

RESOLUTION NO. 991

CONFIRMING BIENNIAL REVIEW OF THE CONFLICT OF INTEREST CODE

NORTH COAST COUNTY WATER DISTRICT

WHEREAS, California Government Code Section 87306.5 requires that the District review its Conflict of Interest Code and revise it if necessary; and

WHEREAS, the Attorney and District Manager have reviewed the current Conflict of Interest Code, which the District last updated in 2004 pursuant to Resolution No. 964, and have determined that the Code in its current form is in accordance with the applicable regulations and guidelines of the Fair Political Practices Commission.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the North Coast County Water District, having undertaken its biennial review of the District's Conflict of Interest Code, hereby confirms that no amendments to this Code are required at this time; and

BE IT FURTHER RESOLVED that the General Manager is directed to transmit the 2006 Local Agency Biennial Notice to the County of San Mateo advising that no amendments to the Code are necessary.

REGULARLY PASSED AND ADOPTED this 16th day of August, 2006, by the following vote:

AYES: Directors Brown, Cosgrove, De Jarnatt and Vetter

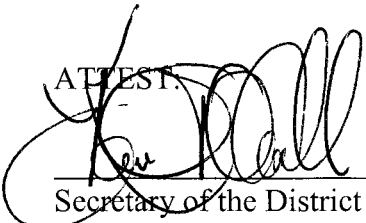
NOES: None

ABSENT: Director Piccolotti



President, Board of Directors
North Coast County Water District

ATTEST:



Secretary of the District

**CONFLICT OF INTEREST CODE
NORTH COAST COUNTY WATER DISTRICT**

**Confirmed on the 16th day of August, 2006
by Resolution No. 991**

**CONFLICT OF INTEREST CODE
NORTH COAST COUNTY WATER DISTRICT**

A. PURPOSE

The purposes of this Code are to provide for the disclosure of assets, income, and business positions of designated District employees which may be materially affected by their official actions and to provide for the disqualification of designated employees from participation in District decisions in which they may have a financial interest.

B. BACKGROUND

The Political Reform Act of 1974, Government Code Sections 81000 et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The District adopted a Conflict of Interest Code in 1976 which was approved by the San Mateo County Board of Supervisors in 1978.

The California Fair Political Practices Commission has, pursuant to its authority under Section 83112 of the Government Code, adopted a regulation which contains the terms of a standard Conflict of Interest Code. This regulation is codified at Title 2 California Code of Regulations Section 18730. This regulation may be incorporated by reference by local agencies and, together with the designation of employees and disclosure categories, meets the requirements of the Political Reform Act.

C. ADOPTION OF CONFLICT OF INTEREST CODE

1. The terms of Title 2 California Code of Regulations Section 18730 are hereby incorporated by reference and, along with the attached Appendix in which officials and

employees are designated and disclosure categories are set forth, constitute the Conflict of Interest Code of North Coast County Water District (hereinafter “District”).

2. Pursuant to Section 18730(b)(4)(B) of the Code of Regulations, all designated employees shall file statements of economic interests with the District, which shall make and retain a copy and forward the originals to the San Mateo County Board of Supervisors, which shall be the filing officer.

3. As provided in Government Code Section 82011, the code reviewing body is the San Mateo County Board of Supervisors. Pursuant to Title 2 California Code of Regulations Section 18227, the San Mateo County Clerk shall be the official responsible for receiving and retaining statements of economic interests filed with the Board of Supervisors.

4. Subsequent amendments to Title 2 California Code of Regulations Section 18730 duly adopted by the Fair Political Practice Commission, after public notice and hearings, are also incorporated by reference unless the Board of Directors of the District, within 90 days after the date on which an amendment to Section 18730 becomes effective, adopts a resolution providing that the amendment is not to be incorporated into this Code.

APPENDIX

DESIGNATED EMPLOYEES

<u>Designated Positions*</u>	<u>Disclosure Category</u>
Assistant General Manager - Administration	1, 2, 3, 4
Assistant General Manager -Operations	1, 2, 3, 4
Engineer	1, 2, 3, 4
Attorney	1, 2, 3, 4
Consultants**	1, 2, 3, 4

*It has been determined that the positions listed below manage public investments and will file a statement of economic interests pursuant to Government Code Section 87200:

Directors

General Manager

** Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The General Manager 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 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 is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Nothing herein excuses any consultant from any other provisions of this Conflict of Interest Code, specifically those dealing with disqualification.

DISCLOSURE CATEGORIES

Category 1. A designated employee assigned to Category 1 is required to disclose investments that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for investments.

Category 2. A designated employee assigned to Category 2 is required to disclose interests in real property that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedule of Form 700 for interests in real property.

Category 3. A designated employee assigned to Category 3 is required to disclose income that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for income.

Category 4. A designated employee assigned to Category 4 is required to disclose any business entity in which the designated employee is a director, officer, partner, trustee, employee or holds any position of management that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for business positions.