

RESOLUTION NO. 2014 - 006

A RESOLUTION ADOPTING THE CONFLICT OF INTEREST CODE FOR INDIAN VALLEY COMMUNITY SERVICES DISTRICT

WHEREAS, the Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes; and,

WHEREAS, the Fair Political Practices Commission ["FPPC"] has adopted regulation 2 California Code of Regulations Section 18730, which contains the terms of a standard Conflict of Interest Code and can be incorporated by reference, and which will be amended by the FPPC to conform to statutory amendments of the Political Reform Act, after public notice and hearings conducted by the Fair Political Practices Commission; and,

WHEREAS, this Board of Directors wishes to adopt its agency's conflict of interest code,

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors, Indian Valley Community Services District, as follows:

1. The terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the **attached Appendix** in which officers and employees are designated and disclosure categories are set forth, are hereby adopted and incorporated by reference here and constitute the Conflict of Interest Code for this agency.
2. Persons holding designated positions shall file statements of economic interest Form 700, pursuant to Section 18730(b)(4) of the California Code of Regulations.
3. **Officials Who Manage Public Investments:**
It has been determined that the positions of **Board Members** and **Managers** manage public investments and will file a statement of economic interests, Form 700 pursuant to Government Code Section 87200.
4. Designated employees shall file their statements with this agency which shall make the statements available for public inspection and reproduction (Gov. Code Section 81008).
5. Failure to file the required statement in a timely fashion may result in the imposition of monetary sanctions under Government Code Section 91013(a).

The foregoing resolution was duly passed and adopted by the Board of Directors of Indian Valley Community Services District, at a regular meeting of said board held on September 10, 2014, by the following vote:

AYES: 5

NOES: 0

ABSENT: 0



CHAIRPERSON, Board of Directors

ATTEST:



Secretary



INDIAN VALLEY COMMUNITY SERVICES DISTRICT
CONFLICT OF INTEREST CODE
APPENDIX A TO DISTRICT RESOLUTION 2014-06

DESIGNATED POSITIONS

Jurisdiction refers to the jurisdictional boundaries of the Indian Valley Community Services District.

| <u>Designated Position</u> | <u>Assigned Disclosure Category</u> |
|----------------------------|-------------------------------------|
| Board of Directors | 1, 2, 3 |
| General Manager | 1, 2, 3 |
| Fire Chief | 1, 2, 3 |
| Consultants/New Positions | * |

*Consultants/New Positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code; subject to the following limitations:

The District Manager or Board of Directors may determine in writing that a particular consultant or new position, 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 section. Such determination shall include a description of the consultant or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The General Manager's or Board of Director's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code. (Gov. Code Section 81008.)

DISCLOSURE CATEGORIES

Designated positions shall disclose their financial interests pursuant to the appropriate disclosure category (ies) as follows:

Category 1: Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the District.

Category 2: Investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from, sources that engage in land development, construction, or the acquisition, sale, lease, disposal, or development of real property within the District.

Category 3: Investments and business positions in business entities, sources of income, including loans, gifts and travel payments, from, sources of the type to provide services, supplies, materials, or equipment of the type utilized by the District.



5. Failure to file the required statement in a timely fashion may result in the imposition of monetary sanctions under Government Code Section 91013(a).

The foregoing resolution was duly passed and adopted by the Board of Directors of I.V. CS District, at a regular meeting of said board held on 9-10-, 2014, by the following vote:

AYES: 5

NOES: 0

ABSENT: 0

Brodley J. Smith

CHAIRPERSON, Board of Directors

ATTEST:

Secretary

APPENDIX

POSITION ALLOCATION LIST - PART 1

Designated Positions
(List positions NOT individual names)

Assigned
Disclosure Category

DISCLOSURE CATEGORIES - PART 2

Category 1

Designated employees assigned to this category must report:

- (a) All interests in real property;
- (b) Investments and business positions in business entities or income from sources which engage in the acquisition or disposal of real property within the jurisdiction; and
- (c) Investments and business positions in any business entity or income from any source which: (1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the District, or (2) which manufacture, sell or provide supplies, materials, books, machinery, services or equipment of the type utilized by the District.

Category 2

Consultants shall disclose all sources of income, interests in real property and investments and business positions in business entities.

The Manager of the District 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 disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement to the extent of disclosure requirements. Such determination shall be a public record.