

INDIAN WELLS CITY COUNCIL

October 24, 2024



To: City Council
From: City Manager Department
Prepared by: Angelica Avila, City Clerk
Subject: **Resolution Amending the Conflict-of-Interest Code of the City of Indian Wells Pursuant to the Political Reform Act of 1974**

RECOMMENDED ACTION:

Council **ADOPTS** and **APPROVES** to amend the Conflict-of-Interest Code of the City of Indian Wells pursuant to the Political Reform Act, section 87303; and

FINDS the action exempt from CEQA review under CEQA Guidelines section 15061(b)(3).

SUMMARY:

Every two years the Fair Political Practices Commission requires every City to review their Conflict-of-Interest Code ("Code") and make any necessary changes and file a biennial notice regarding the results of the review.

During the review process, staff found that amendments to the City's Conflict of Interest Code are necessary. A redlined version of the proposed amended Code is attached showing the revisions made.

Background

The Political Reform Act of 1974, Government Code section 81000, et seq. (the "Act"), requires all public agencies to adopt and maintain a conflict-of-interest code. The Act further requires that agencies regularly review and update their codes as directed by the code-reviewing body or when change is necessitated by changed circumstances (Sections 87306 and 87306.5).

The City Council is the City's code-reviewing body. As the code-reviewing body, the City Council directs that the Code be reviewed biannually and, if a change in the Code is necessary, that a revised Code be prepared and submitted to the City Council for approval.

Attached is a legislative (redlined) version of the proposed amended Code. The proposed revisions are based on the need to includes new positions that must be designated, delete titles of existing positions that have been abolished and/or positions that no longer make or participate in making governmental decisions and include, revise disclosure category and include AB1234 training language.

Government Code section 87303 provides that no code or amendment to a code shall be effective until it has been approved by the code-reviewing body.

FISCAL IMPACT:

There is no fiscal impact.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA):

The action is not a project within the meaning of Section 15378 of the State of California Environmental Quality Act ("CEQA") Guidelines, because it has no potential for resulting in physical change in the environment, directly or indirectly; and that the action is nonetheless exempt from the requirements of CEQA in that the activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. (14 CCR 15061(b)(3).)

ATTACHMENTS:

1. Resolution
2. Conflict of Interest Code- redline