

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

DEPT: Board of Supervisors

BOARD AGENDA # \*A-7

Urgent  Routine

AGENDA DATE October 19, 2010

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Adopt Amendments to the Conflict of Interest Code of the City-County Capital Improvements and Financing Agency, a Joint Powers Agency Between the City of Modesto and the County of Stanislaus

STAFF RECOMMENDATIONS:

Adopt amendments to the Conflict of Interest Code of the the City-County Capital Improvements and Financing Agency, a Joint Powers Agency between the City of Modesto and the County of Stanislaus.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2010-643

On motion of Supervisor Chiesa, Seconded by Supervisor O'Brien

and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

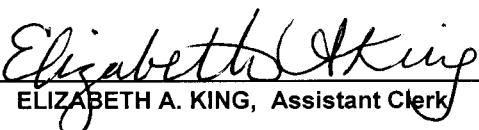
2)  Denied

3)  Approved as amended

4)  Other:

MOTION:

ATTEST:

  
ELIZABETH A. KING, Assistant Clerk

File No.

**SUBJECT:** Approval to Adopt the Amendments to the Conflict of Interest Code of the City-County Capital Improvements and Financing Agency, a Joint Powers Agency Between the City of Modesto and the County of Stanislaus  
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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 City-County Capital Improvements and Financing Agency, a Joint Powers Agency between the City of Modesto and the County of Stanislaus approved amendments 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 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, Clerk of the Board of Supervisors Telephone: 209-525-4494



**CLERK OF THE BOARD OF SUPERVISORS**

**STANISLAUS COUNTY**

1010 10th Street, Suite 6700, Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4420

October 12, 2010

TO: Chairman Jeff Grover

FROM:  Christine Ferraro Tallman, Clerk of the Board

**RE: Amendment to the Conflict of Interest Code for the City-County  
Capital Improvements and Financing Agency, A Joint Powers Agency  
Between the City of Modesto and the County of Stanislaus**

Attached is the amended Conflict of Interest Code for the City-County Capital Improvements and Financing Agency, a Joint Powers Agency between the City of Modesto and the County of Stanislaus. The JPA Commission approved the amendment at their October 4, 2010 meeting. The amendment has been forwarded to the Stanislaus County Board of Supervisors as the reviewing agency for conflict of interest codes with Stanislaus County.

BOARD OF SUPERVISORS  
2010 OCT 12 A 9:43

**CONFLICT OF INTEREST CODE  
FOR THE CITY-COUNTY CAPITAL IMPROVEMENTS AND FINANCING AGENCY,  
A JOINT POWERS AGENCY BETWEEN THE CITY OF MODESTO  
AND THE COUNTY OF STANISLAUS**

The Political Reform Act, Government Code Section 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 regulation 2 Cal. Code of Regs., Section 18730, which contains the terms of the 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 employees and others are designated and disclosure categories are set forth, constitute the Conflict of Interest Code for the City-County Capital Improvements and Financing Agency.

The agency is administered by six-member Commission which consists of two members of the Modesto City Council, two members of the County Board of Supervisors, the Stanislaus County Chief Executive Officer, and the City Manager of the City of Modesto. All of these officials are already required to file Conflict of Interest Statements pursuant to Section 87200 of the California Government Code.

City officials will continue to file their regular statement with the Modesto City Clerk and County officials will file their regular statements with the County Clerk-Recorder. Copies of those statements may be obtained from those public officials. Designated employees shall file their statements with the Secretary of the Agency.

Attachment A

Under provisions of the standard code, designated employees shall file Statement of Economic Interest. Listed below are the designated positions and the disclosure category for each position.

<u>Designated Positions</u>	<u>Designated Category</u>
Project Manager	1
JPA Maintenance Director	2
JPA <del>Maintenance</del> <u>Management</u> Committee	2
Consultant	3
<u>Legal Counsel</u>	2

Attachment B

**Disclosure Categories**

- Category 1 All sources of income, interest in real property and investments and business positions in business entities located in or doing business in Stanislaus County.
- Category 2 Investments and business positions in business entities and sources of income which provide services, supplies, materials, machinery or equipment of the type utilized by the City-County Capital Improvements and Financing Authority.
- Category 3 Consultants shall disclose, as set forth in Category 1, subject to the following limitations. The Project Manager 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 description of the Consultant’s duties and, based upon that description, a statement of the extent of 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.