

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

344A



FROM: County Counsel

SUBMITTAL DATE: August 1, 2008


SUBJECT: Approval of the Conflict of Interest Code for the Hemet Unified School District

RECOMMENDED MOTION: That the Board of Supervisors approve the amended Conflict of Interest Code submitted by the Hemet Unified School District.

BACKGROUND: Government Code section 87306.5 requires that all local agencies review their Conflict of Interest Code, and the listing of designated positions for employees who must disclose along with the types of disclosure required, and make appropriate amendments to each as required.

The Hemet Unified School District recently revised Appendix "A" of its Conflict of Interest Code and has submitted it for approval by the Board of Supervisors as the code reviewing body.

This office has reviewed the revised code and has found that it complies with statutory requirements. It is recommended that the Hemet Unified School District's new revised code be approved and that the Clerk of the Board notify the Agency of the action taken.


JOE S. RANK
County Counsel

C.E.O. RECOMMENDATION:

APPROVE

BY: 
Tina Grande

County Executive Office Signature

Policy

Poil

Consent

Consent

Department Recommendation:

Per Executive Office:

Prev. Agn. ref.

Dist.

AGENDA NO.

2008 Local Agency Biennial Notice

Name of Agency: Hemet Unified School District
Mailing Address: 1791 W. Acacia Ave., Hemet CA 92545
Contact Person: Karen Ashman Office Phone No: 951-765-5100
E-mail: Kashman@hemetusd.k12.ca.us Fax No: 951-765-5115 ext 1001
kashman@hemetusd.k12.ca.us

This agency has reviewed its conflict-of-interest code and has determined that:

An amendment is required. The following amendments are necessary: (completed 2/26/08)
(Check all that apply.)

- Include new positions (including consultants) that must be designated.
- Delete positions that manage public investments from the list of designated positions.
- Revise disclosure categories.
- Revise the titles of existing positions.
- Delete titles of positions that have been abolished.
- Other (describe) _____

Code is currently under review by the code-reviewing body.

No amendment is required.

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.



Signature of Chief Executive Officer

6/24/08

Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2008**, to:

CLERK OF THE BOARD OF SUPERVISORS
P.O. BOX 1147
RIVERSIDE, CA 92502
ATTN: KECLIA HARPER-IHEM

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

Fair Political Practices Commission
428 J Street, Suite 620, Sacramento, CA 95833
For Technical Assistance: (866) ASK-FPPC

**Hemet Unified School District
Conflict of Interest Code**

APPENDIX A

DESIGNATED POSITIONS

Persons occupying the following positions are designated employees and must disclose financial interests in Category 1, Appendix B:

Members of the Governing Board
Superintendent
Deputy Superintendent, Educational Services
Assistant Superintendent, Business Services
Assistant Superintendent, Human Resources
Assistant Superintendent, Student Support Services
Director, Fiscal Services
Assistant Director, Fiscal Services
Director, Facilities
Director of Purchasing
Area Administrator
Consultants filling any of the above positions.

Persons occupying the following positions are designated employees and must disclose financial interests defined in Category 2, Appendix B:

Director, Child Nutrition Services
Director, Maintenance and Operations
Director, Transportation
Assistant Director, Facilities
Facilities Planner
Safety Officer/Risk Manager
Consultants filling any of the above positions

Adopted: 12/15/92
Amended: 7/19/94
Amended: 10/15/96
Amended: 7/21/98
Amended: 4/20/04
Amended: 2/26/08

**Hemet Unified School District
Conflict of Interest Code**

APPENDIX B

DISCLOSURE CATEGORIES

Category 1

- a) All investments and business positions in, and sources of income from, all business entities that do business or own real property in the District, plan to do business or own real property in the district within the next year, or have done business or owned real property in the District within the past two (2) years
- b) Interests in real property which are located in whole or in part either (1) within the boundaries of the District, or (2) within two miles of the boundaries of the district, including any leasehold, beneficial, or ownership interest or option to acquire such interest, if the fair market value of the interest is greater than \$1,000.

Category 2

- a) All investments and business positions in, and sources of income from, all business entities that provide services, supplies, materials, machinery, or equipment of a type used or administered by the designated employee or consultant's department.
- b) All investments and business positions in, and sources of income from, all business entities that are contractors or subcontractors engaged in the performance of work or services of the type used by the department for which the designated employee works.

D R A F T

**Hemet Unified School District
Conflict of Interest Code**

APPENDIX A

DESIGNATED POSITIONS

Persons occupying the following positions are designated employees and must disclose financial interests in Category 1, Appendix B:

Members of the Governing Board
Superintendent
Deputy Superintendent, ~~Personnel~~ *Educational Services*
Assistant Superintendent, Business Services
Assistant Superintendent, ~~Educational Services~~ *Human Resources*
Assistant Superintendent, Student Support Services
Director, Fiscal Services
Assistant Director, Fiscal Services
Director, Facilities
~~Purchasing Agent~~ *Director of Purchasing*
Area Administrator
Consultants filling any of the above positions.

Persons occupying the following positions are designated employees and must disclose financial interests defined in Category 2, Appendix B:

Director, Child Nutrition Services
Director, Maintenance and Operations
Director, Transportation
Assistant Director, Facilities
Facilities Planner
Safety Officer/Risk Manager
Consultants filling any of the above positions

Adopted: 12/15/92
Amended: 7/19/94
Amended: 10/15/96
Amended: 7/21/98
Amended: 4/20/04
Amended: 00/00/08

D R A F T

Hemet Unified School District
Conflict of Interest Code

APPENDIX B

DISCLOSURE CATEGORIES

Category 1

- a) All investments and business positions in, and sources of income from, all business entities that do business or own real property in the District, plan to do business or own real property in the district within the next year, or have done business or owned real property in the District within the past two (2) years
- b) Interests in real property which are located in whole or in part either (1) within the boundaries of the District, or (2) within two miles of the boundaries of the district, including any leasehold, beneficial, or ownership interest or option to acquire such interest, if the fair market value of the interest is greater than \$1,000.

Category 2

- a) All investments and business positions in, and sources of income from, all business entities that provide services, supplies, materials, machinery, or equipment of a type used or administered by the designated employee or consultant's department.
- b) All investments and business positions in, and sources of income from, all business entities that are contractors or subcontractors engaged in the performance of work or services of the type used by the department for which the designated employee works.

**HEMET UNIFIED SCHOOL DISTRICT
CONFLICT OF INTEREST CODE**

Resolution No. 591

WHEREAS, the Political Reform Act, Government Code Section 81000, *et seq.*, requires that state and local government agencies adopt and promulgate Conflict of Interest Codes; and

WHEREAS, the Fair Political Practices Commission has adopted a regulation, i.e., 2 California Code of Regulations, Section 18730, which contains the terms of a standard Conflict of Interest Code, which may be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act; and

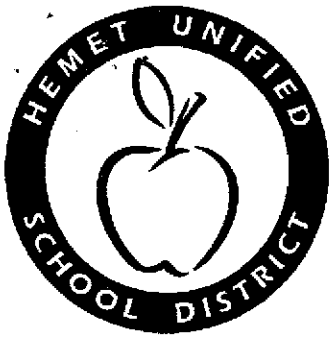
WHEREAS, subsequent amendments to and changes in the Political Reform Act of 1974 and the regulations of the Fair Political Practices Commission by the Legislature, the Commission, and the Courts, as well as changed circumstances within the District, have made it advisable and necessary pursuant to Section 87306 and 83707 of the Act to amend and update the District's Conflict of Interest Code and the designated positions and disclosure categories therein; and

WHEREAS, notice of time and place of a public hearing on, and of consideration by the Governing Board, the proposed amended Conflict of Interest Code was publicly posted for review in Hemet, California; and

WHEREAS, a public hearing was held upon the proposed amended Conflict of Interest Code at a regular meeting of the Governing Board of the Hemet Unified School District on December 1, 1992, at which all present were given an opportunity to be heard on the proposed amended Conflict of Interest Code;

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Hemet Unified School District in regular session assembled on December 1, 1992, that the provisions of 2 California Code of Regulations, Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, are hereby incorporated by reference and along with the attached Appendices in which certain enumerated officials and employees are designated and disclosure categories are established, shall constitute the Conflict of Interest Code for the District.

BE IT FURTHER RESOLVED that pursuant to Section 4 of the Standardized Code, all designated employees shall file their Statements of Economic Interest with the Superintendent of the District. Upon receipt of the Statements of Economic Interests, the Superintendent shall retain the Statements on file in his office. Initial



Dr. Philip O. Pendley
Superintendent

Mary Wulfsberg
Deputy Superintendent

Richard M. Beck
Assistant Superintendent

LaFaye Platter
Assistant Superintendent

Dr. Caryl Miller
Assistant Superintendent

Professional Development
Service Center

1791 W. Acacia Avenue
Hemet, CA 92545
(951) 765-5100
Fax: (951) 765-5115

Professional Development
Academy

2085 W. Acacia Avenue
Hemet, CA 92545
(951) 765-5100
Fax: (951) 765-6421

www.hemetusd.k12.ca.us

Governing Board

Mike Cook
Dr. Gregg Figgins
Charlotte Jones
David Peters
Phyllis Petri
Bill Sanborn
Joe Wojcik

June 24, 2008

Clerk of the Board of Supervisors
Attn: Kecia Harper-Ihem
PO Box 1147
Riverside, CA 92502

SUBJECT: Amendment to Addendum of Conflict of Interest Code

To Whom It May Concern:

On February 5, 2008 the Conflict of Interest Code of Hemet Unified School District was submitted to the Governing Board for review of recommended changes to Addendum A, "Designated Positions." Recent changes to job titles and an addition of a position were recommended. On February 26, the Governing Board approved the recommended changes to Addendum A.

Attached is a draft of the Addendum showing recommended changes. Also attached is the Conflict of Interest Code with the approved changes to Addendum A.

If you have questions please do not hesitate to contact me at 951-765-5100 extension 1001.

Sincerely,

Karen Ashman
Executive Assistant
Professional Development Service Center

2008-07-075168