Sergeant – Human Trafficking (PCN 8252)	Yes (1)	No	Yes (2)
Police Sergeant – Internet Crimes Against Children (PCN 731)	Yes (1)	No	Yes (2)
Police Sergeant – Police Activities League (PCN 683)	Yes (1)	No	Yes (2)
Police Sergeant – Range (PCN 715)	Yes (1)	No	Yes (2)
Police Sergeant – Traffic Enforcement Unit (PCN 708)	Yes (1)	No	Yes (2)
Police Sergeant – Training (PCN 13242, 8256)	Yes (1)	No	Yes (2)
Program Manager I	Yes (1)	No	Yes (2)
Program Manager II	Yes (1)	No	Yes (2)
Senior Analyst	Yes (1)	No	Yes (2)
Senior Auditor – Gaming Control	Yes	No	Yes
Supervising Applications Analyst	Yes	No	Yes
Supervising Auditor – Gaming Control	Yes	No	Yes
Video Unit Supervisor	Yes (1)	No	Yes (2)
Temporary Unclassified	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in, doing business in, or planning to do business in the City.
- (2) Gifts from sources located in, doing business in, or planning to do business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions Dept: Public Works	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Director of Public Works U	Yes	Yes	Yes
Assistant Director U	Yes	Yes	Yes
Deputy Director of Public Works	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Air Conditioning Supervisor	Yes (1)	Yes	Yes (2)
Associate Architect/Landscape Architect	Yes (1)	Yes	Yes (2)
Associate Construction Inspector	Yes (1)	Yes	Yes (2)
Associate Engineer	Yes (1)	Yes	Yes (2)
Associate Structure/Landscape Designer	Yes (1)	Yes	Yes (2)
Building Inspector Combination Certified I/II/III	Yes (1)	Yes	Yes (2)
Building Inspector Combination Certified Senior	Yes (1)	Yes	Yes (2)
Building Inspector Supervisor Certified I/II	Yes (1)	Yes	Yes (2)
Building Management Administrator	Yes (1)	Yes	Yes (2)
Chief of Surveys	Yes (1)	Yes	Yes (2)
Contract Compliance Coordinator	Yes (1)	Yes	Yes (2)
Contract Compliance Specialist (PCN 17926)	Yes (1)	Yes	Yes (2)
Construction Manager	Yes (1)	Yes	Yes (2)
Division Manager	Yes (1)	Yes	Yes (2)
Electrician, Supervisor	Yes (1)	Yes	Yes (2)
Equipment Maintenance Supervisor	Yes (1)	Yes	Yes (2)
Fleet Manager	Yes (1)	Yes	Yes (2)
Land Surveyor	Yes (1)	Yes	Yes (2)
Maintenance Contract Supervisor	Yes (1)	Yes	Yes (2)
Mechanical Parts Supervisor	Yes (1)	Yes	Yes (2)
Principal Accountant	Yes (1)	Yes	Yes (2)
Principal Construction Inspector	Yes (1)	Yes	Yes (2)
Principal Engineer/Architect	Yes (1)	Yes	Yes (2)
Principal Engineering Technician	Yes (1)	Yes	Yes (2)
Program Manager I	Yes (1)	Yes	Yes (2)
Radio Communications Manager	Yes (1)	Yes	Yes (2)
Security Services Supervisor	Yes (1)	Yes	Yes (2)
Senior Architect/Senior Landscape Architect	Yes (1)	Yes	Yes (2)
Senior Automotive Equipment Specialist	Yes (1)	Yes	Yes (2)
Senior Construction Inspector	Yes (1)	Yes	Yes (2)
Senior Engineer	Yes (1)	Yes	Yes (2)
Senior Events Coordinator	Yes (1)	Yes	Yes (2)
Supervising Environmental Services Specialist	Yes (1)	Yes	Yes (2)
Supervising Traffic Signal Technician	Yes (1)	Yes	Yes (2)
Supervisor, Trades	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in, doing business in, or planning to do business in the City.
- (2) The Department of Public Works' Gift Policy is meant to more narrowly limit the acceptance of gifts beyond the laws already in place within the San Jose Municipal Code (Chapter 12.08: Prohibition of

APPENDIX I

Gifts, Sections 12.08.010-12.08.050) and the California Fair Political Practices Commission regulations (Section 18945). Although the Department Gift Policy states that no gifts are to be accepted from any person or company subject to the decision-making authority of the City, there are exceptions to this general rule. Please see Department Gift Policy for details.

- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Retirement Services			
Chief Executive Officer*	Yes	Yes	Yes
Assistant Director U* (Chief Investment Officer)	Yes	Yes	Yes
Deputy Director U (Chief Operations Officer)	Yes	Yes	Yes
Accounting Division Manager	Yes (1)	No	Yes (2)
Benefits Division Manager	Yes (1)	No	Yes (2)
Retirement Investment Officer *	Yes	Yes	Yes
Senior Retirement Investment Officer U*	Yes	Yes	Yes
Investment Analyst	Yes	Yes	Yes
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

* Indicates Officials listed in California Government Code Section 87200.

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- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Department of Transportation			
Director of Transportation U	Yes	Yes	Yes
Assistant Director	Yes	Yes	Yes
Deputy Director U	Yes	Yes	Yes
Administrative Officer	Yes (1)	Yes	Yes (2)
Arborist	Yes (1)	Yes	Yes (2)
Assistant Arborist	Yes (1)	Yes	Yes (2)
Department Information Technology Manager	Yes (1)	Yes	Yes (2)
Division Manager	Yes (1)	Yes	Yes (2)
Operations Manager	Yes (1)	Yes	Yes (2)
Parking Manager	Yes (1)	Yes	Yes (2)
Parking & Traffic Control Supervisor	Yes (1)	Yes	Yes (2)
Principal Construction Inspector	Yes (1)	Yes	Yes (2)
Principal Engineer	Yes (1)	Yes	Yes (2)
Program Manager I (PCN 13669)	Yes (1)	Yes	Yes (2)
Senior Construction Inspector	Yes (1)	Yes	Yes (2)
Senior Engineer	Yes (1)	Yes	Yes (2)
Senior Parking & Traffic Control Officer	Yes (1)	Yes	Yes (2)
Senior Transportation Specialist	Yes (1)	Yes	Yes (2)
Temporary Unclassified (3)	Yes (3)	Yes (3)	Yes (3)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the City.
- (2) Gifts from sources located in or doing business in the City.
- (3) Any Temporary Unclassified employee, including a Rehired Retiree, is a designated employee if their assigned duties, responsibilities, and authority are substantially similar to the duties, responsibilities, and authority of a designated employee and the Temporary Unclassified employee must file using the same Reportable Disclosure Categories identified for the similar employee.

APPENDIX I

Designated Positions	Reportable Disclosure Categories		
	Investments, Business Positions, Sources of Income	Real Property Interests	Gifts
Dept: Boards & Commissions			
Airport Commission	Yes (1)	Yes (2)	Yes (3)
Arts Commission	Yes (1)	Yes	Yes (3)
Civil Service Commission	Yes (1)	Yes	Yes (3)
Deferred Compensation Advisory Committee*	Yes	Yes	Yes
Downtown Parking Board	Yes (1)	Yes	Yes (3)
Board of Fair Campaign and Political Practices	Yes	Yes	Yes (3)
Federated City Employees Retirement System Board of Administration*	Yes	Yes	Yes
Historic Landmarks Commission	Yes (1)	Yes	Yes (3)
Housing & Community Development Commission	Yes (1)	Yes	Yes (3)
Planning Commission*	Yes	Yes	Yes
Police & Fire Department Retirement Plan Board of Administration*	Yes	Yes	Yes
San Jose Appeals Hearing Board	Yes (1)	Yes	Yes (3)
San Jose Arena Authority	Yes (1)	Yes	Yes (3)
Work2future (SVWIN) Board	Yes (1)	Yes	Yes (3)

* Indicates Officials listed in California Government Code Section 87200 (Added Retirements Boards to 87200)

If no limitation is described, the reportable disclosure categories should follow the instructions to the Form 700 – Statement of Economic Interests provided by the Fair Political Practices Commission.

Reportable economic interests are limited as follows:

- (1) Investments (in), business positions (in) and income (from) any business entity located in or doing business in the City.
- (2) Interests in real property located in the City, including property located within a two-mile radius of any property owned or used by the City and/or eligible for treatment under the Airport Acoustical Treatment Program (ACT).
- (3) Gifts from sources located in or doing business in the City.

Appendix II Conflicts Consultant & Newly Created Positions Appendix

I. Consultant

A. Consultant's Disclosure

- (1) Each "consultant" as defined by the Political Reform Act (Government Code 81000, et seq.) and the implementing regulations adopted by the Fair Political Practices Commission is required to file disclosure Form 700 with the Agency.
- (2) Only those interests which are relevant to the consultant's engagement are required to be disclosed. The appropriate interests to be disclosed shall be determined by the responsible Appointing Authority or designee, such as directors or heads of the various City of San Jose offices or departments. Appointing Authorities are those officers of the City appointed by the City Council pursuant to the City Charter. The interests to be disclosed shall be set forth in the agreement for services between the consultant and the City of San Jose.
- (3) Disclosure shall be made as to the interests of each person performing under the agreement, to the extent required by the Political Reform Act.

B. Disqualification

- (1) Nothing in this Resolution should be construed to allow any official, employee, or consultant of the City of San Jose to make or participate in making or in any way attempt to influence a governmental decision in which he knows or has reason to know he has a financial interest. Disqualification in the event of a conflict of interest is governed by Section 87100 and following of the Government Code and the implementing regulations promulgated pursuant to the Political Reform Act.
- (2) All agreements with consultants, whether or not such a consultant is required to file a disclosure statement in accordance with this Resolution, shall provide that the consultant shall avoid all conflicts of interest or appearances of conflicts of interest in performing the Agreement.

II. Newly Created Position

A newly created position that makes or participates in the making of decisions that may foreseeably have a material effect on any financial interest of the position-holder, and which specific position title is not yet listed in an agency's conflict of interest code is included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code, subject to the following limitation: The City Clerk may determine in writing that a particular newly created position, 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 broadest disclosure requirements, but instead must comply with more tailored disclosure requirements specific to that newly created

position. Such written determination shall include a description of the newly created position's duties and, based upon that description, a statement of the extent of disclosure requirements. All such determinations are public records and shall be retained for public inspection in the same manner and location as this conflict-of-interest code. (Gov. Code § 81008.)

The City Clerk's office shall promptly enter the actual position title of the newly created position into its electronic Form 700 record management system and ensure that the name of any individual(s) holding the newly created position is entered under that position title in the record management system.

Additionally, within 90 days of the creation of a newly created position that must file statements of economic interests, the City shall update this conflict-of-interest code to add the actual position title in its list of designated positions. (Gov. Code § 87306.)