

SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

906



FROM: County Counsel

SUBMITTAL DATE: December 1, 2005

SUBJECT: Approval of the amended appendix to the Conflict of Interest Code for the Coachella Valley Recreation and Park District

RECOMMENDED MOTION: That the Board of Supervisors approve the amended appendix for the conflict of interest code submitted by the Coachella Valley Recreation and Park District

BACKGROUND: Government Code Section 87306.5 requires that all local agencies review their codes and make any appropriate amendments to their conflict of interest codes, and the listing of designated positions for employees who must disclose along with the types of disclosure required.

The Coachella Valley Recreation and Park District recently revised the appendix for its conflict of interest code and has submitted the revised appendix for approval by the Board of Supervisors as the code reviewing body.

This office has reviewed the revised appendix and has found that it complies with statutory requirements. It is recommended that the new appendix be approved and that the clerk notify the District of the action taken.

Lee A. Vinocour

LEE A. VINOCOUR
Deputy County Counsel

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C.E.O. RECOMMENDATION:

APPROVE

[Signature]

County Executive Office Signature

Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist.

AGENDA NO.

RESOLUTION NO. 05-41

RESOLUTION OF THE BOARD OF DIRECTORS OF THE COACHELLA VALLEY RECREATION AND PARK DISTRICT, ADOPTING AN AMENDED CONFLICT OF INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF 1974

WHEREAS, the Legislature of the State of California has enacted the Political Reform act of 1974, Government Code Section 81000 et seq. (the "Act"), which requires all public agencies, including but not limited to the Coachella Valley Recreation and Park District ("District") to adopt and keep updated a conflict of interest code; and

WHEREAS, the District has a Conflict of Interest Code which was last amended in September 22, 2004 and which now requires updating; and

WHEREAS, the regulations implementing the Act provide that the District may adopt the terms of 2 Cal. Code of Regulations Section 18730 in order to adopt a conflict of interest code which will be self-updating as the regulations are updated; and

WHEREAS, at the same time as the District adopts Section 18730, the District must also update and adopt a designation of employees covered by the conflict of interest code and the disclosure categories for each employee as set out in the Appendix to this Resolution adopting Section 18730 by reference; and

WHEREAS, such designation and disclosures for each designated employee are set out in the Appendix to this Resolution; and

WHEREAS, the designated employees shall file forms with the District Secretary, who shall forward them to the Riverside Code Clerk of the Board.

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in the District being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

WHEREAS, notice of the time and place of the District Board meeting and of consideration by the Board of the proposed amended Conflict of Interest Code has been provided each designated employee and publicly posted for review at the offices of the District Secretary.

NOW, THEREFORE, BE IT RESOLVED the Board of Directors of the District does hereby adopt by reference the provisions of 2 Cal. Code of Regulations Section



18730 along with the Appendix containing an updated designation of employees and disclosure categories as its Conflict of Interest Code, a copy of which is attached hereto and available for inspection to the public.

BE IT FURTHER RESOLVED that the said amended Conflict of Interest Code shall become effective on October 1, 2005 and that the District Secretary shall provide a copy of such Code to the Riverside County Clerk of the Board of Supervisors, the code reviewing body..

PASSED, APPROVED and ADOPTED this 14th day of September, 2005 by the following vote:

AYES: Garza, Gilbert, McGalliard and Acosta

NOES: None

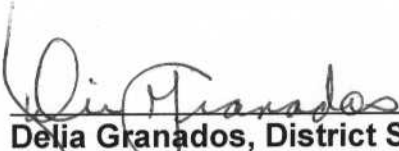
ABSENT: Duran

ABSTAIN: None



Laura McGalliard, Board President

ATTEST:



Delia Granados, District Secretary

**Appendix A
Resolution No.**

The Mayor, Members of the District Council and Planning Commission, the District Manager, the District Attorney, the District Treasurer and all other District officials who manage public investments are included in and governed by this Conflict of Interest Code only with respect to its disqualification provisions. For purposes of disclosure, the Mayor, Members of the District Council and Planning Commission, the District Manager, the District Attorney, the District Treasurer and all other District officials who manage public investments, as defined by 2 Cal. Code of Regs. 18720, are subject to the statutory conflict of interest provisions of Article 2 of Chapter 7 of the Political Reform Act of 1974 (Government Code Section 872000 et seq.) and must file Form 700 Statements of Economic Interests. (Regs. 18730 (b) (3)).

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

It has been determined that the positions listed below are other District officials who manage public investments:

Director of Finance, Fiscal Officer

DESIGNATED POSITIONS

<i>Designated Employees Title or Function</i>	<i>Disclosure Categories Assigned</i>
*Accountant	1,2
*Administrative Project Manager	1,2
*Assistant District Attorney	1,2
*Assistant District Manager	1,2
Assistant Planner	2,3,6,7
Associate Planner	2,3,6,7
Building Inspector	6,7
Building Official	6,7
District Attorney	1,2
District Clerk	1,2
District Council	1,2
District Manager	1,2
District Treasurer	1,2
Civil Engineering Associate	2,3,6,7
Cultural Arts Commissioner	1,2
Deputy District Clerk	1,2
*Director of Community Development/ Building Safety	1,2
*Director of Public Works/District Engineer	1,2
Finance Director	1,2
Fiscal Officer	1,2
*Junior Civil Engineer	2,3,6,7
Golf Course Manager	2,3,6,7
Grant Manager	2,3,6
*LAN Administrator	2,3,6
Management Analyst	5

Member Building & Housing Appeals Board	1,2
Mobile Home Fair Practices Commission	1,2
*Network Administrator	2,3,6
Planning Commissioner	2,3,6
Police Chief	4,6,7
Police Commander	4,6,7
Principal Civil Engineer	2,3,6,7
Public Works Superintendent	6,7
Program Specialist/Purchasing Agent	5
Redevelopment/Economic Director	2,3,6,7
Senior Center Director	2,3,6,7
Senior Planner	2,3,6,7
Special Events Coordinator	2,3,6,7
Senior Economic Development Specialist	2,3,6,7
Water Authority Commissioner	2,3,6,7
Water Supervisor	6,7
Consultants	1,2,3,4,5,6,7

* Indicates position added since last revision

---Indicates position deleted since last revision