

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



FROM: County Counsel

SUBMITTAL DATE:
September 20, 2016

SUBJECT: Approval of the Temecula- Elsinore- Anza- Murrieta Resource Conservation District Conflict of Interest Code [Districts 1 and 3]; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the Conflict of Interest Code submitted by the Temecula-Elsinore-Anza-Murrieta Resource Conservation District ("TEAM RCD"); and
2. Direct the Clerk of the Board to notify the agency of the action taken.

Consent

BACKGROUND:

Summary

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	N/A
			For Fiscal Year:	N/A

C.E.O. RECOMMENDATION:

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
 Nays: None
 Absent: None
 Date: October 4, 2016
 xc: Co.Co., District, COB_{cm}

Kecia Harper-Ihem
 Clerk of the Board
 By: *[Signature]*
 Deputy

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

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BACKGROUND:

Summary (continued)

Government Code Section 82011 identifies the Board of Supervisors for the County of Riverside as the code reviewing body for a local government agency within its county. A local government agency, as defined by Government Code Section 82041, includes the Temecula- Elsinore- Anza- Murrieta Recourse Conservation District ("TEAM RCD").

Temecula- Elsinore- Anza- Murrieta Recourse Conservation District recently amended its Conflict of Interest Code, including the change in the organization's name, and has submitted it for approval by the Board of Supervisors as the code reviewing body.

This office has reviewed the revised Conflict of Interest Code and has found that it complies with statutory requirements.

It is recommended that the Board of Supervisors approve Temecula- Elsinore- Anza- Murrieta Recourse Conservation District Code as revised and that the Clerk of the Board notify the Agency of the action taken.

Impact on Residents and Businesses

N/A

ATTACHMENTS:

ATTACHMENT A. TEAM RCD Conflict of Interest Code

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ATTACHMENTS:

ATTACHMENT A. TEAM RCD Conflict of Interest Code

CONFLICT OF INTEREST CODE FOR THE TEMECULA-ELSINORE-ANZA-MURRIETA RESOURCE CONSERVATION DISTRICT (Amended 2016)

The Political Reform Act (Gov. Code, § 81000 et seq.) requires state and local government agencies to adopt and promulgate a conflict of interest code. The Fair Political Practices Commission has adopted a regulation (Cal. Code Regs., tit. 2, § 18730 ["Regulation 18730"]) that contains the terms of a standard conflict of interest code, which can be incorporated by reference into an agency's code. After public notice and hearing, Regulation 18730 may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms 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. This incorporation page, Regulation 18730 and the attached Appendix designating positions and establishing disclosure categories shall constitute the conflict of interest code of the **Temecula-Elsinore-Anza-Murrieta Resource Conservation District** (the "**District**").

All officials and designated positions required to submit a statement of economic interests shall file their statements with the **District Secretary** as the District's Filing Officer. The **District Secretary** shall make and retain a copy of all statements filed by officials and designated positions, and forward the originals of such statements to the Clerk of the Board of Supervisors of the County of Riverside. (Gov. Code, § 87500.) The **District Secretary** shall retain the originals of the statements filed by all other officials and designated positions and make all statements available for public inspection and reproduction during regular business hours. (Gov. Code, § 81008.)

FORM APPROVED COUNTY COUNSEL
BY *Kristine Bell-Valdez* 7/20/16
KRISTINE BELL-VALDEZ DATE

Attachment: TEAM CRD COI Code and Appendix (2431 : TEAM Resource Conservation District COI Code)

APPENDIX

CONFLICT OF INTEREST CODE FOR THE TEMECULA-ELSINORE-ANZA-MURRIETA RESOURCE CONSERVATION DISTRICT

PART "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

District Officials who manage public investments, as defined by California Code of Regulations, title 2, section 18701(b), are NOT subject to the District's Code, but must file disclosure statements under Government Code section 87200 et seq. [Cal. Code Regs., tit. 2, § 18730(b)(3).] These positions are listed here for informational purposes only.

It has been determined that the positions below are officials who manage public investments:¹

Members of the Board of Directors

General Manager

Chief Financial Officer / Treasurer

Investment Consultant

Individuals holding one of the above-listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by Section 87200.

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DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED POSITIONS'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
District Associate Director	1, 2
District Secretary	1, 2, 3, 4, 5
Irrigation Water Manager Team Leader	1, 2
Counsel (Attorney)	1, 2, 3, 4, 5
Consultant and New Positions ²	

²

Individuals serving as a consultant as defined by FPPC Regulation 18701 or in a new position created since this Code was last approved that makes or participates in making decisions must file under the broadest disclosure set forth in this Code subject to the following limitation:

The General Manager may determine that, due to the range of duties or contractual obligations, it is more appropriate to assign a limited disclosure requirement. A clear explanation of the duties and a statement of the extent of the disclosure requirements must be in a written document. (Gov. Code, § 82019; FPPC Regulations 18219 and 18734.) The General Manager's determination is a public record and shall be retained for public inspection in the same manner as this Conflict of Interest Code. (Gov. Code, § 81008.)

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PART "B"

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of economic interests that the designated position must disclose for each disclosure category to which he or she is assigned.¹ "Investment" means a financial interest in any business entity (including a consulting business or other independent contracting business). Such economic interests are reportable if they are either located in or doing business in the jurisdiction, are planning to do business in the jurisdiction, or have done business during the previous two years in the jurisdiction of the District.

Category 1: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, that are located in, do business in, or own real property within the jurisdiction of the District.

Category 2: All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the jurisdiction of the District.

Category 3: All investments and business positions in business entities, and sources of income from, including gifts, loans and travel payments, that are engaged in land development, construction or the acquisition or sale of real property within the jurisdiction of the District.

Category 4: All investments and business positions in, and sources of income from, business entities, including gifts, loans and travel payments, that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the District.

Category 5: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the designated position's department, unit or division.

³ This Conflict of Interest Code does not require the reporting of gifts from outside this agency's jurisdiction if the source does not have some connection with or bearing upon the functions or duties of the position. (Reg. 18730.1.)