2012 CONFLICT OF INTEREST CODE
BIENNIAL REVIEW REPLY FORM

Contact Person: Holly Trobaugh Telephone Number: 760-435-3000

Name of Agency: Oceanside - Small Craft Harbor District Board

Mailing Address 300 North Coast Highway, Oceanside, CA 92054

COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
2012 OCT 1 PM 5 08
THOMAS J. PASTUSZKA
CLERK OF THE BOARD
OF SUPERVISORS

This agency has reviewed its conflict of interest code and has determined that:

[X] **Amendments are necessary**: (Attach Amended Code)
(Check all that applies)

- [x] Include new positions (including consultants) which must be designated
- [x] Revise the titles of existing positions
- [x] Delete titles of positions that have been abolished
- [ ] Delete positions that manage public investments
- [ ] Revise disclosure categories
- [ ] Other _____

[ ] **No amendments are necessary**. Our agency's code accurately designates all positions which make or participate in the making of governmental decisions; the disclosure assigned to those positions accurately requires the disclosure of all investments, business positions, interests in real property and sources of income which may foresee-ably be affected materially by the decision made by those designated positions; and the code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer: Peter Weiss Date: 10-1-12

You must complete this report regardless of how recently your code was approved or amended. **Please return this report no later than October 1, 2012 to:**

Clerk of the Board of Supervisors
(Conflict of Interest Code)
1600 Pacific Highway, Room 402
San Diego, CA 92101

Approved and/or authorized by the Board of Supervisors of the County of San Diego.
Meeting Date: 12/4/12 Minute Order No. 22
By: N. Virgen Date: 12/14/12
Deputy Clerk of the Board Supervisors

(Rev 7/02/2012)

2012 CONFLICT OF INTEREST CODE
BIENNIAL REVIEW REPLY FORM

Contact Person: Holly Trobaugh Telephone Number: 760-435-3000

Name of Agency: City of Oceanside

Mailing Address 300 North Coast Highway, Oceanside, CA 92054

COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
2012 OCT 1 PM 12 30
THOMAS J. PASTUSZKA
CLERK OF THE BOARD
OF SUPERVISORS

This agency has reviewed its conflict of interest code and has determined that:

[X] **Amendments are necessary**: (Attach Amended Code)
(Check all that applies)

- [x] Include new positions (including consultants) which must be designated
- [x] Revise the titles of existing positions
- [x] Delete titles of positions that have been abolished
- [ ] Delete positions that manage public investments
- [ ] Revise disclosure categories
- [ ] Other _____

[ ] **No amendments are necessary**. Our agency's code accurately designates all positions which make or participate in the making of governmental decisions; the disclosure assigned to those positions accurately requires the disclosure of all investments, business positions, interests in real property and sources of income which may foresee-ably be affected materially by the decision made by those designated positions; and the code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer: Peter Weiss Date: 10-1-12

You must complete this report regardless of how recently your code was approved or amended. **Please return this report no later than October 1, 2012 to:**

Clerk of the Board of Supervisors
(Conflict of Interest Code)
1600 Pacific Highway, Room 402
San Diego, CA 92101

(Rev 7/02/2012)

Andoh, Grace

From: Andoh, Grace
Sent: Monday, October 01, 2012 12:38 PM
To: 'Holly Trobaugh'
Subject: RE: Oceanside's Biennial Review Reply Form
Attachments: Sept 2012 Biennial Review Reminder Notice.pdf; OcnsideSmlCrftHrbr.pdf

Dear Ms. Trobaugh:

I received the biennial reply form but I noticed that it has "City of Oceanside" as the agency and the County of San Diego does not have jurisdiction for the City of Oceanside. The only agency that files its Biennial Review with the County of San Diego is the Oceanside Small Craft & Harbor. I've attached a copy of the biennial review letter as well as the code for the Oceanside Small Craft. If you are intending to file for the Oceanside Small Craft, then, please make the necessary modification to the Agency name and send me the reply form. Thanks

---

From: Holly Trobaugh [mailto:HTrobaugh@ci.oceanside.ca.us]
Sent: Monday, October 01, 2012 10:13 AM
To: Andoh, Grace
Subject: Oceanside's Biennial Review Reply Form

Grace,
Here is the form. Would you like me to mail the original?

Holly Trobaugh
Assistant City Clerk
City of Oceanside
(760) 435-3005
htrobaugh@ci.oceanside.ca.us

Attention recipients: *"All email and voicemail to and from the City may be considered public information and may be disclosed upon request."*

CITY OF OCEANSIDE

COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
2012 NOV 15 PM 4 54
THOMAS J. PASTUSZKA
CLERK OF THE BOARD
OF SUPERVISORS

DEPARTMENT OF THE CITY CLERK
BARBARA RIEGEL WAYNE

November 14, 2012

Clerk of the Board of Supervisors
Statement of Economic Interests, Form 700
1600 Pacific Highway, Room 402
San Diego, CA 92101

RE: Resolution No. 12-R07550-2: Adopting Conflict of Interest Code
Oceanside Small Craft Harbor District

Dear Mr. Pastuszka:

Enclosed, please find a copy of Resolution No. 12-R0751-2, " of the Oceanside Small Craft Harbor District Board of the City of Oceanside approving and adopting amendments to the Appendix of the City of Oceanside's Local Conflict of Interest Code." There has been no change affecting the following Oceanside Small Craft Harbor District officials and their titles:

Jim Wood, President
Esther Sanchez, Vice President
Jack Feller, Director
Jerome Kern, Director
Gary Felien, Director
John Mullen, Harbor Attorney
Peter Weiss, Chief Executive Officer
Gary Ernst, Treasurer
James F. Quan, Harbor & Beaches Coordinator

If you have any questions, please contact this office at (760) 435-3000.

Sincerely,

Holly Trobaugh
Assistant City Clerk

Enclosure

CITY HALL NORTH • 300 NORTH COAST HIGHWAY • OCEANSIDE, CA 92054-2885 • (760) 435-3000 • FAX (760) 967-3922
E-MAIL: bwayne@ci.oceanside.ca.us

RESOLUTION NO. 12-R0751-2

A RESOLUTION OF THE OCEANSIDE SMALL CRAFT HARBOR DISTRICT BOARD OF THE CITY OF OCEANSIDE APPROVING AND ADOPTING AMENDMENTS TO THE APPENDIX OF THE CITY OF OCEANSIDE'S LOCAL CONFLICT OF INTEREST CODE

WHEREAS, the Oceanside City Council has by ordinance adopted a Local Conflict of Interest Code; and

WHEREAS, Section 2.62 of the Oceanside City Code provides that the list of designated positions and employees, and disclosure requirements shall be adopted by resolution; and

WHEREAS, the Oceanside Small Craft Harbor District Board has held a public hearing as required by law to allow interested officers, employees, members, consultants and residents of the City to present their views regarding the designation of positions and employees, and disclosure requirements, and

WHEREAS, adoption of a Local Conflict of Interest Code including the designation of positions and employees subject to the Local Conflict of Interest Code and the designation of disclosure categories for such designated positions and employees is mandated by the Political Reform Act of 1974; and

WHEREAS, since the last amendment to the Local Conflict of Interest Code, certain positions, employees, commissions, boards or committees have been modified and require the appendix to the Local Conflict of Interest Code to be amended.

NOW, THEREFORE, the Oceanside Small Craft Harbor District Board of the City of Oceanside does resolve as follows:

1. The foregoing recitations are true and correct.

2. The revised Local Conflict of Interest Code Appendix, list of designated Positions/Employees, Disclosure Requirements (2012 Update) is hereby approved.

3. The City Clerk is directed to provide a copy of the Oceanside Local Conflict of Interest Code and appendix to each person occupying a position or employment designated in the Appendix and also to each person occupying a position designated by state statute or the Appendix as being required to file a Fair Political Practices Commission form 700.

4. This resolution and the appendix adopted hereby shall be effective upon adoption and shall apply to disclosures for the 2012 calendar year and for subsequent years, until amended or superseded.

PASSED AND ADOPTED by the Oceanside Small Craft Harbor District Board of the City of Oceanside, California, this 7th day of November, 2012, by the following vote:

AYES: WOOD, FELIEN, FELLER, KERN, SANCHEZ

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

President, Small Craft Harbor District

ATTEST:

Secretary

APPROVED AS TO FORM:

Harbor District Attorney

CITY OF OCEANSIDE
LOCAL CONFLICT OF INTEREST CODE
APPENDIX

List of Designated Positions/Employees
Disclosure Requirements
(2012 Update)

SECTION I: AUTHORITY

The Political Reform Act of 1974 [Government Code sections 81000 -91015] requires local government agencies to adopt local conflict of interest codes. The local conflict of interest code for the City of Oceanside is contained in Sections 2.61 - 2.69 of the Oceanside City Code which adopts by reference the latest provisions of Section 18730 of Title 2 of the California Code of Regulations and in this list of designated positions/employees and disclosure requirements. The most recent version of 2 Cal. Code of Regs. section 18730 is on file with the City Clerk.

The local conflict of interest code for the City of Oceanside contains both reporting requirements for the disclosure of financial interests and disqualification requirements. Violations of the local conflict of interest code are subject to the administrative, criminal and civil sanctions of the Political Reform Act.

This list is adopted pursuant to the provisions of Section 2.62 of Chapter 2 of the Oceanside City Code and constitutes the "Appendix" referred to in subsection (b)(3) [Disclosure Categories] of 2 Cal. Code of Regs. section 18730.

The Mayor, members of the City Council, members of the planning commission, the city manager, the city attorney, the city treasurer, the financial services director (for finance director functions), the FSD revenue and treasury manager and the person serving as finance director for the Harbor District[1] are required to disclose financial interests pursuant to Government Code sections 87200 - 87210 and are therefore not included in the list set forth below.

[1] Pursuant to Government Code section 87200 and 2 Cal. Code of Regs. section 18720 it has been determined that the following positions manage public investments and will file the form 700 statement of economic interest: Administrative Services Director (as Finance Director), ASD Revenue/Treasury Manager and the City employee designated as the Finance Director for the Small Craft Harbor District.

SECTION II: EFFECTIVE DATE

This 2012 update shall be effective the day following its approval by the code reviewing body, the City Council of the City of Oceanside, California, and shall remain in effect until repealed or superseded.

SECTION III: LIST OF DESIGNATED POSITIONS/EMPLOYEES AND DISCLOSURE CATEGORIES[2]

The positions within the City listed in this appendix are "designated positions." Any person whose employment position (whether full time, part time or temporary) with the City is a designated position, is a "designated employee" for the purposes of the local conflict of interest code. Designated employees shall disclose in the manner provided in the local conflict of interest code of the City of Oceanside, those financial interests, which are within the schedules and categories represented by the letter(s) following the listing position. The disclosure category requirements represented by categories 1-4 and are set forth in subsection (b)(7) [Manner of Reporting] of 2 Cal. Code of Regs. section 18730. Generally the disclosure categories are as follows:

Category	Financial Interest to be disclosed
1	**All investments, business positions in, and income from sources located in or doing business in the jurisdiction. Interests in real property located in the jurisdiction, including property located within a two-mile radius of the jurisdiction or of any property owned or used by the City, Agency or District.**
2	**All investments, business positions in and income sources of the type which provide services, supplies, materials machinery or equipment of the type utilized by the City, Agency or District.**
3	**All investments, business positions in, and sources of income which are subject to the regulatory, permit or licensing authority of the City, Agency or District.**
4	**All interests in real property and sources of income which are subject to the regulatory, permit or licensing authority of the City, Agency, or District.**

[2] The Community Development Commission has no designated positions or employees other than the Commission, the Redevelopment Advisory Committee, the Executive Director and the General Counsel. All other board, commissions and designated positions/employees which may perform Community Development Commission related services are of the City. The Small Craft Harbor District has entered into an agreement whereby the City provides management and other services to the District. Whenever a Harbor District position is designated, it shall mean the City employee providing those services for the District.

Designated Positions	**Disclosure Categories**
Legislative Bodies other than the City Council:	
Community Development Commission	1
*Small Craft Harbor District Board of Directors	1
Board, Commissions & Committees:	
Community Relations Commission	3
Economic Development Commission	1
Fire Board of Appeals	3
Historical Preservation Advisory Commission	4
Housing Commission	4
Housing Rehabilitation Loan Committee	4
Library Board of Directors	3
Manufactured Home Fair Practices Commission	4
Oceanside Building Authority	3
Redevelopment Advisory Committee	4
Relocation Appeals Board	4
City Staff:	
~~Assistant Treasurer~~	~~1~~
Assistant Fire Marshal	2
~~Accountant~~	~~2~~
Accounting Manager	2
Administrative Analyst II	2
Assistant City Attorney	1
Assistant City Clerk	1
Assistant Fire Chief	1
~~Budget Manager~~	~~2~~
~~Building Inspections Manager~~	~~3~~
Building Services Administrator	3
Business License Inspector	3
Chief Building Official	1
Chief Information Officer	2
~~Chief Plant Mechanic~~	~~2~~
CIP Manager I	2
CIP Manager II	2
CIP Manager III	2
City Clerk	1
City Engineer	1
City Planner	1
City Traffic Engineer	3

~~Claims Officer~~	~~3~~
~~Clean Water Coordinator~~	~~3~~
~~Code Enforcement Manager~~	~~3~~
Compliance Inspector	3
Compliance Officer	3
Council Aide	1
~~Community Development Director~~	~~1~~
Consulting Assistant	2
**Consultants	(See explanation below)
Development Coordinator	4
~~Development Engineer~~	~~3~~
Deputy City Attorney I	1
Deputy City Attorney II	1
~~Deputy City Engineer~~	~~2~~
Deputy City Manager	1
~~Deputy Director of Public Works~~	~~1~~
Development Services Director	1
Downtown Development Manager	1
~~Economic Development and Redevelopment Director~~	~~1~~
~~Economic and Community Development Director~~	~~1~~
~~Economic and Community Division Manager~~	~~1~~
Economic Development Division Manager	1
~~Education and Conservation Coordinator~~	~~2~~
~~Engineering Services Manager~~	~~3~~
~~Environmental/Regulatory Compliance Officer~~	~~1~~
Environmental Officer	1
Financial Analyst	2
Financial Services Division Manager	2
Financial Services Director	1
Fire Chief	1
Fire Safety Specialist	2
Fleet Supervisor~~Manager~~	2
Harbor Attorney	1
Harbor and Beaches Coordinator	2
Housing & Neighborhood Services Director	1
Housing Program Manager	4
Housing Program Analyst II	2
Human Resources Director	1
Human Resources Division Manager	2
Industrial Waste Inspector	3
~~Investment Officer~~	~~1~~
Library Director	1
Library Division Manager	2

Literacy Coordinator	2
~~Maintenance Manager~~	~~2~~
Management Analyst	2
~~Neighborhood Services Director~~	~~1~~
Neighborhood Services Division Manager	2
~~Permit Processing Manager~~	~~3~~
Police Captain	1
Police Chief	1
Police Lieutenant	3
Police Records Manager	2
~~Principal Accountant~~	~~2~~
Principal Engineering Staff Assistant	2
Principal Human Resource Analyst	2
Principal Librarian	2
Principal Planner	4
Property Agent	4
Property and Liability Program Manager	2
~~Public Information Officer~~	~~2~~
Public Safety Communications Manager	2
~~Public Works Director~~	~~1~~
Public Works Division Manager	2
~~Purchasing Coordinator~~	~~2~~
Purchasing Technician	2
~~Real Property Manager~~	~~4~~
Records Manager	2
~~Redevelopment Manager~~	~~1~~
Revenue Compliance Inspector	2
Risk Manager	2
Safety Officer	3
Safety Specialist I	3
Safety Specialist II	3
~~Secretary to the City Attorney~~	~~2~~
~~Senior Accountant~~	~~2~~
Senior Building Inspector	3
Senior Civil Engineer	3
Senior Human Resource Analyst	2
Senior Information Technologies Analyst	2
Senior Management Analyst	2
Senior Planner	1
Senior Property Agent	4
~~Senior Transportation Engineer~~	~~3~~
Supervising Deputy City Attorney	1
Supervising Accountant	2

~~Supervising Property Agent~~	~~4~~
Supervising Housing Specialist	4
~~Transportation Engineer~~	~~3~~
~~Transportation Engineering Manager~~	~~3~~
~~Transportation Operations Supervisor~~	~~3~~
Transportation Planner	3
Treasury Manager	2
Water Utilities Director	1
Water Utilities Division Manager	2
~~Workers' Compensation & Safety Officer~~	~~2~~
Water/Wastewater Project Manager	2

FILING OFFICER

* The Clerk of the Board of Supervisors is filing officer for the Oceanside Small Craft Harbor District.

  The City Clerk is the filing officer for the City of Oceanside and all city agencies, boards, commissions, committees and designated positions/employees.

**CONSULTANTS

Definition:

Fair Political Practices Commission regulation [2 Cal. Code of Regs. section 18700] defines "consultant" as an individual who, pursuant to a contract with a state or local governmental agency:

(a) Makes a governmental decision whether to:

(1) Approve a rate, rule or regulation;
(2) Adopt or enforce a law;
(3) Issue, deny, suspend, or revoke a permit, license, application, certificate, approval, order, or similar authorization or entitlement;
(4) Authorize the agency to enter into, modify, or renew a contract provided it is the type of contract which requires agency approval;
(5) Grant agency approval to a contract which requires agency approval and in which the agency is a party or to the specifications for such a contract;
(6) Grant agency approval to a plan, design, report, study, or similar item;
(7) Adopt, or grant agency approval of, policies, standards, or guidelines for the agency, or for any subdivision of the agency; or

(b) Serves in an ongoing staff capacity with the agency and in that capacity performs the same or substantially all the same duties for the agency that would otherwise be performed by an individual holding a position specified in the agency's local conflict of interest code.

"Consultant" does not include persons who:

(1) Conduct research and arrive at conclusions with respect to his or her rendition of information, advice, recommendation or counsel independent of the control and direction of the agency or of any agency official, other than normal contract monitoring; and

(2) Possess no authority with respect to any agency decision beyond the rendition of information, advice, recommendation or counsel and only provide services on a sporadic basis.

Disclosure required:

(1) Consultants that meet the definition of paragraph (a), above, shall disclose according to disclosure categories 1-4 subject to the following limitation: The department head of the department for which the consultant provides primary services, with the approval of the City Attorney, may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this paragraph. The written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The written determination is a public record and shall be retained for public inspection in the office of the City Clerk.

(2) Consultants that meet the definition of paragraph (b), above, shall disclose financial interests in the same manner as is required for the designated position the duties of which are performed, in whole or in part, by the consultant.

DECLARATION

The proposed conflict of interest code specifically enumerates each of the positions within the City, Agency or District, which involve the making of decisions, which may foreseeably have a material financial effect on any financial interest. The City, Agency and

District have satisfied all of the requirements of TITLE 2, Division 6 of the California Code of Regulations 18750.1(b) preliminary to approval of the proposed code.

_____
City Manager

APPROVED AS TO FORM:

_____
City Attorney

G:\Word Documents\RO\Local Conflict of Interest\Appendix October 6, 2010 strike.doc