

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



**ITEM: 2.12
(ID # 22019)**

MEETING DATE:
Tuesday, August 29, 2023

FROM : COUNTY COUNSEL:

SUBJECT: COUNTY COUNSEL: Approval of the Conflict of Interest Code for Palo Verde Resource Conservation District [District 4] [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

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

ACTION: Consent

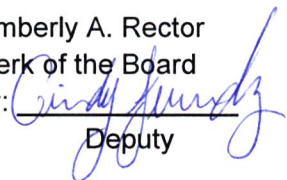

Min C Carr, County Counsel 8/17/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Perez, Washington, and Gutierrez
Nays: None
Absent: None
Date: August 29, 2023
xc: CO.CO., Palo Verde Dist., COBAB

Kimberly A. Rector
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 Resource Conservation District.

Government Code sections 87300 and 87303 require newly created local government agencies to create and adopt a Conflict of Interest Code and submit a 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 Palo Verde Resource Conservation District recently adopted its Conflict of Interest Code on August 18, 2022. The Board of Directors for Palo Verde Resource Conservation District has adopted Resolution No. 2022-01, adopting its Conflict of Interest Code. The Palo Verde Resource Conservation District has submitted its 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 Resource Conservation District and has found that it complies with statutory requirements. A complete copy of the Conflict of Interest Code of the Palo Verde Resource Conservation District is attached.

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

Impact on Residents and Businesses

N/A

Additional Fiscal Information

N/A

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

Contract History and Price Reasonableness

N/A

ATTACHMENTS:

Attachment A: Resolution No. 2022-01

Attachment B: Palo Verde Resource Conservation District Conflict of
Interest Code

RESOLUTION NO. 2022-01

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
PALO VERDE RESOURCE CONSERVATION DISTRICT,
ADOPTION OF THE CONFLICT OF INTEREST CODE
PURSUANT TO THE POLITICAL REFORM ACT OF 1974**

WHEREAS, the State of California enacted the Political Reform Act of 1974, Government Code Section 81000, et seq. (the "Act"), which contains provisions relating to conflicts of interest which potentially affect all officers, employees and consultants of the Palo Verde Resource Conservation District (the "District"), and requires all public agencies to adopt and promulgate a conflict of interest code; and

WHEREAS, the Board of Directors adopted a Conflict of Interest Code (the "Code") on July 21, 2022, in compliance with the Act; and

WHEREAS, the Fair Political Practices Commission ("FPPC") has adopted a provision at Title 2, section 18730 of the California Code of Regulations which sets forth the terms of a standard model conflict of interest code which may be incorporated by reference so as to constitute the adoption of a Conflict of Interest Code by the District; and

WHEREAS, the potential penalties for violation and the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in the District being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

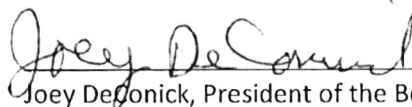
WHEREAS, notice of the time and place of a public meeting on and of consideration by the Board of Directors of, the proposed Code which was provided to each affected designated position and was publicly posted for review at the offices of the District; and

WHEREAS, a public meeting was held upon the proposed Code at a regular meeting of the Board of Directors on August 18, 2022, at which all present were given an opportunity to be heard on the proposed Code.

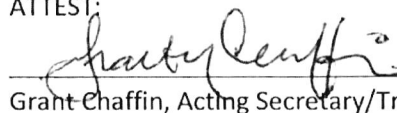
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Palo Verde Resource Conservation District that the Board of Directors does hereby adopt the proposed Conflict of Interest Code, a copy of which is attached hereto and shall be on file with the Secretary/Treasurer of the Board and available to the public for inspection and copying during regular business hours;

BE IT FURTHER RESOLVED that the said Code shall be submitted to the Board of Supervisors of the County of Riverside for approval and said Code shall become effective upon approval by the Board of Supervisors of the proposed Code as Submitted.

PASSED AND ADOPTED by the Board of Directors of the Palo Verde Resource Conservation District, this 18th day of August 2022.


Joey DeConick, President of the Board

ATTEST:


Grant Chaffin, Acting Secretary/Treasurer of the Board

STATE OF CALIFORNIA)

COUNTY OF RIVERSIDE) ss.


PALO VERDE RESOURCE CONSERVATION DISTRICT)

I, Grant Chaffin, Acting Secretary/Treasurer of the Board of the Palo Verde Conservation District, County of Riverside, State of California do hereby certify that the foregoing Resolution No. 2022-01 was adopted by the Board of Directors of the Palo Verde Conservation District at a regular meeting of said Board of Directors held on the 18th day of August 2022, by the following vote:

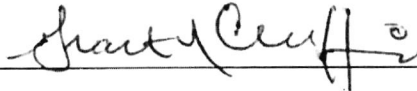
AYES: DeConick, Chaffin, Seiler, Palmer

NOES: 0

ABSENT: 0

Bob Hull 

ABSTAINED: 0



Grant Chaffin, Acting Secretary/Treasurer of the Board

CONFLICT OF INTEREST CODE
OF THE
PALO VERDE RESOURCE
CONSERVATION DISTRICT

(Adopted 2022)

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 a regulation (2 Cal. Code of Regs Section 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 Section 18730 may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefor, 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 18730 and the attached Appendix designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the **Palo Verde Resource Conservation District** (the District).

All officials and designated positions required to submit statements of economic interests shall file their statements with the **District Conservationist** as the District's Filing Officer/Official. The **District Conservationist** shall make the statements available for public inspection and reproduction during regular business hours (Gov. Code Section 81008). Statements for all officials and designated positions will be retained by the **District Conservationist**.

APPENDIX
CONFLICT OF INTEREST CODE
OF THE
PALO VERDE RESOURCE CONSERVATION DISTRICT
(Adopted July 2022)
PART "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

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

Members of the Board of Directors