

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



**ITEM: 2.13
(ID # 13451)**

MEETING DATE:
Tuesday, October 06, 2020

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: Approval of the Amended Conflict of Interest Code of the March Joint Powers Authority. [District 1 and 5] [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:


1. Approve the Amended Conflict of Interest Code of the March Joint Powers Authority; and
2. Direct the Clerk of the Board to notify the March Joint Powers Authority of the action taken.

ACTION:Consent

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: October 06, 2020
xc: CoCo
March Joint Powers Authority

Kecia R. Harper
Clerk of the Board
By 
Deputy

DECLARATION OF DR. DANIELLE KELLY

I, DR. DANIELLE KELLY, declare as follows:

1. I am the Executive Director of the March Joint Powers Authority.
2. The March Joint Powers Authority's Conflict of Interest Code specifically enumerates each of the positions within the Authority which involve the making or participation in the making of decisions which may foreseeably have a material effect on financial interests.

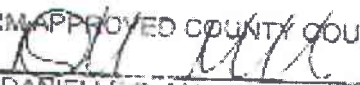
I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on 09/03/2020 05:45 AM PDT, at Riverside, California.

Dr. Danielle Kelly



DR. DANIELLE KELLY

CONFLICT OF INTEREST CODE
FOR THE
MARCH JOINT POWERS
AUTHORITY

FORM APPROVED COUNTY COUNSEL
BY: 
DANIELLE D. MALAND

CONFLICT OF INTEREST CODE FOR THE
MARCH JOINT POWERS AUTHORITY
(Amended September 12, 2018)

The Political Reform Act (Gov. Code § 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code Regs. § 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 it 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 and the attached Appendix designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the **March Joint Powers Authority** (the "**Authority**").

All officials and designated positions required to submit a statement of economic interests shall file their statements with the **Administrative/Property Services Manager** as the Authority's Filing Officer. The **Administrative/Property Services Manager** shall make and retain a copy of all statements filed by Members of the Joint Powers Commission and the Executive Director, and forward the originals of such statements to the Clerk of the Board of Supervisors of the County of Riverside. The **Administrative/Property Services Manager** 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.)

APPENDIX

CONFLICT OF INTEREST CODE

OF THE

MARCH JOINT POWERS AUTHORITY

(Amended September 12, 2018)¹

PART "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

Authority Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18700.3(b), are NOT subject to the Authority's Code but must file disclosure statements under Government Code Section 87200 et seq. [Regs. § 18730(b)(3)]

It has been determined that the positions listed below are officials who manage public investments²: These positions are listed here for informational purposes only.

Members of the Joint Powers Commission

Executive Director

¹ Titles updated June 2020.

² 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 § 87200.

**LAW OFFICES OF
BEST BEST & KRIEGER**

Financial Consultants

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>
Administrative/Property Services Manager/Clerk	2, 4
Airport Director	5
Senior Planner	1, 2
Finance Director	5
General Counsel	1, 2
Deputy Director	1, 2
Planning Director	1, 2
Property Management Associate	2, 5
Senior Planner	1,2

MEMBERS, BOARDS, COMMITTEES AND COMMISSIONS:

Technical Advisory Committee	1, 2
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Consultant and New Positions³

³ Individuals serving as a consultant as defined in Regulation 18700.3 or in a new position created since this Code was last approved that make or participate in making decisions shall disclose pursuant to the broadest disclosure requirements set forth in this Code subject to the following limitation:

The Executive Director 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 Sec. 82019; FPPC Regs 18219 and 18734.) 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. (Gov. Code Sec. 81008.)

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.⁴ “Investment” means financial interest in any business entity (including a consulting business or other independent contracting business) and 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 Authority.

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

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 Authority.

Category 3: All investments and business positions in business entities, 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 Authority.

Category 4: 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 Authority.

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.

⁴ 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 of the position. (Reg. 18730.1)

LEGISLATIVE VERSION

CONFLICT OF INTEREST CODE

FOR THE

MARCH JOINT POWERS

AUTHORITY

CONFLICT OF INTEREST CODE FOR THE
MARCH JOINT POWERS AUTHORITY
(Amended September 12, 2018)

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DESIGNATED POSITIONS
GOVERNED BY THE CONFLICT OF INTEREST CODE

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Airport Director	5
Associate <u>Senior Planner</u>	1, 2
Finance Manager <u>Director</u>	5
General Counsel	1, 2
Operations <u>Deputy Director</u>	1, 2
Planning Director	1, 2
Property Management Associate	2, 5
Senior Planner	1, 2
 <u>MEMBERS, BOARDS, COMMITTEES AND COMMISSIONS:</u>	
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 Consultant and New Positions ³	

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

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