

RESOLUTION No. 2014-01

RESOLUTION OF THE SHASTA LOCAL AGENCY FORMATION COMMISSION
ESTABLISHING ITS CONFLICT OF INTEREST CODE
PURSUANT TO THE POLITICAL REFORM ACT OF 1974

WHEREAS, the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of interest which potentially affect all officers, employees and consultants of the Shasta Local Agency Formation Commission (LAFCO), and requires all public agencies to adopt and promulgate a Conflict of Interest Code; and,

WHEREAS, LAFCO now desires to adopt a Conflict of Interest Code ("Code") in compliance with Government Code Section 81000 et seq.; and,

WHEREAS, hereafter a biennial review of LAFCO's Code will be conducted as required under Government Code Section 87306.5; and,

WHEREAS, the Fair Political Practices Commission has provided public agencies with simplified language to be used in their Conflict of Interest Codes to help clarify various requirements; and,

WHEREAS, notice of the time and place of a public meeting on, and of consideration by the Commission of, the proposed Code was publicly posted for review at the offices of LAFCO and on its website; and,

WHEREAS, a public meeting was held upon the proposed Code at a special meeting of the Commission on March 6, 2014, at which all present were given an opportunity to be heard on the proposed Conflict of Interest Code.

NOW, THEREFORE, BE IT RESOLVED by the Shasta Local Agency Formation Commission that the Commission does hereby adopt the proposed Conflict of Interest Code (Attachment A), a copy of which is attached hereto and shall be on file with the LAFCO Clerk and available for inspection to the public during regular business hours; and,

BE IT FURTHER RESOLVED that said Conflict of Interest Code shall be submitted to the Board of Supervisors of the County of Shasta for approval and said Code shall become effective immediately upon approval of the Board of Supervisors.

PASSED AND ADOPTED by the Shasta Local Agency Formation Commission, Shasta County, State of California, on March 6, 2014 by the following vote:

AYES: BAUGH, KENDE, BOSETTI, FYTEN, HAYNES, YARBROUGH, MORGAN
NOES: NONE
ABSENT: FARR
ABSTAIN: NONE

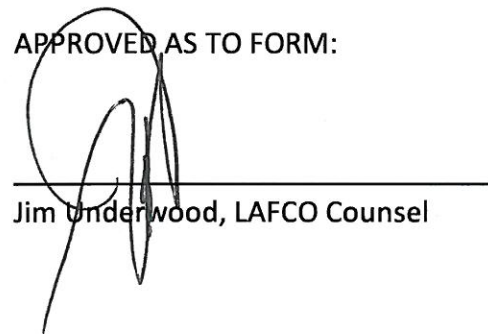


Les Baugh, Chairperson
Shasta LAFCO

ATTEST:


Acting Commission Clerk

APPROVED AS TO FORM:


Jim Underwood, LAFCO Counsel

Attachment to Resolution No. 2014-01:

Attachment "A" – Conflict of Interest Code of the Shasta Local Agency Formation Commission

ATTACHMENT A

CONFLICT OF INTEREST CODE OF THE SHASTA LOCAL AGENCY FORMATION COMMISSION

The Political Reform Act, California Government Code Section §61000, *et seq.* (the "Act"), 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, set forth in 2 California Code of Regulations Section 18730, that contains the terms of a standard conflict of interest code, which state and local government agencies can incorporate by reference into their conflict of interest codes. After public notice and hearing it may be amended by the Fair Political Practices Commission to conform to amendments to the Act.

Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference into the Shasta Local Agency Formation Commission ("Shasta LAFCO") Conflict of Interest Code. This incorporation page, Regulation 18730, and the attached Appendix designating officials and employees and establishing disclosure categories, shall collectively constitute Shasta LAFCO's Conflict of Interest Code (the "Code"). The requirements of the Code are in addition to other requirements of the Act and to other state or local laws pertaining to conflicts of interest. (Government Code §81002©; 2 California Code of Regulations. §18730(a).)

All Officials and Designated Employees required to submit a statement of economic interests pursuant to this Conflict of Interest Code, identified as "Appendix A" and incorporated by reference, shall file their statements with the Shasta LAFCO Clerk, as Shasta LAFCO's Filing Official. The Filing Official shall make and retain a copy and forward the original to the County of Shasta Clerk of the Board of Supervisors. The Filing Official will make all retained statements available for public inspection and reproduction, pursuant to California Code Section 81008.

Adopted by LAFCO Resolution #2014-01

Date: March 6, 2014

Approved by the County of Shasta Board of Supervisors

Date: _____

Effective Date: _____

APPENDIX A
CONFLICT OF INTEREST CODE OF THE
SHASTA LOCAL AGENCY FORMATION COMMISSION

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

Shasta LAFCO Officials who manage public investments, as defined by 2 California Code of Regulations Section 18701(b), are NOT subject to Shasta LAFCO's Code, but are subject to the disclosure requirements of the Political Reform Act. (Government Code §87200, *et seq.*; 2 California Code Regulations. §18730(b)(3).)

Shasta LAFCO currently has no officials who manage public investments.

Designated Position	Disclosure Category
Commissioner	1
Alternate Commissioner	1
Executive Officer	1
Assistant Executive Officer/Analyst	1
General Counsel	1
Consultant	2

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of investments, business positions, sources of income, including gifts, loans or travel payments, or real property which the Designated Employee must disclose for each disclosure category to which he or she is assigned.

Disclosure Category 1: (a) All investments and business positions in business entities, and sources of income, including gifts, loans or travel payments, located within the previous two years in the jurisdiction of Shasta LAFCO; and (b) All interests in real property which is located in whole or in part within, or not more than two miles outside, the jurisdiction of Shasta LAFCO.

Disclosure Category 2: Consultants shall disclose pursuant to the broadest disclosure category: (a) all investments and business positions in business entities, and sources of income, including gifts, loans or travel payments, located in, that do business in, plan to do business in or have done business within the previous two years in the jurisdiction of Shasta LAFCO; and (b) All interests in real property which is located in whole or in part within, or not more than two miles outside, the jurisdiction of Shasta LAFCO. Notwithstanding the foregoing, the Executive Officer may determine in writing that a 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 Category. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent to disclosure requirements. The Executive Officer's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.