

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Board of Supervisors

BOARD AGENDA # *A-4

Urgent Routine

AGENDA DATE December 16, 2008

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval and Adoption of the Amendments to the Stanislaus County Conflict of Interest Code

STAFF RECOMMENDATIONS:

Approve and adopt the amendments to the Stanislaus County Conflict of Interest Code.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2008-837

On motion of Supervisor Monteith, Seconded by Supervisor Grover

and approved by the following vote,

Ayes: Supervisors: O'Brien, Grover, Monteith, and Vice Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: District Two vacant

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

ATTEST: 
CHRISTINE FERRARO TALLMAN, Clerk

File No.

DISCUSSION:

The Political Reform act requires every local government agency to review its Conflict of Interest Codes on a biennial basis to determine if it is accurate or, alternatively, that the code must be amended. Stanislaus County has reviewed its Conflict of Interest Code for amendments. The following Departments submitted amendments to Attachment B "Designated Employees": Agricultural Commissioner and Sealer of Weights and Measures; Animal Services; Assessor; Behavioral Health and Recovery Services; Chief Executive Office; Clerk-Recorder; Community Services Agency; Department of Environmental Resources/Landfill/Parks & Creation; General Services Agency; Library; Planning and Community Development; Probation; Department of Public Works; Sheriff's Department; Strategy Business Technology; and the Treasurer-Tax Collector.

The agency's legislative body must approve all amendments to an agency's Conflict of Interest Code. The Board of Supervisors is the legislative body for the County and therefore must consider the amendments for approval.

The Board of Supervisors is also the Code Reviewing Body for County agencies whose jurisdictions are solely within Stanislaus County. Therefore the Board must adopt any amendments to the Stanislaus County Conflict of Interest Code.

POLICY ISSUES:

The Board of Supervisors must approve and adopt any amendments to the County's Conflict of Interest Code.

STAFFING IMPACT:

There are no staffing impacts associated with this item.

ATTACHMENT A
CONFLICT OF INTEREST CODE FOR THE
COUNTY OF STANISLAUS

The Political Reform Act, Government Code section 81000, et seq., requires each state and local government agency to adopt and promulgate a conflict of interest code. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regs., Section 18730, which contains the terms of a standard conflict of interest code. It can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of 2 Cal. Code of Regs., Section 18730, and any amendments to it duly adopted by the Fair Political Practices Commission, are hereby incorporated by reference and along with the attached Appendix consisting of this Attachment A and Attachments B through D, in which members and employees are designated and disclosure categories are set forth, and the place of filing is specified, shall constitute the Conflict of Interest Code of the County of Stanislaus.

Designated employees shall file statements of economic interests with the agency. Upon receipt of the statements of the various designated members and employees, the designated agency shall make and retain a copy and forward the original of these statements to the place of filing, as indicated on Attachment D.

ATTACHMENT B
CONFLICT OF INTEREST CODE FOR THE
COUNTY OF STANISLAUS

PART I - DESIGNATED EMPLOYEES

Under provisions of the Standard Code, designated employees shall file statements of economic interests. Listed below are the designated employees for the County of Stanislaus and the appropriate schedules for filing:

AGENCY/POSITIONS:

DISCLOSURE CATEGORY:

AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES:

Agricultural Commissioner/Sealer of Weights and Measures	I
Assistant Agricultural Commissioner/Sealer of Weights and Measures	I
Deputy Agricultural Commissioner/Sealer of Weights & Measure	I
Agricultural/Weights and Measures Inspector I/II/III	I
Special Projects Manager	I
Agricultural Manager I	I
Consultant(s)	XI

ANIMAL SERVICES:

Director of Animal Services	I, II
Deputy Director of Animal Services	I, II
Members of the Stanislaus County Animal Advisory Board	I, II
Members of the Animal Court	I, II
County Veterinarian	I, II
Manager II	I, II
Consultant(s)	XI

AGING & VETERANS' SERVICES:

Director of Area Agency on Aging/Veterans' Services	I
Consultant(s)	XI

ALLIANCE WORKNET:

Director of Employment and Training	I
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Consultant(s) XI

ASSESSOR:

Assessor |
Assistant Assessor-Administration |
Assistant Assessor-Valuation |
Supervising Auditor-Appraiser |
Supervising Appraiser |
Appraisal Standards Supervisor |
Senior Auditor-Appraiser |
Senior Appraiser |
Auditor-Appraiser III |
Appraiser III |
Auditor-Appraiser II |
Appraiser II |
Auditor-Appraiser I |
Appraiser I |
Application Specialist III |
Software Developer/Analyst III |
Consultant(s) XI

AUDITOR-CONTROLLER:

Auditor-Controller |
Assistant Auditor-Controller |
Chief Deputy Auditor-Controller |
Consultant(s) XI

BEHAVIORAL HEALTH AND RECOVERY SERVICES:

Director of Behavioral Health and Recovery Services VI
Associate Director VI
Assistant Director VI
Manager IV VI
Medical Director VI
Children's System of Care Chief of Medical Services VI
Manager III VI
Manager II VI
Consultant(s) VI

CHIEF EXECUTIVE OFFICE:

Chief Executive Officer |
Assistant Executive Officer |
Chief Information Officer |

Deputy Executive Officer	I
Deputy Fire Warden	I
Director of Communications & Legislative Affairs	I
Fire Marshal	I
Fire Warden	I
Manager I – Assistant Management Consultant	I
Manager I – Assistant Clerk of the Board	I
Manager II – Associate Management Consultant	I
Manager III	I
Manager IV - Senior Management Consultant & Clerk of the Board	I
Consultant(s)	XI

CHILD SUPPORT SERVICES:

Director of Child Support Services	I
Associate Director	I
Chief Attorney	I
Manager I/II/III/IV	I

CLERK-RECORDER:

Clerk-Recorder	II
Assistant Recorder	II
Assistant Registrar of Voters	II
Election Manager I	II
Election Manager II	II
Consultant(s)	XI

COMMUNITY SERVICES AGENCY:

Director of Community Services Agency	II
Assistant Director - Adult Services Division	II
Assistant Director – Child and Family Services Division	II
Assistant Director - StanWORKs Division	II
Assistant Director – Finance and Operations Division	II
Manager IV – Information Technology	II
Manager III – Administration and Training	II
Manager IV – Public Authority Executive Director	II
Manager III – Adult Services	II
Manager II – MultiPurpose Senior Services Program Site Director	II
Manager III – Emergency Response Services	II
Manager III – Family Reunification/Court	II
Manager III – Permanency/Transition Age Youth	II
Manager II – Special Projects/COA	II
Manager III – Systems Improvements	II
Manager III – Voluntary Services	II

Buyer – Finance & Operations	II
Manager II – Contracts	II
Manager III – Facilities and Operations	II
Manager III – Financial Services	II
Manager II – Fiscal Operations	II
Manager II – Office Operations	II
Manager IV – StanWORKs	II
Manager IV – StanWORKs	II
Manager II – Child Care	II
Manager II – Integration	II
Manager III – Refugee	II
Manager II – Welfare to Work	II
Manager III – Welfare to Work	II
Consultant(s)	II

COUNTY COUNSEL:

County Counsel	I
Assistant County Counsel	I
Deputy County Counsel I-V	I
Consultant(s)	XI

DISTRICT ATTORNEY:

District Attorney	I
Assistant District Attorney	I
Chief Deputy District Attorney	I
Chief Investigator	I
Administrative Operating Manager (Manager III)	I
Human Resources Manager (Manager II)	I
Clerical Manager (Manager I)	I
Consultant(s)	XI

ENVIRONMENTAL RESOURCES/PARKS:

Director of Environmental Resources/Parks	I
Assistant Director (Environmental Resources)	I
Deputy Director (Parks)	I
Managers (Environmental Resources & Parks)	I
Senior Environmental Health Specialists	I
Senior Hazardous Materials Specialists	I
Senior Resource Management Specialists	I
Park Commissioners	I
Environmental Trust Fund Trustees	I
Nuisance Abatement Hearing Board, At-Large Member	I
Consultant(s)	XI

GENERAL SERVICES AGENCY:

Director of General Services Agency	I
Business Manager	I
Facilities Manager(s)	II
Fleet Manager	I
Parts Manager	VIII
Supervisor(s)	VIII
Purchasing Manager	I
Senior Buyer/Buyer	II
Consultant(s)	XI
Central Services Supervisor	I
Building Services Supervisor(s)	VIII
Contract Administrator	I

GRAND JURY:

None

HEALTH SERVICES AGENCY:

Managing Director of Health Services Agency	VI
Assistant Directors	VI
Associate Directors	VI
Director of Residency Program	VI
Medical Director - Health Services Agency	VI
Public Health Officer	VI
Assistant Public Health Officer	VI
Information Services Manager	VI
Chief Pharmacist	VI
Public Health Lab Director (Manager IV)	VI
Clinical Lab Manager	VI
Director Marketing & Business Development	VI
Materials Manager	VI
Manager – Central Billing Office	VI
Indigent Health Care Operations Supervisor	VI
Public Health Staff Services Coordinator	VI
Manager IV – Finance	VI
Manager III – Business Office	VI

COUNTY LIBRARY:

County Librarian	III
Manager IV	III
Manager III	III
Manager II	III

PLANNING AND COMMUNITY DEVELOPMENT:

Planning Division:

Director of Planning and Community Development	I
Assistant Director	I
Manager IV – Deputy Director	I
Manager III – Senior Planner	I
Manager II	I
Associate Planner	I
Assistant Planner	I
Consultant(s)	XI

Building Inspection and Design Division:

Public Works Manager II – Deputy Director	I
Supervising Building Inspector	II
Plan Check Engineer	II
Building Inspector I, II, III	II
Associate Civil Engineer	II
Staff Services Coordinator	II
Consultant(s)	XI

PROBATION:

Chief Probation Officer	II
Chief Deputy Probation Officers	II
Probation Division Managers	II
Supervising Probation Officers	II
Administrative Services Manager	II
Supervising Probation Corrections Officers	II
Human Resources Manager	II
Information Technology Manager	II
Clerical Manager	II
Consultant(s)	II

PUBLIC DEFENDER:

Public Defender	I
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PUBLIC WORKS:

PUBLIC WORKS:

Administrative Division:

Director of Public Works	VIII
Deputy Director	VIII

Manager IV (Assistant Director)	VIII
Manager III	VII
Transportation Project Coordinator	VII
<u>Engineering Division:</u>	
Senior Civil Engineer	VIII
Manager III	VIII
Transportation Project Coordinator	VII
Associate Civil Engineer	VIII
<u>Transit Division:</u>	
Manager III	VIII
<u>Road and Bridge Division:</u>	
Manager III (Road Superintendent)	VIII
<u>Morgan Shop:</u>	
Manager III	VIII
<u>SHERIFF/CORONER:</u>	
Sheriff	I
Undersheriff	I
Captain	I
Supervising Public Administrator	I
Lieutenant	I
Custodial Lieutenant	I
Manager I, II, III, IV	I
Consultant(s)	XI
<u>STANISLAUS REGIONAL 9-1-1:</u>	
Director of Stanislaus Regional 9-1-1	I
Deputy Directors	I
Consultant(s)	XI
<u>STRATEGIC BUSINESS TECHNOLOGY:</u>	
Director of Management Information Services (SBT)	II
Manager IV	II
Manager III	II
Sr. Systems Engineer	II
Sr. Software Developer/Analyst	II
Software Developer/Analyst III	II
Application Specialist III	II
Systems Engineer II	II
Staff Services Coordinator	II
Consultant(s)	II

TREASURER-TAX COLLECTOR:

Treasurer Tax-Collector	I
Chief Deputy Treasurer	I
Assistant Treasurer-Tax Collector	I
Chief of Revenue Recovery	I
Consultant(s)	XI

ATTACHMENT C

CONFLICT OF INTEREST CODE FOR THE

COUNTY OF STANISLAUS

DISCLOSURE CATEGORIES FOR DESIGNATED EMPLOYEES

CATEGORY I

All sources of income, interests in real property and investments and business positions in business entities located in or doing business in Stanislaus County.

CATEGORY II

Investments and business positions in business entities and sources of income which provide services, supplies, materials, machinery or equipment of the type utilized by the County department or agency.

CATEGORY III

Investments and business positions in business entities and sources of income which provide library services, supplies, materials, machinery or equipment of the type utilized by the library.

CATEGORY IV

Investments and business positions in business entities and sources of income which provide fire fighting services, supplies, materials, machinery or equipment of the type utilized by the Fire Warden.

CATEGORY V

Any reportable interests in real property; any reportable investments and business positions held in business entities which have done business with the County government in the previous two (2) years; any reportable income from business entities which have done business with the County government in the previous two (2) years; any reportable income from individuals who are County employees.

CATEGORY VI

Investments and business positions in business entities and income from sources which are providers of health care services, including, but not limited to, pharmacies, physicians, etc.

Investments and business positions in business entities and/or nonprofit corporations and income from sources which may be the recipient of patient referrals for the delivery of health care services or supplies by the employee's hospitals.

Investments and business positions in business entities or nonprofit corporations and income from sources which are of the type which provide consultant services to any business entity or nonprofit corporation made reportable by this disclosure category.

CATEGORY VII

All sources of income, investments and business positions in business entities located in or doing business in Stanislaus County.

CATEGORY VIII

Investments and business positions in business entities and sources of income which provide transportation and road services, supplies, materials, machinery or equipment for review or approval by the Public Works Department; any reportable interests in real property.

CATEGORY IX

Any income from any employee of the County.

CATEGORY X

Interests in real property.

Investments and business positions in any business entity located in or doing business in Stanislaus County or income from any source if the business entity or source of income manufactures or sells supplies, machinery or equipment of the type utilized by the County.

Investments and business positions in any business entity or income from any source if the business entity or source of income is a contractor or subcontractor engaged in the performance of work or services of the type utilized by the County.

CATEGORY XI

Consultants

Consultants shall disclose, pursuant to Category I, subject to the following limitation:

The Chief Executive Officer of County 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. Such determination shall be a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

ATTACHMENT D
CONFLICT OF INTEREST CODE FOR THE
COUNTY OF STANISLAUS

PLACE OF FILING

PART I - DESIGNATED EMPLOYEES:

Where: Respective Departments

Each department shall furnish to each designated employee, upon their appointment and termination, a Form 700 - Annual Statement of Economic Interests. The employee will submit the completed Statement to his or her department and the department shall retain the original. Department heads shall retain a copy of their completed Statement in the department and shall forward the original to the Clerk of the Board of Supervisors.

PART II - BOARDS, COMMITTEES AND COMMISSIONS

Where: Clerk of the Board of Supervisors
 Attention: Christine Ferraro Tallman
 1010 Tenth Street, Suite 6700
 Modesto, CA 95354

The Clerk of the Stanislaus County Board of Supervisors shall furnish to each designated member, upon their appointment and termination, a Form 700 - Annual Statement of Economic Interests. Boards, committees and commissions shall retain a copy of each member=s completed Statement and shall forward the originals to the Clerk of the Board of Supervisors who shall retain the originals in the Clerk of the Board=s Office.

PART III - OFFICIALS LISTED IN GOVERNMENT CODE SECTION 87200

WHERE: County Clerk-Recorder
 Attention: Lee Lundrigan
 1021 I Street, Room 101
 Modesto, CA 95354

The County Clerk shall furnish the following public officials, upon their appointment and termination, a Form 700 - Annual Statement of Economic Interests: Board of Supervisors, Planning Commissioners, District Attorney, County Counsel, Chief Executive Officer and the Treasurer-Tax Collector. Each official shall retain a copy of their completed

Statement in their department and shall forward the original to the County Clerk. The County Clerk shall make and retain a copy of each Statement and shall forward the originals to the Fair Political Practices Commission.

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