

RESOLUTION NO. 23-0137

A RESOLUTION OF THE MANHATTAN BEACH CITY COUNCIL RATIFYING THE 2023 CONFLICT OF INTEREST CODE OF THE MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION

WHEREAS the Manhattan Beach Capital Improvements Corporation met on November 7, 2023, and adopted a Conflict of Interest Code identifying the positions within the Capital Improvements Corporation charged with making or participating in making a government decision which may foreseeably have a material effect on a financial interest.

NOW THEREFORE, THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES:

SECTION 1. The City Council hereby ratifies the 2023 Conflict of Interest Code for the Capital Improvements Corporation attached hereto and incorporated herein by this reference.

SECTION 2. The City Clerk shall certify to the passage and adoption of this Resolution.

ADOPTED November 7, 2023.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
RICHARD MONTGOMERY  
Mayor

ATTEST:

\_\_\_\_\_  
LIZA TAMURA  
City Clerk

2023

CONFLICT OF INTEREST

OF THE

MANHATTAN BEACH CAPITAL IMPROVEMENTS CORPORATION

INCORPORATION

The Political Reform Act of 1974 (PRA) requires state and local government agencies to adopt and promulgate conflict of interest codes to help government employees avoid financial conflicts. See California Government Code sections 81000 *et seq.*

The Fair Political Practices Commission (FPPC) has adopted a regulation that contains the terms of a standard conflict of interest code, can be incorporated by reference, and may be amended by the FPPC to conform to amendments to the PRA after public notice and hearings. This conflict of interest code for the Capital Improvements Corporation hereby incorporates by reference that regulation (2 California Code of Regulations section 18730); the Attached Schedule A, which identifies each position in the agency that is charged with making or participating in making a government decision which may foreseeably have a material effect on a financial interest; and the attached Schedule B, which identifies the economic interests that the individuals in those designated positions must disclose.

Officials (individuals holding, elected to, or appointed to a position in Schedule A) must periodically submit statements of economic interests that disclose the economic interests in Schedule B that they held during the reporting period. The statements must be submitted to the Manhattan Beach City Clerk's Office, which makes the statements available for public inspection and reproduction (see California Government Code section 81008).

## SCHEDULE A

President	1
Vice President	1
Director	1
Chief Executive Officer	1
Chief Financial Officer	1
Secretary	1

### CONSULTANTS/NEW POSITIONS:

Consultants and new positions are 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 President may determine in writing if a particular consultant or new position, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant’s or new position’s duties and, based upon 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. (Government Code section 81008).

## SCHEDULE B

An individual whose position is identified in the Designated Positions Section (Schedule A) of this conflict of interest code is a filer and must disclose each economic interest identified below for the disclosure category associated with the individual's position. Disclosure must be made by filing the California Form 700 on specified schedules.

The definition for investments, business positions, sources of income, interests in real property, doing business, gifts, and other terms may be found in the California Political Reform Act, its associated regulations, and the instructions for the California Form 700.

Economic interests must be disclosed for the applicable reporting period. In general, the following types of Form 700 filings have the following reporting periods:

Annual: January 1 through December 31 of the previous calendar year.

Assuming Office: The date the filer assumes office for investments, business positions, and interests in real property; for income, the 12 months immediately preceding the date the filer assumes office.

Leaving Office: The last date covered by the filer's most recent filing through the date the filer left the designated position.

Reporting periods may vary in individual circumstances and should be verified with the Clerk's Office.

### Category 1.

Any investment, business position, source of income (including receipt of gifts, loans, and travel payments, or interest in real property).