

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

DEPT: Board of Supervisors

BOARD AGENDA # *A-5

Urgent Routine
CEO Concurs with Recommendation YES NO
(Information Attached)

AGENDA DATE January 29, 2013

4/5 Vote Required YES NO

SUBJECT:

Approval of Amendments to the Conflict of Interest Codes for the Newman Drainage District and the Sylvan Union School District

STAFF RECOMMENDATIONS:

Adopt amendments to the Conflict of Interest Code for the Newman Drainage District and the Sylvan Union School District.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2013-35

On motion of Supervisor Withrow, Seconded by Supervisor Monteith

and approved by the following vote,

Ayes: Supervisors: O'Brien, Withrow, Monteith, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

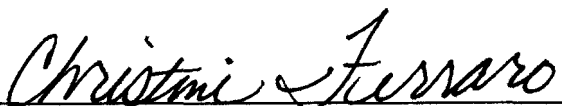
1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

SUBJECT: Approval to Adopt Amendments to the Conflict of Interest Codes for the Newman Drainage District and the Sylvan Union School District
page 2

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 holding public meetings the Newman Drainage District and the Sylvan Union School District approved amendments to their Conflict of Interest Codes. After an agency adopts an amendment to their Code they must submit it to the Board of Supervisors. Upon receiving the amendment to a Conflict of Interest Code from an agency the Board of Supervisors places the amendment on their agenda for approval.

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.

CONTACT PERSON:

Christine Ferraro Tallman Phone Number: 209-525-4494

2012 Local Agency Biennial Notice

Name of Agency: NEUMARK DRAINAGE DISTRICT
Mailing Address: P.O. BOX 745, CLEMENTS, CA. 95227
Contact Person: DENNIS L. HAY, ESQ. Office Phone No: (209) 759-3222
E-mail: dennis-hay@VERIZON.NET Fax No: (209) 759-3105

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box)

An amendment is required. The following amendments are necessary:

(Mark all that apply.)

- Include new positions.
- Revise disclosure categories.
- Revise the titles of existing positions.
- Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.

Other (describe) REVISE PLACE OF FILING STATEMENT OF FINANCIAL INTEREST FORMS

No amendment is required.

The code is currently under review by the code reviewing body.

2012 JUN 14 A 10:13
BOARD OF SUPERVISORS

Verification

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 APPROVED FOR NDA

6-11-2012

Date

Complete this notice regardless of how recently your code was approved or amended. Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

Clerk of the Board of Supervisors
1010 10th Street, Suite 6700
Modesto, CA 95354

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.



LAW OFFICE OF DENNIS L. HAY, ESQ.

18780 East Highway 88

P.O. Box 745

Clements, California 95227

Tel. (209)759-3222

Fax (209)759-3105

e-mail: dennis_hay@verizon.net

BOARD OF SUPERVISORS

2013 JAN 17 A 10:23

January 14, 2013

Christine Ferraro Tallman, Clerk
County of Stanislaus Board of Supervisors
1010 10th Street, Suite 6700
Modesto, California 95354


Re: Newman Drainage District
Conflict of Interest Code Amendments

Dear Ms. Ferraro-Tallman:

Enclosed please find the amendments to the Conflict of Interest Code for the Newman Drainage District that have been recently approved by the Board of Directors.

Should you have any questions regarding this matter, please feel free to contact me.

Very truly yours,

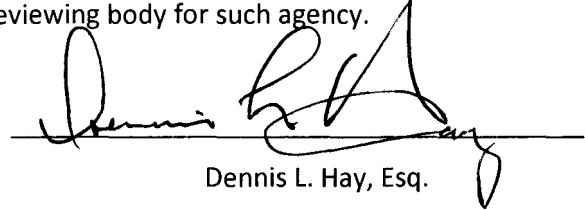

Dennis L. Hay, Esq.

Encls.

CONFLICT OF INTEREST CODE
OF THE
NEWMAN DRAINAGE DISTRICT

RECORD OF ACTION

The above-named agency hereby submits the attached amended Conflict of Interest Code to the County of Stanislaus Board of Supervisors as the code reviewing body for such agency.



Dennis L. Hay, Esq.

Attorney and Recording Secretary for NDD

Received on behalf of the code reviewing body.

Dated: _____.

Christine Ferraro-Tallman
Clerk of the Board of Supervisors

The following Conflict of Interest Code, having been submitted by the agency designated above, was approved by order of the code reviewing body on _____, to be effective immediately.

Christine Ferraro-Tallman
Clerk of the Board of Supervisors

ATTACHMENT A
CONFLICT OF INTEREST CODE
OF THE NEWMAN DRAINAGE DISTRICT

The Political Reform Act, Government Code Section 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 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 in which members and employees are designated and disclosure categories are set forth, constitute the conflict of interest code of the Newman Drainage District.

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

ATTACHMENT D
CONFLICT OF INTEREST CODE
OF THE NEWMAN DRAINAGE DISTRICT
PLACE OF FILING

DESIGNATED EMPLOYEES/POSITIONS:

Where: Newman Drainage District (Office)

The District shall maintain ~~a copy~~ the original of each "Statement of Financial Interests" form at the District Office .

2012 Local Agency Biennial Notice

BOARD OF SUPERVISORS

Name of Agency: Sylvan Union School District 2012 NOV 6 A 10:18

Mailing Address: 605 Sylvan Avenue Modesto CA 95350 # 202

Contact Person: Naomie Rodriguez Office Phone No: 209 574-5000

E-mail: nrodriguez@sylvan.k12.ca.us Fax No: 209 524-2672

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

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

Include new positions.

Revise disclosure categories.

Revise the titles of existing positions.

Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.

Other (describe) Change location of agency (per call #6)

No amendment is required.

The code is currently under review by the code reviewing body.

Verification

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]
Signature of Chief Executive Officer

10-29-12
Date

Complete this notice regardless of how recently your code was approved or amended. Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

Clerk of the Board of Supervisors
1010 10th Street, Suite 6700
Modesto, CA 95354

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

**ATTACHMENT B
CONFLICT OF INTEREST CODE
OF THE SYLVAN UNION SCHOOL DISTRICT**

DESIGNATED EMPLOYEES/POSITIONS

Under provisions of the Standard Code, designated employees/positions shall file statements of economic interests. Listed below are the designated employees/positions for the SYLVAN UNION SCHOOL DISTRICT and the appropriate schedules for filing:

<u>POSITIONS:</u>	<u>DISCLOSURE CATEGORY:</u>
Governing Board Members	I
Superintendent	I
Assistant Superintendents	I
Director of Food Services	II
Director of Special Education	II
Director of Categorical Programs	II
Supervisor of Maintenance and Operations	II
Supervisor of Transportation	II
Director of Fiscal Services	II
Program Administrator	III
Program Specialists	III
Principals	III
Assistant Principals	III

BOARD OF SUPERVISORS
2013 JAN 17 A 10:02

Dated this 15th day of January, 2012

SYLVAN UNION SCHOOL DISTRICT

ATTACHMENT A
CONFLICT OF INTEREST CODE
OF THE SYLVAN UNION SCHOOL DISTRICT

APPENDIX

The Political Reform Act, Government Code § 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 regular, 2 Cal. Code of Regs., §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., §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 Sylvan Union School District.

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 in Attachment "D".

Dated this 15th day of January, 2012

SYLVAN UNION SCHOOL DISTRICT

ATTACHMENT C
CONFLICT OF INTEREST CODE
OF THE SYLVAN UNION SCHOOL DISTRICT

DISCLOSURE CATEGORIES FOR DESIGNATED EMPLOYEES/POSITIONS

CATEGORY I

Designated employees assigned to this category must report:

A. Interests in real property which are located, in whole or in part: (1) within the boundaries of the District, (2) within two (2) miles of the boundaries of the District, or (3) within two (2) miles of any land owned or used by the District, including any leasehold, beneficial or ownership interest or option to acquire such interest in real property;

B. Investments and business positions in business entities or income from sources which engage in the acquisition or disposal of real property within the jurisdiction;

C. Investments and business positions in business entities or income from sources which: (1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the District, or (2) which manufacture, sell or provide supplies, materials, books, machinery, services or equipment of the type utilized by the District.

CATEGORY II

Designated employees assigned to this category must report:

Investments and business positions in business entities and income from sources which manufacture, sell, or provide, supplies, materials, books, machinery, services or equipment of the type utilized by employee's department or the District. For the purposes of this category, a principal's department is her/her entire school.

CATEGORY III

Consultants shall disclose, pursuant to broadcast disclosure category and the code, subject to the following limitation:

The Superintendent 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 statement of the extent of the disclosure requirements. The Superintendent's 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 SYLVAN UNION SCHOOL DISTRICT

PLACE OF FILING

DESIGNATED EMPLOYEES/POSITIONS

Where: Sylvan Union School District

The District shall keep the original of each "Statement of Financial Interests" form at the District Office at 605 Sylvan Avenue, Modesto, CA.

Dated this 15th day of January, 2012

SYLVAN UNION SCHOOL DISTRICT