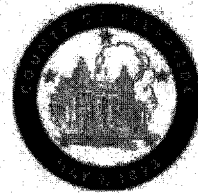


**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
2.15
(ID # 8460)

MEETING DATE:

Tuesday, December 4, 2018

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: Approval of the Conflict of Interest Code of the Palo Verde Unified School District, District 4 [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

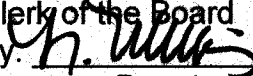
1. Approve the Conflict of Interest Code of the Palo Verde Unified School District; and
2. Direct the Clerk of the Board to notify the Palo Verde Unified School District of the action taken.

ACTION: Consent

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, Perez and Ashley
Nays: None
Absent: None
Date: December 4, 2018
xc: Co.Co., District, COB_{cm}

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

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

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

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Political Reform Act prohibits a public official from using his or her position to influence a government decision in which he or she has a financial interest. Government Code section 87300 requires local government agencies to adopt and promulgate a Conflict of Interest Code identifying officials and employees required to file statements of economic interest based on the positions they hold. A local government agency, as defined by Government Code section 82041, includes the Palo Verde Unified School District.

Each even-numbered year, Government Code section 87306.5 requires local government agencies to review their Conflict of Interest Code, make appropriate revisions, if necessary, and submit an amended Conflict of Interest Code to the code reviewing body. Government Code section 82011(b) identifies the Board of Supervisors for the County of Riverside as the code reviewing body for a local government agency within its county.

The Governing Board for the Palo Verde Unified School District recently approved its amended Conflict of Interest Code on October 2, 2018 to include new positions and delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions. The Palo Verde Unified School District has submitted its amended Conflict of Interest Code for approval by the Board of Supervisors as the code reviewing body.

This office has reviewed the Conflict of Interest Code of the Palo Verde Unified School District and has found that it complies with statutory requirements. A complete copy of the Conflict of Interest Code of the Palo Verde Unified School District is attached.

It is recommended that the Board of Supervisors approve the Conflict of Interest Code of the Palo Verde Unified School District, and direct the Clerk of the Board to notify the Palo Verde Unified School District of the action taken.

ATTACHMENTS:

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

Attachment A: **MINUTES FOR THE PALO VERDE UNIFIED SCHOOL DISTRICT
GOVERNING BOARD'S REGULAR MEETING ON OCTOBER 2, 2018**

Attachment B: **CONFLICT OF INTEREST CODE FOR THE PALO VERDE UNIFIED
SCHOOL DISTRICT**


Melissa Noone, Associate Management Analyst

11/20/2018


Gregory V. Priamos, Director County Counsel

11/6/2018



**Governing Board
Regular Meeting**
Oct 02, 2018 5:30 PM

L.4. Review and Approval of Minor Revision: Board Bylaw and Exhibit 9270 Conflict of Interest

Actions Taken

Motion Passed: Passed with a motion by Norm Guith and a second by Jamey Mullion.
✎ Edit

Member Votes

Samuel Burton	Yes
Norm Guith	Yes
Martha Gutierrez	Yes
Alfonso Hernandez	Yes
Jamey Mullion	Yes

Quick Summary / Abstract

The Superintendent's Office submits to the Governing Board for review board bylaw 9270 Conflict of Interest and approval of a minor revision to exhibit 9270 Conflict of Interest. The minor revision to the exhibit includes an update to district positions required to file annually.

A. OPEN SESSION
A.1. Call to Order
A.2. Roll Call

B. PUBLIC COMMENT/
HEARING SESSION
B.1. Public Comment/
Hearing Session

C. CLOSED SESSION
C.1. Pupil Personnel
C.2. Personnel Matters
C.3. Labor Negotiations

D. RECONVENE TO OPEN
SESSION

E. PLEDGE OF ALLEGIANCE

F. MOMENT OF SILENCE

G. REPORT ON ACTION
TAKEN IN CLOSED
SESSION

H. ADOPTION OF AGENDA

I. HEARING SESSION
I.1. Hearing Session

J. REPORTS AND
COMMUNICATIONS
1.1 Board Member

Attachments

Notes

**Palo Verde USD
Exhibit
Conflict Of Interest**

E 9270

Board Bylaws

The provisions of 2 CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with the attached Appendix specifying designated positions and disclosure categories, are incorporated by reference and shall constitute the district's conflict of interest code.

Governing Board members and designated employees shall file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories listed in the attached Appendix. The Statement of Economic Interest shall be filed with the district's filing officer and/or, if so required, with the district's code reviewing body. The district's filing officer shall make the statements available for public review and inspection.

APPENDIX

Disclosure Categories

1. Category 1: A person designated Category 1 shall disclose:
 - a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
 - b. Investments or business positions in or income from sources which are engaged in the acquisition or disposal of real property within the district, are contractors or subcontractors which are or have been within the past two years engaged in work or services of the type used by the district, or manufacture or sell supplies, books, machinery, or equipment of the type used by the district.
2. Category 2: A person designated Category 2 shall disclose:
 - a. Investments or business positions in or income from sources which are contractors or subcontractors engaged in work or services of the type used by the department which the designated person manages or directs.
 - b. Investments or business positions in or income from sources which manufacture or sell supplies, books, machinery, or equipment of the type used by the department which the designated person manages or directs. For the purposes of this category, a principal's department is his/her entire school.
3. Full Disclosure: Because it has been determined that the district's Board members and/or Superintendent "manage public investments," they and other persons designated for "full disclosure" shall disclose, in accordance with Government Code 87200:

FORM APPROVED COUNTY COUNSEL
BY: Danielle D. Maland 11/7/18
DANIELLE D. MALAND DATE

- a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
- b. Investments, business positions, and sources of income, including gifts, loans, and travel payments.

Designated Positions

Designated Position and Disclosure Category

Category 1/ Full Disclosure:

Governing Board Members

Superintendent of Schools

Assistant Superintendent

Director of Business Services

Director of Human Resources

Director of Curriculum and Instruction

Director of Data, Assessment, and Accountability

Category 2:

Coordinator

School Principal

Disclosures for Consultants

Consultants are designated employees who must disclose financial interests as determined on a case-by-case basis by the Superintendent or designee. The Superintendent or designee's written determination shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: (2 CCR 18700.3)

1. Approve a rate, rule, or regulation
2. Adopt or enforce a law
3. Issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement
4. Authorize the district to enter into, modify, or renew a contract that requires district approval
5. Grant district approval to a contract that requires district approval and in which the district is a party, or to the specifications for such a contract

6. Grant district approval to a plan, design, report, study, or similar item
7. Adopt or grant district approval of district policies, standards, or guidelines

A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18704, subsections (a) and (b), or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's conflict of interest code. (2 CCR 18700.3)

Exhibit PALO VERDE UNIFIED SCHOOL DISTRICT
Version: August 5, 2014 Blythe, California
Revised: February 21, 2017
Minor Revision: October 2, 2018

Palo Verde USD
Exhibit
Conflict Of Interest

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2. **Category 2:** A person designated Category 2 shall disclose:
 - a. Investments or business positions in or income from sources which are contractors or subcontractors engaged in work or services of the type used by the department which the designated person manages or directs.
 - b. Investments or business positions in or income from sources which manufacture or sell supplies, books, machinery, or equipment of the type used by the department which the designated person manages or directs. For the purposes of this category, a principal's department is his/her entire school.
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Exhibit **PALO VERDE UNIFIED SCHOOL DISTRICT**
Version: **August 5, 2014** **Blythe, California**
Revised: **February 21, 2017**