

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

DEPT: Board of Supervisors

BOARD AGENDA #: *A-6

AGENDA DATE: April 19, 2016

SUBJECT:

Approval to Adopt the Amended Conflict of Interest Code for the Hart-Ransom Union School District

BOARD ACTION AS FOLLOWS:

No. 2016-178

On motion of Supervisor O'Brien, Seconded by Supervisor Withrow
and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

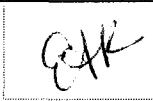
MOTION:

ATTEST: Elizabeth A. King
ELIZABETH A. KING, Clerk of the Board of Supervisors

File No.

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
AGENDA ITEM**

DEPT: Board of Supervisors BOARD AGENDA #: *A-6
Urgent Routine AGENDA DATE: April 19, 2016



CEO CONCURRENCE: 4/5 Vote Required: Yes No

SUBJECT:

Approval to Adopt the Amended Conflict of Interest Code for the Hart-Ransom Union School District

STAFF RECOMMENDATIONS:

1. Adopt the amended Conflict of Interest Code for the Hart-Ransom Union School District.

DISCUSSION:

On March 10, 2016, the Hart-Ransom Union School District Board approved amendments to their Conflict of Interest Code at a public meeting. 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. The Hart-Ransom Union School District has submitted the Amended Conflict of Interest Code for the Board of Supervisors 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.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD OF SUPERVISORS' PRIORITY:

The recommended action supports the Board's priority of Efficient Delivery of Public Services by approving local government agencies Conflict of Interest Codes.

STAFFING IMPACT:

There are no staffing impacts associated with this item.

Approval to Adopt the Amended Conflict of Interest Code for the Hart-Ransom Union School District

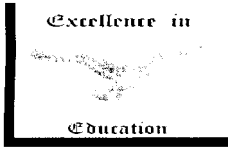
CONTACT PERSON:

Elizabeth King, Clerk of the Board

209-525-4494

ATTACHMENT(S):

Amended Conflict of Interest Code for the Hart-Ransom School District



Hart-Ransom Union School District

3920 Shoemaker Avenue
Telephone (209) 523-9996 ■ Fax: (209) 523-9997
Modesto, California 95358

Trustees
Jim Cover
Rich Fultz
Sid Miller
Seth Renicker
Sandy Riggins

Jerrianna Boer
Principal
Elementary School

Matthew Shipley
Superintendent

David Cline
Principal
Academic Charter School

March 30, 2016

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

Hello Christine,

We spoke on the phone a few weeks ago regarding Hart-Ransom School District revising our Conflict of Interest Code prompted by a complete revision and update of our Board Policy Manual.

I have included the resolution that went to our Board on March 10, 2016, along with the Agenda for that meeting showing it as an Action Item and the new Code (E 9270(b)). From our conversation, I understand that the Board of Supervisors must approve before it is actually final. I am assuming that I will be notified when it is approved and also if anything else is needed from me to facilitate said approval.

Thank you so much for your direction and guidance with this matter.

Respectfully,

Debbie Phillips
Executive Assistant

HART-RANSOM UNION SCHOOL DISTRICT

RESOLUTION # 3-16-1

ADOPTING A REVISED CONFLICT OF INTEREST CODE

WHEREAS, the Political Reform act, Government Code 87300-87313, requires each public agency in California to adopt a conflict of interest code; and

WHEREAS, the Board of Trustees of the Hart-Ransom Union School District has previously adopted a local conflict of interest code; and

WHEREAS, past and future amendments to the Political Reform Act and implementing regulation may require conforming amendments to be made to the district's conflict of interest code; and

WHEREAS, a regulation adopted by the fair Political Practices Commission, 2 CCR 18730, provides that incorporation by reference of the terms of that regulation, along with an agency-specific appendix designating positions and disclosure categories shall constitute the adoption and amendment of a conflict of interest code in conformance with Government Code 87300 and 87306; and

WHEREAS, the Hart-Ransom Union School District has recently reviewed its positions, and the duties of each position, and has determined that changes to the current conflict of interest code are necessary; and

WHEREAS, any earlier resolutions, bylaws, and/or appendices containing the district's conflict of interest code shall be rescinded and suspended by this resolution and Appendix; and

NOW, THEREFORE, BE IT RESOLVED that the Hart-Ransom Union School District Board of Trustees adopts the following Conflict of Interest Code including its Appendix of Designated Employees and Disclosure Categories.

PASSED AND ADOPTED THIS 10th days of March, 2016 at a public meeting, by the following vote:

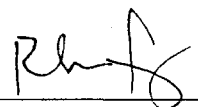
AYES: 4

NOES: 0

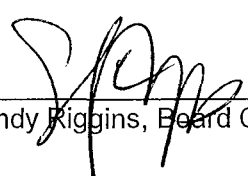
ABSTENTIONS: 0

ABSENT: 1

Attest:



Rich Fultz, President



Sandy Riggins, Board Clerk

CONFLICT OF INTEREST (continued)

**Conflict of Interest Code of the
Hart-Ransom Union School District**

The provisions of 2 CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with the attached Appendix specifying designated positions and disclosure categories, are incorporated by reference and shall constitute the district's conflict of interest code.

Board of Trustees members and designated employees shall file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories listed in the attached Appendix. The Statement of Economic Interest shall be filed with the district's filing officer and/or, if so required, with the district's code reviewing body. The district's filing officer shall make the statements available for public review and inspection.

APPENDIX

Disclosure Categories

1. **Category 1:** A person designated Category 1 shall disclose:
 - a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
 - b. Investments or business positions in or income from sources which are engaged in the acquisition or disposal of real property within the district, are contractors or subcontractors which are or have been within the past two years engaged in work or services of the type used by the district, or manufacture or sell supplies, books, machinery, or equipment of the type used by the district.
2. **Category 2:** A person designated Category 2 shall disclose:
 - a. Investments or business positions in or income from sources which are contractors or subcontractors engaged in work or services of the type used by the department which the designated person manages or directs.
 - b. Investments or business positions in or income from sources which manufacture or sell supplies, books, machinery, or equipment of the type used by the department which the designated person manages or directs. For the purposes of this category, a principal's department is his/her entire school.

CONFLICT OF INTEREST (continued)**Designated Positions**

<u>Designated Position</u>	<u>Disclosure Category</u>
Board of Trustees Members	1
Superintendent of Schools	1
Assistant/Associate Superintendent	1
Purchasing Agent	1
Director	2
Principal	2
Assistant Principal	2
Maintenance and Operations Director	2
Program Coordinator	2
Project Specialist	2
Supervisor	2
Dean of Students	2

Disclosures for Consultants

Consultants are designated employees who must disclose financial interests as determined on a case-by-case basis by the Superintendent or designee. The Superintendent or designee's written determination shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: (2 CCR 18701)

1. Approve a rate, rule, or regulation
2. Adopt or enforce a law
3. Issue, deny, suspend, or revoke a permit, license, application, certificate, approval, order, or similar authorization or entitlement
4. Authorize the district to enter into, modify, or renew a contract that requires district approval
5. Grant district approval to a contract that requires district approval and in which the district is a party, or to the specifications for such a contract
6. Grant district approval to a plan, design, report, study, or similar item

CONFLICT OF INTEREST (continued)

7. Adopt or grant district approval of district policies, standards, or guidelines

A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18702.2 or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's conflict of interest code. (2 CCR 18701)