

RESOLUTION NO. 2007-279

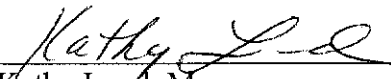
RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF ROCKLIN
ADOPTING A CODE OF ETHICS POLICY

The City Council of the City of Rocklin does resolve as follows:

Section 1. The City Council of the City of Rocklin hereby approves and adopts a Code of Ethics in the format attached hereto as Exhibit A.


PASSED AND ADOPTED this 11th day of September, 2007, by the following roll call vote:

AYES: Councilmembers: Yuill, Hill, Magnuson, Lund
NOES: Councilmembers: None
ABSENT: Councilmembers: Storey
ABSTAIN: Councilmembers: None



Kathy Lund, Mayor

ATTEST:



Barbara Ivanusich, City Clerk

EXHIBIT A

CITY OF ROCKLIN CODE OF ETHICS

Preamble

The residents and businesses in the City of Rocklin are entitled to have a fair, ethical and accountable local government that has earned the public's full confidence for integrity. The proper operation of democratic government requires that public officials be independent, impartial and responsible in their judgment and actions to the people.

City employees are also in a position of public trust and have an obligation, even higher than the private sector, to do their jobs well in the spirit of public service. As such, City officials and employees shall conduct themselves in an ethical manner, both on and off the job, and in a manner that does not present the appearance of a conflict of interest.

In recognition of these goals, the City Council has adopted the following Code of Ethics. For ease of reference, "City" shall refer to the City of Rocklin; "officials" herein shall refer to any and all members of the City Council or any member of a City board or commission; and "employees" shall refer to all City employees.

The Code of Ethics

1. Act in the Public Interest

Recognizing that stewardship of the public interest must be their primary concern, officials and employees will work for the common good of the people of the City of Rocklin and not for any private or personal financial business interest. Officials and employees will assure fair and equal treatment of all persons, claims and transactions.

2. Comply with the Law

Officials and employees shall comply with the laws of the United States of America, the State of California and the City of Rocklin in the performance of their public duties. These laws include, but are not limited to: the United States and California Constitutions; the City of Rocklin Municipal Code; laws pertaining to conflicts of interest, election campaigns, financial disclosures, employer responsibilities, and open processes of government, as well as other City resolutions and policies.

3. Conduct

The professional and personal conduct of officials and employees must avoid the appearance of impropriety. Officials and employees shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of other officials, employees or the public.

Officials and employees should conduct their official and private affairs so as not to give a reasonable basis for the impression that any such fellow official or employee can be improperly influenced in the performance of his/her duties. Officials and employees should not be a source of embarrassment to the City and should avoid even the appearance of conflict between their public duties and private interests. Officials and employees will make impartial decisions, free of unlawful gifts, narrow political interests and be truthful in what they say and do.

4. Use of Public Resources

Officials and employees shall not use public resources not available to the public in general, for private gain or campaign purposes.

Officials and employees shall use City or departmental letterhead for official City business-related purposes only.

Officials and employees will use their title(s) only when conducting official City business, for information purposes, or an indication of background and expertise, carefully considering whether they are exceeding or appearing to exceed their authority.

Public resources should only be used when authorized by the City Manager and/or his/her designee and when there is a benefit to the City for the use of such resources in a community event or activity.

5. Conflict of Interest

To assure their independence and impartiality on behalf of the common good, officials shall not use their official positions to influence government decisions in which they have a material financial interest or where they have an organizational responsibility or personal relationship which may give the appearance of a conflict of interest. Employees must avoid conflicts of private interests with public duties and responsibilities and shall not do indirectly what may not be done directly.

Officials and employees shall also comply with the City's Conflicts of Interest Code which is on file with the City Clerk's Office.

6. Gifts

State law limits the amount of gifts that can be received by officials, candidates, and designated employees, and contains requirements for reporting such gifts. Officials and employees shall comply with these state laws, and shall not take special advantage of services or opportunities for personal gain, by virtue of their position with the City, which is not available to the public in general.

7. Confidentiality

Officials and employees shall respect the confidentiality of information and shall refrain from disclosing confidential information concerning litigation, personnel,

property, or other affairs of the City, without proper legal authority, nor use such information to advance their financial or other private interests.

Confidential information means all information, whether transmitted verbally or in writing, which is of a nature that it is not, at that time, a matter of public record or public knowledge, including those items described in the California Public Records Act (Government Code § 6254 et seq.), items from closed sessions under the Brown Act (Government Code § 54950 et seq.) and items subject to the attorney-client privilege.

8. Outside Employment

The City recognizes the rights of employees to engage in activities outside of their City employment that are of a private nature and unrelated to City work. However, employees are prohibited from engaging in outside employment that creates a conflict of interest for the employee. Employees must receive written authorization from the City Manager before engaging in outside employment and must also comply with any applicable department policy.

9. Cost Control

To effectively conserve City resources, officials and employees will attempt to use the most reasonable, economical, direct and efficient cost of goods and services when conducting City business for which the City may reimburse them.

10. Conduct of Public Meetings

Officials and employees shall prepare themselves for public issues, listen courteously and attentively to all public discussions before them, and focus on the business at hand. They shall refrain from interrupting other speakers, making personal comments not germane to the business before them or otherwise interfering with the orderly conduct of meetings. Officials shall also base their decisions on the merits and substance of the matter at hand, rather than on unrelated considerations.

11. Representation of Public Interests

In keeping with their role as stewards of the public interest, officials shall not appear on behalf of the private interests of third parties before the Council of any board, commission or proceeding of the City. Officials shall also represent the official policies and positions of the City Council, board or commission to the best of their ability when designated as delegates for this purpose. When presenting their individual opinions and positions, officials shall explicitly state they do not represent their body or the City, nor will they allow inference that they do.

12. Compliance and Enforcement

Officials and employees have the primary responsibility to assure that ethical standards are understood and met, and that the public can continue to have full confidence in the integrity of government. This Code of Ethics becomes most

effective when officials and employees are thoroughly familiar with it and embrace its provisions.

For this reason, ethical standards shall be included in the regular orientation for newly elected and appointed officials, board members and commissioners, as well as for all City employees.

The Mayor and chairs of boards and commissions have the additional responsibility to intervene when actions of fellow officials appear to be in violation of the Code of Ethics and are brought to their attention. The City Manager or his/her designee shall investigate alleged violations of the Code of Ethics when they involve City employees.