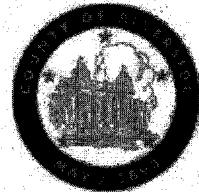


**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
2.16
(ID # 8313)

MEETING DATE:

Tuesday, December 4, 2018

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: Approval of the Conflict of Interest Code of the San Gorgonio Memorial Healthcare District, District 5 [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:


1. Approve the Conflict of Interest Code of the San Gorgonio Memorial Healthcare District; and
2. Direct the Clerk of the Board to notify the San Gorgonio Memorial Healthcare 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 San Gorgonio Memorial Healthcare 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 San Gorgonio Memorial Healthcare District recently amended its Conflict of Interest Code on September 11, 2018 to include new positions. The San Gorgonio Memorial Healthcare 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 San Gorgonio Memorial Healthcare District and has found that it complies with statutory requirements. A complete copy of the Conflict of Interest Code of the San Gorgonio Memorial Healthcare District is attached.

It is recommended that the Board of Supervisors approve the Conflict of Interest Code of the San Gorgonio Memorial Healthcare District, and direct the Clerk of the Board to notify the San Gorgonio Memorial Healthcare District of the action taken.

ATTACHMENTS:

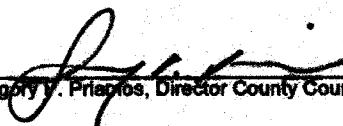
Attachment A: **SAN GORGONIO MEMORIAL HEALTHCARE DISTRICT MINUTES:
SEPTEMBER 11, 2018**

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

Attachment B: **CONFLICT OF INTEREST CODE FOR THE SAN GORGONIO**
MEMORIAL HEALTHCARE DISTRICT


Melissa Noone, Associate Management Analyst

11/20/2018


Gregory V. Prietas, Director County Counsel

11/4/2018

REGULAR MEETING OF THE
SAN GORGONIO MEMORIAL HEALTHCARE DISTRICT
BOARD OF DIRECTORS

September 11, 2018

The regular meeting of the Board of Directors of the San Gorgonio Memorial Healthcare District was held on Tuesday, September 11, 2018 in the Modular C Classroom, 600 N. Highland Springs Avenue, Banning, California.

Members Present: Bakhtiar Ahmad, MD, Lynn Baldi, Estelle Lewis, Georgia Sobiech,

Absent: Dennis Tankersley, PA-C (Chair)

Required Healthcare District Staff: None

Required Hospital Staff: Steve Barron (CEO), Margaret Kammer (Controller), Bobbi Duffy (Executive Assistant)

MINUTES	DISCUSSION	ACTION
Call To Order	In Chair Dennis Tankersley's absence, Vice Chair Estelle Lewis called the meeting to order at 4:02 pm.	
Pledge of Allegiance	Vice Chair Lewis led the Pledge of Allegiance to the Flag.	
Public Comment	Sandra Gutknecht and Andrew Gardner spoke during public comment session.	
OLD BUSINESS		
Proposed Action - Approve Minutes August 7, 2018 regular meeting and August 7, 2018 special joint meeting	Vice Chair Lewis asked for any changes or corrections to the August 7, 2018 regular meeting or the August 7, 2018 special joint meeting There were none.	The minutes of the August 7, 2018 regular meeting and the August 7, 2018 special joint meeting will stand correct as presented.
NEW BUSINESS		
Healthcare District	Vice Chair Lewis stated that Chair Tankersley's monthly	

AGENDA ITEM	DISCUSSION	ACTION/ FOLLOW-UP												
Board Chair monthly Update	report was included on the board tablet.													
Update on 1206(b) Clinic	In Holly Yonemoto's absence, it was noted that her monthly report was included on the board tablets.													
Proposed Action – Approve July 2018 Financial report	<p>Margaret Kammer, Controller, reviewed the July 2018 Financial report as included on the board tablets.</p> <p>BOARD MEMBER ROLL CALL:</p> <table border="1" data-bbox="440 729 1245 846"> <tr> <td>Ahmad</td> <td>Yes</td> <td>Baldi</td> <td>Yes</td> </tr> <tr> <td>Lewis</td> <td>Yes</td> <td>Sobiech</td> <td>Yes</td> </tr> <tr> <td>Tankersley</td> <td>absent</td> <td colspan="2">Motion carried.</td> </tr> </table>	Ahmad	Yes	Baldi	Yes	Lewis	Yes	Sobiech	Yes	Tankersley	absent	Motion carried.		M.S.C., (Baldi/Sobiech) the SGMHD Board of Directors approved the July 2018 Financial report as presented.
Ahmad	Yes	Baldi	Yes											
Lewis	Yes	Sobiech	Yes											
Tankersley	absent	Motion carried.												
<ul style="list-style-type: none"> Informational - Measure A expenditures – July 2018 	Margaret Kammer reviewed the Measure A expenditures and checks issued during the month of July 2018 as included on the board tablets.													
Proposed Action – Approve Resolution Number 2018-05 authorizing Advancement of Riverside County taxes	<p>Margaret Kammer reported that each year since 2009, the Healthcare District has requested an advance of our property tax funds from Riverside County as the IGT requires funding at the beginning of December and we don't normally receive our tax dollars until later in December. This year the County requiring a board resolution.</p> <p>BOARD MEMBER ROLL CALL:</p> <table border="1" data-bbox="440 1551 1245 1668"> <tr> <td>Ahmad</td> <td>Yes</td> <td>Baldi</td> <td>Yes</td> </tr> <tr> <td>Lewis</td> <td>Yes</td> <td>Sobiech</td> <td>Yes</td> </tr> <tr> <td>Tankersley</td> <td>absent</td> <td colspan="2">Motion carried.</td> </tr> </table>	Ahmad	Yes	Baldi	Yes	Lewis	Yes	Sobiech	Yes	Tankersley	absent	Motion carried.		M.S.C., (Baldi/Ahmad), the SGMHD Board of directors approved Resolution Number 2018-05 authorizing the Advancement of Riverside County taxes
Ahmad	Yes	Baldi	Yes											
Lewis	Yes	Sobiech	Yes											
Tankersley	absent	Motion carried.												
COMMITTEE REPORTS														
Measure A Community Oversight Committee	Committee Chair Baldi noted that a copy of the minutes of the August 15, 2018 quarterly meeting of the Measure A Community Oversight Committee were included on the board tablets.													

<p>Proposed Action – Approve 2018 Annual Report to the Community</p>	<p>Committee Chair Baldi noted that this draft of the 2018 Annual Report to the Community was approved by the Measure A Community Oversight Committee and they recommended approval by the San Gorgonio Memorial Healthcare District.</p> <p>BOARD MEMBER ROLL CALL:</p> <table border="1" data-bbox="440 612 1243 732"> <tr> <td>Ahmad</td> <td>Yes</td> <td>Baldi</td> <td>Yes</td> </tr> <tr> <td>Lewis</td> <td>Yes</td> <td>Sobiech</td> <td>Yes</td> </tr> <tr> <td>Tankersley</td> <td>absent</td> <td colspan="2">Motion carried.</td> </tr> </table>	Ahmad	Yes	Baldi	Yes	Lewis	Yes	Sobiech	Yes	Tankersley	absent	Motion carried.		<p>M.S.C. (Baldi/Ahmad), the SGMHD Board of Directors approved the 2018 Measure A Annual Report to the Community as presented.</p>
Ahmad	Yes	Baldi	Yes											
Lewis	Yes	Sobiech	Yes											
Tankersley	absent	Motion carried.												
<p>Proposed Action – Approve changes to Conflict of Interest Code</p>	<p>Bobbi Duffy reported that the Fair Political Practices Commission (FPPC) requires that the District's Conflict of Interest Code be reviewed and any changes made bi-annually. There are two (2) suggested changes as shown on the board tablets.</p> <p>BOARD MEMBER ROLL CALL:</p> <table border="1" data-bbox="440 1091 1243 1210"> <tr> <td>Ahmad</td> <td>Yes</td> <td>Baldi</td> <td>Yes</td> </tr> <tr> <td>Lewis</td> <td>Yes</td> <td>Sobiech</td> <td>Yes</td> </tr> <tr> <td>Tankersley</td> <td>absent</td> <td colspan="2">Motion carried.</td> </tr> </table>	Ahmad	Yes	Baldi	Yes	Lewis	Yes	Sobiech	Yes	Tankersley	absent	Motion carried.		<p>M.S.C., (Ahmad/Baldi), the SGMH Board of Directors approved the Conflict of Interest Code with the two (2) changes as presented</p>
Ahmad	Yes	Baldi	Yes											
Lewis	Yes	Sobiech	Yes											
Tankersley	absent	Motion carried.												
<p>Announcements</p>	<p>Lynn Baldi noted that the Good Morning Beaumont breakfast will be held this coming Friday, September 14th at 7:30 am at Tukwet Canyon. The featured speaker will be the superintendent of the Beaumont School District.</p>													
<p>General Information</p>	<p>None</p>													
<p>Future Agenda Items</p>	<p>None</p>													
<p>Adjournment</p>	<p>The meeting was adjourned at 4:21 pm.</p>													

In accordance with The Brown Act, Section 54957.5, all reports and handouts discussed during this Open Session meeting are public records and are available for public inspection. These reports and/or handouts are available for review at the Healthcare District Administration office located at 600 N. Highland Springs Avenue, Banning, CA 92220 during regular business hours, Monday through Friday, 8:00 am - 4:30 pm.

Minutes respectfully submitted by Bobbi Duffy, Executive Assistant

CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL
HEALTHCARE DISTRICT

FORM APPROVED COUNTY COUNSEL
BY: *D.M.* *10/19/18*
DANIELLE D. MALAND DATE

September 11, 2018

CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL HEALTHCARE DISTRICT
(Amended September 11, 2018)

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted 2 Cal. Code of Regs. Section 18730 which contains the terms of a standard conflict of interest code which can be incorporated by reference in an agency's code. After public notice and hearing Section 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 regulation (attached) and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the San Gorgonio Memorial Healthcare District (the "District")

All Officials and Designated Employees required to submit a statement of economic interests shall file their statements with the District Secretary as the District's Filing Officer within 30 days of taking office, annually, and within 30 days of leaving office. The Filing Officer shall make and retain a copy of all statements filed by Board of Directors and Chief Executive Officer, and forward the originals of such statements to the Clerk of the Board of Supervisors. The Filing Officer shall retain the originals of the statements of all other Designated Employees. The Filing Officer will make all retained statements available for public inspection and reproduction during regular business hours. (Gov. Code Section 81008.)

**CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL
HEALTHCARE DISTRICT**

EXHIBIT "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

District Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18701(b), are NOT subject to the District'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 informational purposes only.

It has been determined that the positions listed below are officials who manage public investments¹:

Board of Directors

Chief Executive Officer

Chief Financial Officer

Financial Consultants

¹ 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 whether a position is covered by § 87200.

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>
Hospital Chief Executive Officer	1, 2
Hospital Chief Financial Officer	1, 2
General Counsel	1, 2
Chief Information Officer	5
Chief Nursing Officer	4
Chief Human Resources Officer	4
Compliance Officer	5
Controller	4
Director, Behavioral Health Center	5
Director, Case Management	5
Director, Clinical Laboratory	5
Director, Construction Management	4
Director, Diagnostic Imaging	5
Director, Dietary Services	5
Director, Emergency Department Nurse	5
Director, Environmental Safety/Security/Emergency Preparedness	5
Director, Environmental Services	5
Director, Foundation	5
Director, Health Information Management	5
Director, ICU/DOU	5
Director, Infection Control	5
Director, Materials Management	4
Director, Medical Staff Services	5

DESIGNATED EMPLOYEES'
TITLE OR FUNCTION

DISCLOSURE CATEGORIES
ASSIGNED

Director, Medical Surgical	5
Director, Nursing Resources & Cardio Pulmonary Services	5
Director, Obstetrical/GYN Services	5
Director, Patient Financial Services	5
Director, Performance Improvement	5
Director, Pharmacy	5
Director, Physical Therapy	5
Director, Plant Operations	5
Director, Surgical Services	5

MEMBERS OF BOARDS,
COMMITTEES AND COMMISSIONS

Healthcare District & Hospital Board of Directors	1, 2
Measure A Community Oversight Committee	3, 5
Measure D Community Oversight Committee	3, 5

Consultant²

² 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 Chief Executive Officer 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 Chief Executive Officer'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.

EXHIBIT "B"

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of investments, business entities, sources of income, including gifts, loans and travel payments, or real property which the Designated Employee must disclose for each disclosure category to which he or she is assigned.

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, and sources of income, 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, and sources of income, including gifts, loans and travel payments, that provide services, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the District.

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

CONFLICT OF INTEREST CODE

OF THE

SAN GORGONIO MEMORIAL

HEALTHCARE DISTRICT

September 11, 2018 ~~September 13, 2016~~

CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL HEALTHCARE DISTRICT
(Amended September 11, 2018 ~~September 13, 2016~~)

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**CONFLICT OF INTEREST CODE
OF THE
SAN GORGONIO MEMORIAL
HEALTHCARE DISTRICT**

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Hospital Chief Financial Officer	1, 2
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Chief Information Officer	5
Chief Nursing Officer	4
<u>Chief Human Resources Officer</u>	<u>4</u>
Compliance Officer	5
Controller	4
Director, Behavioral Health Center	5
Director, Case Management	5
Director, Clinical Laboratory	5
Director, Construction Management	4
Director, Diagnostic Imaging	5
Director, Dietary Services	5
Director, Emergency Department Nurse	5
Director, Environmental Safety/Security/Emergency Preparedness	5
Director, Environmental Services	5
<u>Director, Foundation</u>	<u>5</u>
Director, Health Information Management	5
Director, ICU/DOU	5
Director, Infection Control	5

App. - 2 -
*Approved by San Geronio Memorial Healthcare District Board of Directors – September 13,
2016*

DESIGNATED EMPLOYEES'
TITLE OR FUNCTION

DISCLOSURE CATEGORIES
ASSIGNED

Director, Materials Management	4
Director, Medical Staff Services	5
Director, Medical Surgical	5
Director, Nursing Resources & Cardio Pulmonary Services	5
Director, Obstetrical/GYN Services	5
Director, Patient Financial Services	5
Director, Performance Improvement	5
Director, Pharmacy	5
Director, Physical Therapy	5
Director, Plant Operations	5
Director, Surgical Services	5

MEMBERS OF BOARDS,
COMMITTEES AND COMMISSIONS

Healthcare District & Hospital Board of Directors	1, 2
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Consultant²

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**DESIGNATED EMPLOYEES'
TITLE OR FUNCTION**

**DISCLOSURE CATEGORIES
ASSIGNED**

EXHIBIT "B"

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