



CITY OF POMONA COUNCIL REPORT

June 3, 2024

To: Honorable Mayor and Members of the City Council

From: Anita Gutierrez, City Manager

Submitted By: Rosalia A. Butler, City Clerk

SUBJECT: MANDATED BIENNIAL REVIEW OF THE CITY'S CONFLICT OF INTEREST CODE

RECOMMENDATION:

It is recommended that the City Council direct staff to review the City's current Conflict of Interest Code.

EXECUTIVE SUMMARY:

The Political Reform Act (Government Code Section 87306.5) requires every local government agency to review its Conflict of Interest Code ("Code") every even-numbered year (biennially) and determine whether the Code needs to be amended. This process begins with the City Council directing staff to review the current Conflict of Interest Code for any updates and amendments.

SB1439/GOVERNMENT CODE §84308 APPLICABILITY:

☐ When this box is checked, it indicates the agenda item is subject to the Levine Act SB1439 requirements. Councilmembers are reminded to check their campaign contributions and determine whether they have received a campaign contribution of \$250 or more that would require disclosure and/or recusal from discussing or acting on this agenda item. Campaign contributions of \$250 or more made 1) by any person or entity who is identified in the agenda report as the applicant or proposer or 2) on behalf of the applicant or participant, including a parent, subsidiary or otherwise related business entity, or 3) by any person who has a financial interest in the agenda item requires a councilmember to comply with SB1439.

FISCAL IMPACT:

There is no fiscal impact to this action.

DISCUSSION:

Government Code Section 87306.5 mandates that local government agencies review its Conflict of Interest Code biennially. The City Council is the code reviewing body for the City of Pomona, Pomona Housing Authority, and the Pomona Successor Agency to the former Redevelopment Agency. The City Council must notify staff to review its Code. No later than October 1st of each even-numbered year, staff must submit to the City Council a report indicating whether or not an amendment is necessary.

City staff will begin reviewing each City position to determine whether it should be included on the list of designated Statement of Economic Interests (Form 700) filers. By October 1, 2024, a report will advise the City Council whether or not amendments need to be made to the existing Code. If amendments are necessary, the revised Code will be placed on a City Council agenda for review no later than December 2, 2024. A City's amended code is not effective until it has been approved by the City Council.

Prepared by:

Diana Robles
Deputy City Clerk

ATTACHMENT(S):

Attachment No. 1 – Resolution No. 2022-233: City's Current Conflict of Interest Code

Attachment No. 2 – Resolution No. 2022-234: Housing Authority's Current Conflict of Interest Code

Attachment No. 3 – Resolution No. 2016-173: Successor Agency's Current Conflict of Interest Code