



CITY COUNCIL STAFF REPORT

ITEM NO. 8.2

DATE: October 26, 2026

TO: Honorable Mayor and City Council

FROM: Marianna A. Burch, City Manager

SUBJECT: Introduce an Ordinance amending Section 1.28.060 of Chapter 1.28 Conflict of Interest Code of the Livermore Municipal Code to authorize the adoption and amendment of the list of designated positions by City Council resolution.

RECOMMENDED ACTION

Staff recommends the City Council introduce an Ordinance, and waive the first reading, amending Section 1.28.060 of Chapter 1.28 Conflict of Interest Code of the Livermore Municipal Code to authorize the adoption and amendment of the list of designated positions by City Council resolution.

SUMMARY

The City is required to review its Conflict of Interest Code biennially and amend it as necessary to reflect changes to designated positions. The proposed ordinance would amend Section 1.28.060 of the Livermore Municipal Code to authorize the City Council to adopt and update the list of designated positions by resolution, eliminating the need for subsequent ordinance amendments.

DISCUSSION

The Political Reform Act requires local agencies to adopt a Conflict of Interest Code identifying public officials, employees, and consultants who are required to file a Statement of Economic Interests (Form 700). The Code must identify positions that make or participate in making governmental decisions that may foreseeably have a material effect on financial interests.

The City is required to review its Conflict of Interest Code biennially and amend it as necessary to reflect additions, deletions, or other changes to designated positions. Currently, the list of designated filers is incorporated into the Livermore Municipal Code (LMC), and any modifications to the list require an ordinance amendment.

The proposed ordinance would amend Section 1.28.060 of the LMC by replacing the existing provisions with language authorizing the City Council to adopt and amend the list of designated positions by resolution.

LMC Section 1.28.060 currently reads:

"The persons listed in Appendix A[1] of this chapter are designated employees. It has been determined that these persons make or participate in the making of decisions which may foreseeably have a material effect on economic interests.

[1]Editor's Note: Appendix A is included as an attachment to this title."

Proposed language for LMC Section 1.28.060:

"Positions involved in making or participating in governmental decisions that may foreseeably have a material effect on economic interests shall be identified. The list of designated positions shall be reviewed biennially and adopted by resolution of the City Council."

The proposed amendment would allow the City Council to adopt and update the list of designated positions by resolution, eliminating the need for subsequent ordinance amendments, which require a first reading, second reading, and 30-day waiting period before taking effect.

Staff recommends that the City Council introduce an ordinance amending Section 1.28.060 of Chapter 1.28, Conflict of Interest Code, of the Livermore Municipal Code to authorize the adoption and amendment of the list of designated positions by City Council resolution.

FISCAL AND ADMINISTRATIVE IMPACTS

None.

COMMUNITY PILLAR

5: A City That Works

ATTACHMENTS

- 1. Amended Section 1.28.060 of Chapter 1.28
- 2. Ordinance

Prepared by: Olivia Nashed
City Clerk

Approved by:



Marianna A. Burch
City Manager

Fiscal Review by:



Dustin Claussen
Administrative Services Director