

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

DEPT: Board of Supervisors

BOARD AGENDA # *A-5

Urgent

Routine

AGENDA DATE January 27, 2009

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Approval to Adopt the Amendment of the Conflict of Interest Code for the Patterson Cemetery District

STAFF RECOMMENDATIONS:

Adopt the amendment to the Conflict of Interest Code for the Patterson Cemetery District.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2009-70

On motion of Supervisor Monteith, Seconded by Supervisor Grover
and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:



ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk

File No. DC-3-25

SUBJECT: Approval and Adoption of the Amendments to the Patterson Cemetery District
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DISCUSSION:

As the Conflict of Interest Code Reviewing Body for all local government agencies within Stanislaus County the Board of Supervisors must approve amendments to an agency's Conflict of Interest Code. After a holding public meeting the Patterson Cemetery District approved an amendment to their Conflict of Interest Code. After an agency adopts an amendment to their Code they must submit it to the Board of Supervisors. Upon receiving the amendments to the Conflict of Interest Code from the agencies the Board of Supervisors places the amendments on their agenda for adoption.

POLICY ISSUE:

The Board of Supervisors is the Conflict of Interest Code Reviewing Body for all agencies whose boundaries are solely within Stanislaus County.

STAFFING IMPACTS:

There are no staffing impacts associated with this item.

2008 Local Agency Biennial Notice

Name of Agency: Patterson Cemtery District
Mailing Address: 100 N. 4th St., Suite 5, Patterson, CA 95363
Contact Person: Crystal Hutcheson Office Phone No: (209) 521-2727
E-mail: crystal@reaassociates.com Fax No: (209) 525-8919

This agency has reviewed its conflict-of-interest code and has determined that:

An amendment is required. The following amendments are necessary:
(Check all that apply.)

- Include new positions (including consultants) that must be designated.
- Delete positions that manage public investments from the list of designated positions.
- Revise disclosure categories.
- Revise the titles of existing positions.
- Delete titles of positions that have been abolished.
- Other (describe) _____

Code is currently under review by the code-reviewing body.

No amendment is required.

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.



Signature of Chief Executive Officer

1/20/09

Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2008**, to:

CLERK OF THE BOARD OF SUPERVISORS STANISLAUS COUNTY
1010 10th STREET, SUITE 6700
MODESTO, CA 95354

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

Fair Political Practices Commission
428 J Street, Suite 620, Sacramento, CA 95833
For Technical Assistance: (866) ASK-FPPC

2009 JAN 21 A 9:28
CLERK OF SUPERVISORS

ATTACHMENT A
CONFLICT OF INTEREST CODE
OF THE PATTERSON CEMETERY DISTRICT

The Political Reform Act, Government Code section 81000, et seq. requires each state and local 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 amendments to 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 B through D, in which members and employees are designated and disclosed categories are set forth, and the place of filing is specified, shall constitute the Conflict of Interest Code of the Patterson Cemetery District.

Designated employees shall file their 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
OF THE PATTERSON CEMETERY DISTRICT
DESIGNATED EMPLOYEES/POSITIONS

Upon provisions of the Standard Code, designated employees/positions shall file statements of economic interests. Listed below are the designated employees/positions for the Patterson Cemetery District and the appropriate schedules for filing:

POSITIONS:

DISCLOSURE CATEGORY:

Trustees	I
Superintendent General Manager	I
Secretary	I
Consultant(s)	II

ATTACHMENT C
CONFLICT OF INTEREST CODE
OF THE PATTERSON CEMETERY DISTRICT
DISCLOSURE CATEGORIES FOR DESIGNATED EMPLOYEES/POSITIONS

CATEGORY I

Investments and business positions in any business entity, or source of income that manufactures, or sells supplies, machinery, or equipment of the type utilized by the district and all sources of income, and 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 a subcontractor engaged in the performance of work or services of the type utilized by the district.

CATEGORY II

Consultants shall disclose all sources of income, interest in real property, investments in business entities. The district may determine in writing that a particular consultant, although a "designated position", is hired to perform a range of duties that is limited in scope and, thus, 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 to the extent of the 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
OF THE PATTERSON CEMETERY DISTRICT
PLACE OF FILING

DESIGNATED EMPLOYEES/POSITIONS:

Where: Patterson Cemetery District

The District shall maintain a copy of each "Statement of Financial Interests" form at the District and the original Statements shall be forwarded to the Clerk of the Board of Supervisors at 1100 H Street, Modesto, CA 95354.

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