

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



ITEM: 2.9  
(ID # 13477)

**MEETING DATE:**  
Tuesday, November 10, 2020

**FROM :** COUNTY COUNSEL:

**SUBJECT:** COUNTY COUNSEL: Approval of the Amended Conflict of Interest Code of the Bedford-Coldwater Groundwater Sustainability Authority, Districts 1 and 2. [\$0]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Approve the Amended Conflict of Interest Code of the Bedford-Coldwater Groundwater Sustainability Authority; and
2. Direct the Clerk of the Board to notify the Bedford-Coldwater Groundwater Sustainability Authority of the action taken.

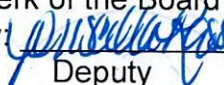
**ACTION:**Consent

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Spiegel, seconded by Supervisor Hewitt 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: November 10, 2020  
xc: CoCo, Authority, COB

Kecia R. Harper  
Clerk of the Board  
By:   
Deputy

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

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	N/A	N/A	N/A	N/A
<b>NET COUNTY COST</b>	N/A	N/A	N/A	N/A
<b>SOURCE OF FUNDS: N/A</b>			<b>Budget Adjustment:</b>	No
			<b>For Fiscal Year:</b>	N/A

**C.E.O. RECOMMENDATION:** [CEO use]

**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 Bedford-Coldwater Groundwater Sustainability Authority.

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 Board of Directors of the Bedford-Coldwater Groundwater Sustainability Authority recently adopted Resolution No. 20-02 amending its Conflict of Interest Code on August 20, 2020 to include new positions. The Bedford-Coldwater Groundwater Sustainability Authority 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 Bedford-Coldwater Groundwater Sustainability Authority and has found that it complies with statutory requirements. A complete copy of the Conflict of Interest Code of the Bedford-Coldwater Groundwater Sustainability Authority is attached.

It is recommended that the Board of Supervisors approve the amended Conflict of Interest Code of the Bedford-Coldwater Groundwater Sustainability Authority, and direct the Clerk of the Board to notify the Bedford-Coldwater Groundwater Sustainability Authority of the action taken.

**ATTACHMENTS**

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

**ATTACHMENT A: RESOLUTION NO. 20-02**  
**ATTACHMENT B: CONFLICT OF INTEREST CODE OF THE BEDFORD-COLDWATER  
GROUNDWATER SUSTAINABILITY AUTHORITY**

  
\_\_\_\_\_  
Gregory P. Priarios, Director County Counsel 10/29/2020

RESOLUTION NO. 20-02

RESOLUTION OF THE BEDFORD-COLDWATER  
GROUNDWATER SUSTAINABILITY AUTHORITY  
AMENDING THE AUTHORITY'S CONFLICT OF INTEREST  
CODE

WHEREAS, this resolution amends the Authority's Conflict of Interest Code by adding deputy treasurer to the list of designated employees on Part "A"; and

WHEREAS, Part "A", the Appendix of the Conflict of Interest Code is amended to read as follows:

Part "A"

Officials who manage public investments, as defined by 2 Cal. Code Regs. Section 18701(b), are NOT subject to the BCGSA Code, but must file disclosure statements under Government Code Section 87200. [Regs. § 18730(b)(3)]

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

Members of the Board of Directors and their Alternates  
Treasurer  
Deputy Treasurer

DESIGNATED POSITIONS'  
TITLE OR FUNCTION

DISCLOSURE CATEGORIES  
ASSIGNED

Administrator

3

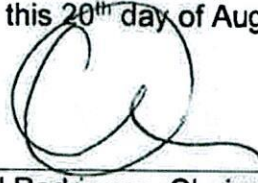
Consultants and New Positions\*

Determined by scope of  
services



WHEREAS, this resolution is approved as of the date written below but effective only upon approval of the code reviewing body. The clerk shall transmit a copy of this resolution to the code reviewing body for approval by September 1, 2020.


APPROVED, ADOPTED AND SIGNED this 20<sup>th</sup> day of August, 2020.



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Paul Rodriguez, Chairman of the  
Board of Directors of the  
Bedford-Coldwater Groundwater  
Sustainability Authority

ATTEST:



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Phil Williams, Secretary to the  
Board of Directors of the  
Bedford-Coldwater Groundwater  
Sustainability Authority

STATE OF CALIFORNIA        )  
  ) ss:  
COUNTY OF RIVERSIDE        )

I, Phil Williams, Secretary of the Board of Directors of the Bedford-Coldwater Groundwater Sustainability Authority, do hereby certify that the foregoing Resolution No. 20-02, was duly adopted by said Board at its Regular Board Meeting held on August 20, 2020, and that it was so adopted by the following roll call vote:

AYES:           Rodriguez, Casillas, Williams  
NOES:           None  
ABSENT:         None  
ABSTAIN:        None



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Phil Williams, Secretary to the  
Board of Directors of the  
Bedford-Coldwater Groundwater  
Sustainability Authority

**CONFLICT OF INTEREST CODE**  
**OF THE**  
**BEDFORD-COLDWATER GROUNDWATER**  
**SUSTAINABILITY AUTHORITY**

**Adopted August 20, 2020**

The Political Reform Act (Gov. Code § 81000, et seq.) requires state and local agencies to adopt and promulgate conflict-of-interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code Regs. § 18730) that 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, the standard code 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 and the attached Appendix, designating positions and establishing disclosure categories, shall constitute the conflict-of-interest code of the **Bedford-Coldwater Groundwater Sustainability Authority ("Authority")**.

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

August 20, 2020

FORM APPROVED COUNTY COUNSEL  
BY:   
DANIELLE D. MALAND



**APPENDIX**  
**CONFLICT-OF-INTEREST CODE**  
**OF THE**  
**BEDFORD-COLDWATER GROUNDWATER**  
**SUSTAINABILITY AUTHORITY**

(Adopted August 20, 2020)

**PART "A"**

**OFFICIALS WHO MANAGE PUBLIC INVESTMENTS**

Officials who manage public investments, as defined by 2 Cal. Code Regs. section 18700.3(b), are NOT subject to the Authority's Conflict of Interest 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 investments<sup>1</sup>. These positions are listed here for informational purposes only:

Members of the Board of Directors and their Alternates

Treasurer

Deputy Treasurer

Investment Consultant

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<sup>1</sup> 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 Government Code Section 87200.



DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

DESIGNATED POSITIONS'  
TITLE OR FUNCTION

DISCLOSURE CATEGORIES  
ASSIGNED

Administrator	1, 2
General Counsel	1, 2

Consultants and New Positions\*

\*Individuals serving as a consultant as defined in FPPC Reg. 18700.3(a) 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 Executive Officer 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 Regulations 18219 and 18734.). The 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. (Gov. Code Sec. 81008.)

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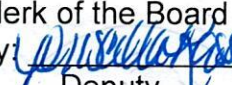
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August 2020

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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.<sup>2</sup> "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, doing business in, planning to do business in, 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, including any leasehold, beneficial or ownership interest or option to acquire additional property.

Category 3: 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 utilized by the 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 designated position's department, unit or division.

Category 5: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, that are subject to the regulatory, permit, or licensing authority of the designated position's department, unit or division.

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<sup>2</sup> 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)