

## RESOLUTION NO. 8510

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, ADOPTING AN AMENDED CONFLICT OF INTEREST CODE CONTAINING REVISED DESIGNATED POSITIONS AND DISCLOSURE CATEGORIES AND REPEALING ALL PREVIOUSLY ADOPTED CONFLICT OF INTEREST CODES

**WHEREAS**, pursuant to the provisions of the Government Code, sections 87300, et seq. (“Code”), each agency is required to adopt a Conflict of Interest Code; and

**WHEREAS**, the Fair Political Practices Commission has adopted a regulation, 2 Cal. Code. Reg. section 18730, which contains the terms of a standard model Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments to the Political Reform Act; and

**WHEREAS**, the Fair Political Practices Commissions recommends each agency incorporate Commission Regulations 18730 and 18720 by reference as the body of their Code, and all changes to the Political Reform Act and to Regulations 18730 and 18720 will automatically be part of the Citys Conflict of Interest Code; and

**WHEREAS**, most recently, the City of Hawthorne incorporated its Conflict of Interest Code with the adoption of Resolution No. 8246 on December 15, 2020, which is now in need of further updating; and

**WHEREAS**, the City Council, by adopting this Resolution No. 8510, wishes to continue to incorporate the model Conflict of Interest Code and to also update the Code to reflect organizational changes, such as the correction of job designations and the deletion of positions no longer subject to designation in the Conflict of Interest Code as well as the addition of new positions; and

**WHEREAS**, the City Council has determined that documents attached to this Resolution, as Exhibits A and B, accurately set forth the current designated positions regulated by the Conflict of Interest Code, and the respective categories of financial interests, which should be made reportable; and those boards and commissions, which should be designated, and the respective categories of financial interests, which should be made reportable by their members.

**NOW THEREFORE THE CITY COUNCIL OF THE CITY OF HAWTHORNE, CALIFORNIA, HEREBY RESOLVES AS FOLLOWS:**

**Section 1.** The above recitals are true and correct.

**Section 2.** The terms of Title 2, Division 6 of the California Code of Regulations, Section 18730, and any amendments to it duly adopted by the Fair Political Practices Commission, incorporated herein by this reference, and this Resolution, along with attached documents entitled Exhibit A in which members and employees are

designated, and Exhibit B in which disclosure categories are set forth, constitute the Conflict of Interest Code for the City of Hawthorne.

**Section 3.** Pursuant to this Code, any person holding designated positions listed in Exhibit A, including any person holding a designated position in an acting capacity, shall file a Statement of Economic Interest with the City Clerk, no later than April 30<sup>th</sup> of each calendar year.

**Section 4.** The City Clerk is the filing official for the Mayor, Councilmembers, City Manager, City Attorney and Planning Commissioners. For persons holding those positions, the City Clerk accepts the filing, retains a copy, and forwards the original to the Fair Political Practices Commission in Sacramento. For all other persons holding designated positions, the City Clerk is the filing officer and retains the statements. The City Clerk will make the statements available for public inspection and reproduction (Government Code Section 81008).

**Section 5.** 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 City Manager, or designated representative, may determine in writing that a particular consultant or new positions, although a “designated position” is hired to perform a range of duties that is limited in scope and this is not required to fully comply with the disclosure requirements in this Code. Such written determination shall include a description of the consultants or new positions duties and, based upon that description, a statement of the extent of disclosure requirements. The City Manager or designated representatives determination is a public record and shall be retained for public inspection in the same manner and location as this Code. (Gov. Code Section 81008).

**Section 6.** The City Attorney, or designated representative, shall make the initial determination as to whether individuals are consultants, as defined in Title 2, Cal.Code Reg. Section 18701. An individual may be a consultant whether he or she is compensation or is an unpaid or unpaid volunteer. The requirements of this Code shall be referenced in every contract between the City and consultant. Not later than ten (10) days after an authorized City representative signs a consultant contract, the department head (or designee) of the department responsible for administration of the contract shall submit to the City Clerk a completed FPPC Form 805 (Agency Report of Consultants), which identifies the consultant and disclosure categories.

**Section 7.** If the head of a department determines, as provided in Title 2, California Code of Regulation, section 18734, that it is not necessary for a person in a newly created position that is not yet covered by the Code to file under the broadest disclosure category in this Code, then the City Manager or designated representative shall complete and submit to the City Clerk a FPPC Form 804 (Agency Report of New Positions). The City Manager or designated representative shall consult with the City Attorney and City Clerk before making his or her determination.

**Section 8.** Designated employees violating any provision of this Code are subject to the administrative, criminal and civil sanctions provided in the Political Reform Act, Government Code sections 81000-91014.

**Section 9.** Any future amendments to the Citys Conflict of Interest Code including, but not limited to, amendments to the designated positions list or to the financial disclosure

categories, shall be made by resolution duly adopted by the City Council of the City of Hawthorne.

**Section 10.** All other resolutions in conflict with this Resolution No. 8510, including Resolution No. 8246, are hereby repealed.

**Section 11.** The City Clerk shall certify to the passage and adoption of this Resolution, which shall take effect immediately.

**PASSED, APPROVED AND ADOPTED** this  
day of  
, 2025.

**ALEX VARGAS, Mayor**  
**City of Hawthorne, California**

**ATTEST**

**DAYNA HUNTER**  
**City Clerk**

**APPROVED AS TO FORM:**

**ROBERT KIM**  
**City Attorney**