

ORDINANCE NO. 805

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK
REPEALING CHAPTER 2.60, "CONFLICT OF INTEREST"**

WHEREAS, the Political Reform Act (California Government Code section 81000, *et seq.*) requires public agencies to adopt and promulgate conflict of interest codes;

WHEREAS the Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. Section 18730) that contains the terms of a standard conflict of interest code and may be incorporated by reference in an agency's conflict of interest code;

WHEREAS, the Political Reform Act, Government Code Section 87306.5, requires government agencies to conduct biennial reviews of their Conflict of Interest Codes;

WHEREAS, the terms of the City's Conflict of Interest Code are currently codified under Chapter 2.60 of the Rohnert Park Municipal;

WHEREAS, the disclosure categories and the list of designated positions required to file statements of economic interest under the Conflict of Interest Code are established by resolution;

WHEREAS, staff has determined that amendments to the list of designated positions are necessary; and

WHEREAS, integrating the Conflict of Interest Code with its disclosure categories and list of designated positions into one complete document, adopted by resolution, will ensure that the terms of the City's Conflict of Interest Code are in compliance with Regulation 18730 and will eliminate the need to amend the City's Conflict of Interest Code through adoption, publication and codification of an ordinance.

NOW, THEREFORE, the City Council of the City of Rohnert Park does ordain as follows:

SECTION 1. Chapter 2.60 of the Rohnert Park Municipal Code, "Conflict of Interest," is hereby repealed.

SECTION 2. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it should have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections subsections, sentences, clauses or phrases be declared unconstitutional.

SECTION 3. Effective Date. This Ordinance shall be in full force and effective thirty (30) days after its adoption and shall be published and posted as required by law.

This ordinance was introduced on the 23rd day of September, 2008, and **DULY AND REGULARLY ADOPTED** by the City Council of the City of Rohnert Park this 14th day of October, 2008, by the following vote:

AYES: Five (5) Councilmembers Breeze, Smith, Stafford, Vidak-Martinez and Mayor Mackenzie

NOES: None (0)

ABSENT: None (0)

ABSTAIN: None (0)

ATTEST:
/s/ Deputy City Clerk Terri Griffin 10/14/08

CITY OF ROHNERT PARK
/s/ Mayor Jake Mackenzie

APPROVED AS TO FORM:
/s/ Assistant City Attorney James Atencio