

RESOLUTION NO. 2022-5822

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YORBA LINDA, CALIFORNIA, APPROVING AND ADOPTING AN AMENDED CONFLICT OF INTEREST CODE AND APPENDIX TO THE CONFLICT OF INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF 1974

WHEREAS, the Legislature of the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 *et seq.* (the "Act"), which contains provisions relating to conflicts of interest potentially affecting all officers, employees and consultants of the City of Yorba Linda (the "City"), and which requires all public agencies to adopt and promulgate a conflict of interest code;

WHEREAS, the City Council adopted a Conflict of Interest Code (the "Code") in 1980 and most recently amended it on September 15, 2020 in compliance with the Act;

WHEREAS, Section 87306 of the Act requires the City to amend its Conflict of Interest Code when circumstances change, such as when the City creates new employee positions which must be designated in the Code pursuant to Section 87302(a) of the Act, or eliminates positions which had previously been designated in the Code in compliance with the Act;

WHEREAS, the City has added three positions since the Code was last amended;

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief, which could result in the City being restrained or prevented from acting in cases where the provisions of the Act may have been violated;

WHEREAS, notice of the time and place of a public meeting during which the City Council would consider the proposed amended Conflict of Interest Code and Appendix was provided to each affected designated employee and was publicly posted for review;

WHEREAS, a public meeting was held upon the proposed amended Conflict of Interest Code and Appendix at a regular meeting of the City Council on September 20, 2022, during which all present were given an opportunity to be heard on the proposed amended Conflict of Interest Code and Appendix.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Yorba Linda as follows:

Section 1. The City Council does hereby approve and adopt the proposed amended Conflict of Interest Code and Appendix to the City's Conflict of Interest Code, a copy of which is attached hereto and shall be on file with the City, and available to the public for inspection and copying during regular business hours.

Section 2. The said amended Conflict of Interest Code and Appendix of the Conflict of Interest Code shall become effective thirty (30) days after the date of its adoption and approval.

PASSED, ADOPTED AND APPROVED at a regular meeting of the City Council of the City of Yorba Linda on this 20th day of September 2022.

CARLOS RODRIGUEZ, MAYOR
CITY OF YORBA LINDA

ATTEST:

MARCIA BROWN, CITY CLERK
CITY OF YORBA LINDA

APPROVED AS TO FORM:
RUTAN & TUCKER LLP

CITY ATTORNEY

STATE OF CALIFORNIA)
ss.
COUNTY OF ORANGE)

I, **MARCIA BROWN**, City Clerk of the City of Yorba Linda, California, **DO HEREBY CERTIFY** that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Yorba Linda held on the 20th day of September, 2022, and was carried by the following roll call vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

MARCIA BROWN, CITY CLERK
CITY OF YORBA LINDA