

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



ITEM
2.20
(ID # 3187)

MEETING DATE:

Tuesday, January 17, 2017

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: Approval of the Conflict of Interest Code of the Riverside County Habitat Conservation Agency, Districts 1, 3, 5 [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the Conflict of Interest Code submitted by Riverside County Habitat Conservation Agency; and
2. Direct the Clerk of the Board to notify Riverside County Habitat Conservation Agency of the action taken.

ACTION: Consent

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: Approve

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington and Ashley
Nays: None
Absent: None
Date: January 17, 2017
xc: Co.Co., District, COB_{cm}

Kecia Harper-Ihem
 Clerk of the Board
 By *Kecia Harper-Ihem*
 Deputy

2.20

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

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.

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 Riverside County Habitat Conservation Agency.

Riverside County Habitat Conservation Agency recently amended its Conflict of Interest Code (appendix) 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. A copy of Riverside County Habitat Conservation Agency's Conflict of Interest Code (appendix) as revised is attached.

It is recommended that the Board of Supervisors approve Riverside County Habitat Conservation Agency's Code as revised and that the Clerk of the Board notify the Agency of the action taken.

Impact on Residents and Businesses

N/A

SUPPLEMENTAL:

Additional Fiscal Information

N/A

Contract History and Price Reasonableness

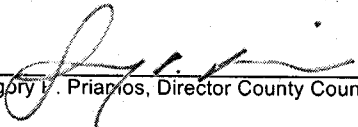
N/A

ATTACHMENTS:

**ATTACHMENT A. CONFLICT OF INTEREST CODE OF THE RIVERSIDE COUNTY
HABITAT CONSERVATION AGENCY**

201607479

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



Gregory V. Priamos, Director County Counsel 12/6/2016

ITEM
2.20
(ID # 3187)

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3 RESOLUTION NO. 2016-01

4 RESOLUTION OF THE BOARD OF DIRECTORS OF THE
5 RIVERSIDE COUNTY HABITAT CONSERVATION AGENCY
6 AMENDING THE APPENDIX OF THE CONFLICT OF INTEREST CODE
7 PURSUANT TO THE POLITICAL REFORM ACT OF 1974

8 WHEREAS, the Legislature of the State of California enacted the Political Reform Act of 1974,
9 Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of
10 interest which potentially affect all officers, employees and consultants of the Riverside County Habitat
11 Conservation Agency (the "Agency") and requires all public agencies to adopt and promulgate a Conflict
12 of Interest Code; and

13 WHEREAS, the Board of Directors adopted a Conflict of Interest Code (the "Code") which was
14 amended on May 15, 2014, in compliance with the Act; and

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

18 WHEREAS, notice of the time and place of a public meeting on, and of consideration by the
19 Board of Directors of, the proposed Sixth Amendment to the Appendix was provided to each designated
20 employee and publicly posted for review at the County Administrative Center at 4080 Lemon Street,
21 Riverside, California; and

22 WHEREAS, a public meeting was held upon the proposed Sixth Amendment to the Appendix at a
23 regular meeting of the Board of Directors on September 15, 2016, at which time all present were given an
24 opportunity to be heard on the proposed Sixth Amendment to the Appendix.

25 NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Riverside County
26 Habitat Conservation Agency that the Board of Directors does hereby adopt the proposed Sixth
27 Amendment to the Appendix of the Conflict of Interest Code, a copy of which is attached hereto and shall
28 be on file with the Riverside County Habitat Conservation Agency and made available to the public for
inspection and copying.

1 BE IT FURTHER RESOLVED that the said Sixth Amendment to the Appendix shall be submitted
2 to the Board of Supervisors of the County of Riverside for approval and said Sixth Amendment shall
3 become effective 30 days after the Board of Supervisors approves the proposed Fifth Amendment to the
4 Appendix as submitted.

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APPENDIX

CONFLICT OF INTEREST CODE OF THE RIVERSIDE COUNTY HABITAT CONSERVATION AGENCY

(6th Amendment - September 15, 2016)

EXHIBIT "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

Agency Officials who manage public investments, as defined by 2 Cal. Code of Regs. §18701(b), are NOT subject to the Agency's Code, but are subject to the disclosure requirements of the Act (Government Code Section 87200 et seq.). [Regs. § 18730(b)(3)] These positions are listed here for information purposes only.

It has been determined that the positions listed below are officials who manage public investments³:

Board of Directors

Alternate Members of the Board

Executive Director/General Manager

Financial Consultants

³ Individuals holding one of the above-listed positions may contact the FPPC for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The FPPC makes the final determination as to whether a position is covered by § 87200.

FORM APPROVED COUNTY COUNSEL

BY


KRISTINE BELL-VALDEZ


DATE

DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED EMPLOYEES'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Executive Director/General Manager	1, 2
General Counsel	1, 2
Natural Resources Manager	2, 3, 6
Administrative Services Officer	4, 5
Consultant ⁴	

⁴ Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the broadest disclosure category in this Code subject to the following limitation:

The Executive Director may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that are limited in scope and thus is not required to fully comply with the 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 of the extent of disclosure requirements. The Executive 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.