

NOTICE OF RESCISSION

RESCINDED: RESOLUTION (HA) 2009-0016

Adopted by the Housing Authority

November 10, 2009

Adopting an Amended List of Designated Positions and Disclosure Categories for the Conflict of Interest Code

SUPERSEDED BY: RESOLUTIONS 2014-0235 & (HA) 2014-0012

Adopted by the City Council (2014-0235)

& the Housing Authority (HA 2014-0012)

July 15, 2014

Approving and Adopting the Sacramento Housing and Agency Conflict of Interest Code and List of Designated Positions and Disclosure Categories and Adoption of Code of Ethics

Reference Table of Historic Legislative Document(s) *(if applicable)*:

Leg Doc Type/Gov Body	Document Number	Date of Adoption	Date Rescinded	Superseding Doc
HA Resolution	2016-0020	9/13/2016	6/26/2018	HA 2018-0008
Council Resolution	2016-0321	9/13/2016	6/26/2018	2018-0264
HA and Council Resolutions	HA 2014-0012 & Council 2014-0235	7/15/2014	9/13/2016	HA 2016-0020 & Council 2016-0321
Council Minutes for all historic/associated Resolutions	1/25/1983 – 1/31/1984 - 12/09/1986 – 3/10/1987 – 4/5/1988 – 4/10/1990 – 3/2/1991 – 3/3/1992 – 3/29/1994 – 11/19/1996 – 1/16/2001 – 11/10/2009 - 7/15/2014 - 9/13/2016 - 6/26/2018			

RESOLUTION NO. 2009-016

Adopted by the Housing Authority
of the City of Sacramento

November 10, 2009

ADOPTING AN AMENDED LIST OF DESIGNATED POSITIONS AND DISCLOSURE CATEGORIES FOR THE CONFLICT OF INTEREST CODE

BACKGROUND

- A. The Political Reform Act, Government Code §81000 et seq., requires every state or local government agency to adopt and promulgate a conflict of interest code.
- B. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regulations Section 18730, which contains the terms of a standard model conflict of interest code, which can be incorporated by reference, and which will be amended by the Fair Political Practices Commission to conform to any amendments in the Political Reform Act after public notice and hearing pursuant to the Administrative Procedures Act, Government Code Sections 11370, et seq.
- C. The Housing Authority has adopted by reference the terms of 2 Cal. Code of Regulations Section 18730, incorporated by reference as Exhibit A, in the body of the Conflict of Interest Code of the Housing Authority of the City of Sacramento.
- D. The Political Reform Act requires every local government agency to review its conflict of interest code biennially to determine if it is accurate or needs to be amended.
- E. All persons holding designated positions file statements of economic interests with the Agency Clerk, who is the filing officer with respect to these statements. The statements will be made available for public inspection and reproduction. Statements for all designated positions are retained by the Agency Clerk.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE HOUSING AUTHORITY RESOLVES AS FOLLOWS:

- Section 1. The list of designated positions and disclosure categories attached hereto as Exhibit B is hereby adopted as the Appendix of Designated Positions and Disclosure Categories referred to in 2 Cal. Code of Regulations Section 18730.

Section 2. This adopted and amended conflict of interest code is effective immediately and newly added designees are required to file within 30 days of the effective date of the Code.

Table of Contents:

Exhibit A: Agency Conflict of Interest Code

Exhibit B: Designated Positions and Disclosure Categories

Adopted by the Housing Authority of the City of Sacramento on November 10, 2009 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, Secretary

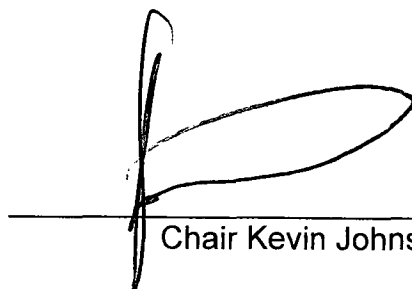

Chair Kevin Johnson

Exhibit A

DESIGNATED POSITIONS

DISCLOSURE CATEGORY

AGENCY CLERK	1
AGENCY COUNSEL	1
ASSISTANT AGENCY CLERK	1
ASSISTANT DIRECTOR OF HOUSING – HOUSING CHOICE VOUCHER	1
ASSISTANT DIRECTOR OF HOUSING – PUBLIC HOUSING	1
ASSISTANT DIRECTOR OF HOUSING & COMMUNITY DEVELOPMENT	1
ASSISTANT DIRECTOR OF REAL ESTATE & CONSTRUCTION SERVICES	1
ASSISTANT SITE MANAGER	3
BUYER	4
COMPLIANCE ANALYST	1
CONSTRUCTION TECHNICIAN	3
DEPUTY EXECUTIVE DIRECTOR	1
DESIGN & CONSTRUCTION SERVICES MANAGER	1
DIRECTOR OF ADMINISTRATION	1
DIRECTOR OF HOUSING AND COMMUNITY DEVELOPMENT	1
DIRECTOR OF HOUSING AUTHORITY	
EXECUTIVE DIRECTOR	11
ENVIRONMENTAL ANALYST	1
FINANCE DIRECTOR	1
FINANCE MANAGER	1
GENERAL COUNSEL	1
HOMEOWNERSHIP SERVICES SUPERVISOR	3
HOUSING ASSISTANT - HCV	3
HOUSING AUTHORITY ANALYST - HCV	3
HOUSING AUTHORITY ANALYST - HSG	3
HOUSING AUTHORITY MANAGER - HCV	1
HOUSING AUTHORITY MANAGER - HSG	1
HOUSING AUTHORITY SPECIALIST - HCV	3
HOUSING AUTHORITY SPECIALIST - HSG	3
HOUSING AUTHORITY SUPERVISOR - HCV	3
HOUSING AUTHORITY SUPERVISOR - HSG	3
HOUSING AUTHORITY ANALYST - HCV	3
HOUSING AUTHORITY ANALYST - HSG	3

HOUSING FINANCE ANALYST - RANGE 1	2
HOUSING FINANCE ANALYST - RANGE 2	2
HOUSING FINANCE ANALYST - RANGE 3	2
HUMAN RESOURCES MANAGER	1
IMTS MANAGER	1
IT NETWORK/MIDRANGE SPECIALIST	4
MANAGEMENT ANALYST	1
PRINCIPAL CONSTRUCTION ARCHITECT	2
PRINCIPAL CONSTRUCTION TECHNICIAN	2
PRINCIPAL HOUSING AUTHORITY ANALYST - HCV	3
PRINCIPAL HOUSING AUTHORITY ANALYST - HSG	3
PRINCIPAL PROCUREMENT SERVICES ANALYST	1
PRINCIPAL REGULATORY COMPLIANCE ANALYST	2
PROCUREMENT SERVICES SUPERVISOR	2
PROGRAM MANAGER, COMMUNITY/SOCIAL SERVICES	1
PROGRAM MANAGER-PORTFOLIO MANAGEMENT	1
PROJECT MANAGER	1
PUBLIC INFORMATION OFFICER	1
REAL ESTATE MANAGER	1
REAL ESTATE MANAGER LEVEL 2	1
REAL ESTATE SPECIALIST	3
REDEVELOPMENT ANALYST RANGE 1	3
REDEVELOPMENT ANALYST RANGE 2	3
REDEVELOPMENT ANALYST RANGE 3	3
REDEVELOPMENT MANAGER	1
REDEVELOPMENT PLANNER - RANGE 1	2
REDEVELOPMENT PLANNER - RANGE 2	2
REDEVELOPMENT PLANNER - RANGE 3	2
REGULATORY COMPLIANCE ANALYST	2
RISK SERVICES MANAGER	1
SITE MANAGER	3
HOUSING AND REDEVELOPMENT COMMISSION	1
LOAN COMMITTEE MEMBERS	1
CONSULTANTS*	1

*CONSULTANTS

Definition: A "consultant" for purposes of this Code is a natural person: (1) who provides, under contract, information, advise, recommendation or counsel to a local government agency; and (2) whose consulting position entails the making or participation in the making of decisions which may foreseeably have a material effect on any financial interest. "Natural person" includes only the specific individual or individuals providing the consulting services, and does not include the corporate or other business entity which employs the individual.

Exclusions: The term :consultant excludes a person who: (1) conducts research and arrives at conclusions with respect to his or her rendition of information, advise, recommendation or counsel independent of the control and direction of the agency or any Agency official, other than normal contract monitoring; and (2) possesses no authority with respect to any Agency decision beyond the rendition of information, advice, recommendation or counsel. A person who provides consulting services, advice, information, recommendations or counsel on a regular basis, is not excluded. However, persons hired to produce a finished product or study, construct a project, represent the Agency in a piece of litigation, or conduct similar activities on an ad hoc basis are excluded.

Where a natural person is a "consultant" as defined above, such person is a designated employee under government code Section 82019 and is deemed to make or participate in the making of decisions which may foreseeably have a material effect on any financial interest.

Except as otherwise set forth in this Code, any reference hereto to "designated employee" shall include a natural person who is a consultant covered by this Code.

The Executive Director or designated representative, shall make the initial determination as to whether a person qualifies as a consultant under this code. In making such determination, the Executive Director or designated representative may consult with and rely upon the advise of the Agency's General Counsel.

The disclosure categories for a consultant who is subject to this Code shall be the broadest group of categories for the employees of the Agency, provided, however, that the Executive Director or designated representative may select a lesser group of categories where the circumstances so warrant.

The requirements of this code shall be included in the contract which is entered into between the Agency and the consultant.

DISCLOSURE CATEGORIES

Category 1:

- a. Interest in real property located within the City and County of Sacramento
- b. All income, loans and gifts, investments, positions and ownership interests in any business located in or doing business in the City or County of Sacramento and/or doing business with any entity administered by the Sacramento Housing and Redevelopment Agency
- c. All sources of income, loans and gifts from individuals residing in the City or County of Sacramento, doing business in the City or County of Sacramento and/or doing business with any entity administered by the Sacramento Housing and Redevelopment Agency

Category 2:

- a. Interest in real property located within the City and County of Sacramento
- b. Income, loans and gifts, investments, positions and ownership interest in any business with any entity administered by the Sacramento Housing and Redevelopment Agency and/or doing business which relates to the types of activities carried on by these entities (e.g., real property construction and management, material and supplies for real property maintenance and construction, general office supplies and services, consulting and services relating to all property development and management businesses located in or near Redevelopment Project Areas, Community Development Target Areas or Agency-owned housing developments)
- c. All sources of income, loans and gifts from individuals residing in the City or County of Sacramento, doing business in the City or County of Sacramento and/or doing business with any entity administered by the Sacramento Housing and Redevelopment Agency

Category 3:

- a. Interest in any real property improved for residential purposes or zoned for residential use located within the City or County of Sacramento
- b. Income, loans and gifts, investments, positions and ownership interest in any business with any entity administered by the Sacramento Housing and Redevelopment Agency and/or doing business which relates to the types of activities carried on by these entities (e.g., real property construction and management, material and supplies for real property maintenance and construction, general office supplies and services, consulting and services relating to all property development and management businesses located in or near Redevelopment Project Areas, Community Development Target Areas or Agency-owned housing developments)

- c. All sources of income, loans and gifts from individuals residing in the City or County of Sacramento, doing business in the City or County of Sacramento and/or doing business with any entity administered by the Sacramento Housing and Redevelopment Agency

Category 4:

- a. Income, loans and gifts, investments, positions and ownership interest in any business with any entity administered by the Sacramento Housing and Redevelopment Agency and/or doing business which relates to the types of activities carried on by these entities (e.g., real property construction and management, material and supplies for real property maintenance and construction, general office supplies and services, consulting and services relating to all property development and management businesses located in or near Redevelopment Project Areas, Community Development Target Areas or Agency-owned housing developments)
- b. All sources of income, loans and gifts from individuals residing in the City of County of Sacramento, doing business in the City or County of Sacramento and/or doing business with any entity administered by the Sacramento Housing and Redevelopment Agency