

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



ITEM: 2.8
(ID # 21922)

MEETING DATE:
Tuesday, June 06, 2023

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: Approval of an Amendment to the Conflict of Interest Code for Home Gardens Sanitary District; District 2; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the Amendment to the Conflict of Interest Code of the Home Gardens Sanitary District; and
2. Direct the Clerk of the Board to notify Home Gardens Sanitary District of the action taken.

ACTION: Consent


Min C. Tran, County Counsel 5/22/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Washington, Perez, and Gutierrez
Nays: None
Absent: Spiegel
Date: June 6, 2023
xc: CO. CO., District, COBAb

Kimberly A. Rector
Clerk of the Board

By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	N/A	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 Home Gardens Sanitary 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 Home Gardens Sanitary District recently amended its Conflict of Interest Code on August 23, 2022, to revise titles of existing positions that participate in making governmental decisions. The Board of Directors for Home Gardens Sanitary District has adopted Resolution No. 512, amending its Conflict of Interest Code. The Home Gardens Sanitary 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 Home Gardens Sanitary District and has found that it complies with statutory requirements. A complete copy of the Conflict of Interest Code of the Home Gardens Sanitary District is attached.

It is recommended that the Board of Supervisors approve the Conflict of Interest Code of the Home Gardens Sanitary District and direct the Clerk of the Board to notify the Home Gardens Sanitary District of the action taken.

Impact on Residents and Businesses

N/A

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Additional Fiscal Information

N/A

Contract History and Price Reasonableness

N/A

ATTACHMENTS:

Attachment A: Minutes

Attachment B: Resolution No. 512

HOME GARDENS SANITARY DISTRICT
MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS
AUGUST 23, 2022

The Regular meeting of the Board of Directors of the Home Gardens Sanitary District was called to order by the President, Salvador Cacho, at 7:30 p.m. at the office of the District, 13538 Magnolia Ave, Corona, CA 92879.

Directors present were: Cacho, Barajas, Garrison, Samson Runion and Serrato. Also present were: Alan Burns, District Counsel; Tracey LaBonte, General Manager and Tania Duarte, Administrative Assistant.

Minutes of the regular meeting of July 26, 2022 were presented for approval. Motion was made by Director Serrato, seconded by Director Samson Runion, and unanimously carried to approve the minutes as presented.

Expenditures for the month of August 2022 were presented and discussed. Motion was made by Director Garrison, seconded by Director Barajas, and unanimously carried to approve the monthly expenditures.

Manager LaBonte presented the Revised Budget Efficiency Report for June 2022.

Manager LaBonte presented the Budget Efficiency and Income/Revenue Reports. Discussion followed.

Staff Report:

1. On August 1, 2022, we received a letter from the IRS regarding the abatement request. They are still working on our account, and they need an additional 60 days for them to obtain the information they need to let us know what action they will be taking.
2. Chuck from Chuck's Fire Extinguisher Service came and serviced all three extinguishers on Wednesday, August 3rd.
3. Larry Houston from Houston Harris called to schedule our annual line cleaning.
4. Tania Duarte, Administrative Assistant, followed up with WMWD to know if they were able to access the GIS System and if their customer service department knew of the Service Agreement the District has with them. WMWD said their customer service team has been notified of the agreement and where to direct the calls. They will also make changes to the GIS System to match the map we

provided. They are not sure when the changes will be made, but if they receive a call for a sewer spill, customer service team will be able to use their GIS System along with the map we provided to direct callers within our service area. When customers call, they will have to mention they are with HGSD.

5. Staff emailed the Home Gardens Sanitary District Annual Budget 2022/2023 to Riverside County Auditor-Controller as required.

President Cacho moved back to Item II on the agenda.

Public Comment: None.

No WRCRWA Committee Meeting to report.

Items for Discussion and Consideration:

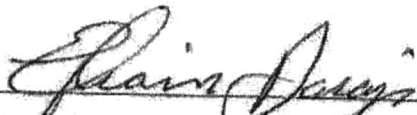
1. The Board discussed July's Monthly Status Report from G&G Environmental Compliance.
2. The Board discussed current delinquent accounts.
3. After consideration for Francisco Castillon's request to waive the late fee on his account of \$13.50, a motion was made by Director Samson Runion, seconded by Director Serrato, and unanimously carried to approve waiving the late fee one time.

4. The Board conducted its biennial review of the Conflict-of-Interest Code. It was determined that Manager under the Designated Positions should be changed to General Manager. A motion was made by Director Barajas, seconded by Director Garrison, and unanimously carried to adopt Resolution No. 512, A Resolution of the Board of Directors of the Home Gardens Sanitary District Adopting an Appendix to its Conflict-Of-Interest Code as Part of its Biennial Review of the Code.
5. The Board discussed the WRCRWA Monthly Executive Summary for July 2022.
6. A motion was made by Director Garrison, seconded by Director Serrato, and unanimously carried to engage Best Best & Krieger to advise the District regarding the retirement plan issues.


Closed Session: None.

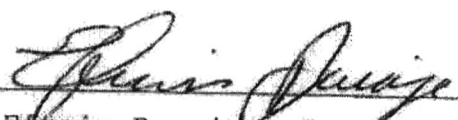
Directors Comments: President Cacho mentioned the Board Member's compensation and the possibility of receiving an increase. All agreed that this will be brought up on the next month's agenda.

There being no further business, President Cacho adjourned the meeting at 8:11 p.m.


Efrain Barajas, Secretary

The foregoing minutes were approved by the Board of Directors of the Home Gardens Sanitary District at the regularly scheduled meeting of said Board September 27, 2022.

Signed: 
Salvador Cacho, President


Efrain Barajas, Secretary

RESOLUTIONS NO. 512

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE HOME GARDENS SANITARY DISTRICT ADOPTING AN APPENDIX TO ITS CONFLICT-OF-INTEREST CODE AS PART OF ITS BIENNIAL REVIEW OF THE CODE

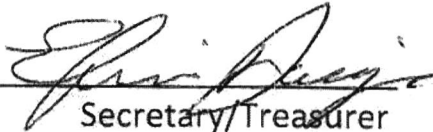
WHEREAS, the Board of Director has adopted the model Conflict of Interest Code set forth in 2 CAC 18730 as set forth in Section 2.01.070 of the District's Operations Code; and

WHEREAS, the Board is required to conduct its biennial review of the Code to determine if the designated employees and categories of disclose are appropriate; and

WHEREAS, the Board has conducted that review and determined that the Designated Positions and categories of disclosure are appropriate;

NOW, THEREFORE, the Board of Directors does hereby RESOLVE that the attached Exhibit "A" shall constitute the appendix to the District's Conflict of Interest Code.

PASSED and ADOPTED this 23rd day of August, 2022.


Secretary/Treasurer


President

EXHIBIT A

APPENDIX TO THE CONFLICT-OF-INTEREST CODE OF THE HOME GARDENS SANITARY DISTRICT

DESIGNATED POSITIONS:

All Members of the Board of Directors

General Manager

District's Attorney

District's Engineer

District's Consultants

The following categories shall be reported:

1. Investments and Real Property
2. Personal Income
3. Business Entity Income
4. Business Positions