

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

DEPT: Board of Supervisors

BOARD AGENDA # *A-5

Urgent

Routine

AGENDA DATE September 25, 2012

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval and Adoption of the Amendments to the Stanislaus County Conflict of Interest Code

STAFF RECOMMENDATIONS:

Approve and adopt the amendments to the Stanislaus County Conflict of Interest Code.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2012-486

On motion of Supervisor Monteith, Seconded by Supervisor Withrow
and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

DISCUSSION:

The Political Reform act requires every local government agency to review its Conflict of Interest Code on a biennial basis to determine if it is accurate or alternatively, that the code must be amended. Stanislaus County has reviewed its Conflict of Interest Code for amendments. The following Departments submitted amendments to Attachment B "Designated Employees": Alliance Worknet, Assessor, Chief Executive Office, Clerk-Recorder, Community Services Agency, Environmental Resources/Parks, Public Works, and Strategic Business Technology.

The agency's legislative body must approve all amendments to an agency's Conflict of Interest Code. The Board of Supervisors is the legislative body for the County and therefore must consider the amendments for approval.

The Board of Supervisors is also the Code Reviewing Body for County agencies whose jurisdictions are solely within Stanislaus County. Therefore the Board must adopt any amendments to the Stanislaus County Conflict of Interest Code.

POLICY ISSUES:

The Board of Supervisors must approve and adopt any amendments to the County's Conflict of Interest Code.

STAFFING IMPACT:

There are no staffing impacts associated with this item.

CONTACT PERSON:

Jack Doering, County Counsel. Telephone: (209) 525-6376.

2012 Local Department Biennial Notice

Name of Department: Stanislaus County Biennial Conflict of Interest Code

Mailing Address: 1010 10th Street, Modesto CA 95354

Contact Person: Monica Nino Office Phone No: 209-525-4305

E-mail: ninom@stancounty.com Fax No: 209-525-4033

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 department's code requires disclosure by department officials who make or participate in making governmental decisions.

This department has reviewed the conflict-of-interest code and has determined that:

X 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.

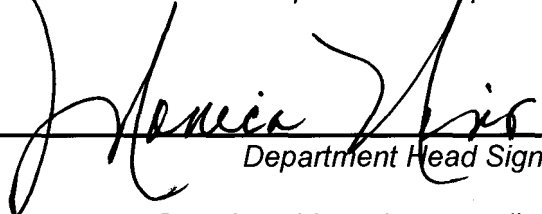
X Delete titles of positions that have been abolished and/or positions that no longer makes or participates in making governmental decisions.

Other (describe) _____

No amendment is required.

Verification

The department's section of the County 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.



Department Head Signature

9/20/12
Date

Complete this notice regardless of how recently your code was approved or amended.

Please return this notice no later than **Monday, October 1, 2012** to:

Chief Executive Office – Linda Chambers
1010 10th Street, Suite 6800
Modesto, CA 95354

ATTACHMENT A
CONFLICT OF INTEREST CODE FOR 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 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 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 County of Stanislaus.

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 on Attachment D.

ATTACHMENT B

CONFLICT OF INTEREST CODE FOR THE

COUNTY OF STANISLAUS

PART I - DESIGNATED EMPLOYEES

Under provisions of the Standard Code, designated employees shall file statements of economic interests. Listed below are the designated employees for the County of Stanislaus and the appropriate schedules for filing:

AGENCY/POSITIONS:

DISCLOSURE CATEGORY:

AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES:

Agricultural Commissioner/Sealer of Weights and Measures	I
Assistant Agricultural Commissioner/Sealer of Weights and Measures	I
Deputy Agricultural Commissioner/Sealer of Weights & Measure	I
Agricultural/Weights and Measures Inspector I/II/III	I
Consultant(s)	XI

AGING & VETERANS SERVICES:

Director of Area Agency on Aging/Veterans Services	I
Manager II – Area Agency on Aging	I
Manager II – Multipurpose Senior Services Program	I
Manager I – Veterans Service Office	I
Manager I – Fiscal Officer	I
Consultant(s)	XI

ALLIANCE WORKNET:

Alliance Worknet Director	I
Manager III – Business and Career Services	II
Manager III – Welfare to Work Services	II
Manager III – Contracts/Planning/Human Resources	II
Manager III – Fiscal Division	II
Consultant(s)	XI

ASSESSOR:

Assessor	I
Assistant Assessor – Administration	I
Assistant Assessor – Valuation	I
Supervising Auditor – Appraiser	I
Supervising Appraiser	I
Appraisal Standards Supervisor	I
Senior Auditor-Appraiser	I
Senior Appraiser	I
Auditor-Appraiser III	I
Appraiser III	I
Auditor-Appraiser II	I
Appraiser II	I
Auditor-Appraiser I	I
Appraiser I	I
Sr. Software Developer/Analyst	I
Consultant(s)	XI

AUDITOR-CONTROLLER:

Auditor-Controller	I
Assistant Auditor-Controller	I
Financial Reporting Section Manager	I
Consultant(s)	XI

BEHAVIORAL HEALTH AND RECOVERY SERVICES:

Director of Behavioral Health and Recovery Services	VI
Associate Director	VI
Assistant Director	VI
Manager IV	VI
Public Guardian	VI
Medical Director	VI
Assistant Medical Director	VI
Manager III	VI
Manager II	VI
Consultant(s)	VI

CHIEF EXECUTIVE OFFICE:

Chief Executive Officer	I
Assistant Executive Officer	I
Deputy Executive Officer	I
Fire Warden	I
Manager I – Assistant Management Consultant	I

Manager I – Assistant Clerk of the Board	I
Manager II – Associate Management Consultant	I
Manager III	I
Manager IV – Senior Management Consultant & Clerk of the Board	I
Consultant(s)	XI

CHILD SUPPORT SERVICES:

Director of Child Support Services	I
Assistant Director	I
Chief Attorney	I
Manager I/II/III	I

CLERK-RECORDER:

Clerk-Recorder	II
Assistant Recorder	II
Assistant Registrar of Voters	II
Election Manager I	II
Election Manager II	II
Senior Systems Engineer	II
Consultant(s)	XI

COMMUNITY SERVICES AGENCY:

Director of Community Services Agency	II
Assistant Director – Adult, Child and Family Services Division	II
Assistant Director – StanWORKs Division	II
Assistant Director – Finance and Operations Division	II
Manager IV – Information Technology	II
Manager IV – Public Authority Executive Director	II
Manager III – Adult Services	II
Manager III – Emergency Response Services	II
Manager III – Family Reunification/Court	II
Manager III – Permanency/Transition Age Youth	II
Manager III – Systems Improvements	II
Manager III – Voluntary Services/CAPC	II
Buyer – Finance & Operations	II
Manager II – Contracts	II
Manager III – Financial Services	II
Manager II – Fiscal Operations	II
Manager II – Office Operations	II
Manager IV – StanWORKs	II
Manager II – Child Care	II
Manager III – Refugee	II
Manager II – Welfare to Work	II

Manager III – Welfare to Work	II
Manager III – Food Stamps	II
Consultant(s)	II

COUNTY COUNSEL:

County Counsel	I
Assistant County Counsel	I
Deputy County Counsel I-V	I
Consultant(s)	XI

DISTRICT ATTORNEY:

District Attorney	I
Assistant District Attorney	I
Chief Deputy District Attorney	I
Chief Investigator	I
Administrative Operating Manager (Manager III)	I
Human Resources Manager (Manager II)	I
Clerical Manager (Manager I)	I
Consultant(s)	XI

ENVIRONMENTAL RESOURCES/PARKS:

Director of Environmental Resources/Parks	I
Assistant Director (Environmental Resources	I
Managers (Environmental Resources & Parks)	I
Senior Environmental Health Specialists	I
Senior Hazardous Materials Specialists	I
Senior Resource Management Specialists	I
Park Commissioners	I
Environmental Trust Fund Trustees	I
Nuisance Abatement Hearing Board Members	I
Consultant(s)	XI

GENERAL SERVICES AGENCY:

Director of General Services Agency	I
Business Manager	I
Facilities Manager(s)	I
Fleet Manager	I
Supervisor(s)	VIII
Purchasing Manager	I
Senior Buyer/Buyer	II
Consultant(s)	XI
Central Services Supervisor	I
Building Services Supervisor(s)	VIII

Contract Administrator I

GRAND JURY:

None

HEALTH SERVICES AGENCY:

Managing Director of Health Services Agency	VI
Assistant Directors	VI
Associate Directors	VI
Medical Director – Health Services Agency	VI
Public Health Officer	VI
Assistant Public Health Officer	VI
Information Services Manager	VI
Chief Pharmacist	VI
Materials Manager	VI
Manager – Central Billing Office	VI
Indigent Health Care Program Manager	VI
Controller	VI

LIBRARY:

County Librarian	III
Manager IV	III
Manager II	III

PLANNING AND COMMUNITY DEVELOPMENT:

Director of Planning and Community Development	I
Assistant Director	I
Manager IV – Deputy Director	I
Manager IV – Chief Building Official	I
Manager III – Senior Planner	I
Manager II	I
Associate Planner	I
Assistant Planner	I
Supervising Building Inspector	II
Plan Check Engineer	II
Building Inspector I, II, III	II
Staff Services Coordinator	II
Staff Services Technician (Special Revenues Grants)	II
Consultant(s)	XI

PROBATION:

Chief Probation Officer	II
Assistant Chief Probation	II
Probation Division Directors	II
Supervising Probation Officers	II
Administrative Services Manager	II
Supervising Probation Corrections Officers	II
Human Resources Manager	II
Information Technology Manager	II
Clerical Manager	II
Consultant(s)	II

PUBLIC DEFENDER:

Public Defender	I
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PUBLIC WORKS:

Administrative Division:

Director of Public Works	VIII
Deputy Director	VIII
Manager IV (Assistant Director)	VIII
Manager III	VII

Engineering Division:

Senior Civil Engineer	VIII
Associate Civil Engineer	VIII
County Surveyor	XI
Consultant	XI

Transit Division:

Manager III	VIII
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Road and Bridge Division:

Manager III (Road Superintendent)	VIII
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Morgan Shop:

Manager III	VIII
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SHERIFF/CORONER:

Sheriff	I
Undersheriff	I
Captain	I
Supervising Public Administrator	I

Lieutenant	I
Custodial Lieutenant	I
Manager I, II, III, IV	I
Consultant(s)	XI

STANISLAUS REGIONAL 9-1-1:

Director of Stanislaus Regional 9-1-1	I
Deputy Directors	I
Consultant(s)	XI

STRATEGIC BUSINESS TECHNOLOGY:

Director of Strategic Business Technology (SBT)	II
Manager IV	II
Manager II	II
Sr. Systems Engineer	II
Sr. Software Developer/Analyst	II
Software Developer/Analyst III	II
Software Developer/Analyst II	II
Application Specialist III	II
Application Specialist II	II
Application Specialist I	II
Systems Engineer II	II
Consultant(s)	II

TREASURER-TAX COLLECTOR:

Treasurer Tax-Collector	I
Chief Deputy Treasurer	I
Assistant Treasurer-Tax Collector	I
Chief of Revenue Recovery	I
Consultant(s)	XI

ATTACHMENT C

CONFLICT OF INTEREST CODE FOR THE

COUNTY OF STANISLAUS

DISCLOSURE CATEGORIES FOR DESIGNATED EMPLOYEES

CATEGORY I

All sources of income, interests in real property and investments and business positions in business entities located in or doing business in Stanislaus County.

CATEGORY II

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 County department or agency.

CATEGORY III

Investments and business positions in business entities and sources of income which provide library services, supplies, materials, machinery or equipment of the type utilized by the library.

CATEGORY IV

Investments and business positions in business entities and sources of income which provide fire fighting services, supplies, materials, machinery or equipment of the type utilized by the Fire Warden.

CATEGORY V

Any reportable interests in real property; any reportable investments and business positions held in business entities which have done business with the County government in the previous two (2) years; any reportable income from business entities which have done business with the County government in the previous two (2) years; any reportable income from individuals who are County employees.

CATEGORY VI

Investments and business positions in business entities and income from sources which are providers of health care services, including, but not limited to, pharmacies, physicians, etc.

Investments and business positions in business entities and/or nonprofit corporations and income from sources which may be the recipient of patient referrals for the delivery of health care services or supplies by the employee's hospitals.

Investments and business positions in business entities or nonprofit corporations and income from sources which are of the type which provide consultant services to any business entity or nonprofit corporation made reportable by this disclosure category.

CATEGORY VII

All sources of income, investments and business positions in business entities located in or doing business in Stanislaus County.

CATEGORY VIII

Investments and business positions in business entities and sources of income which provide transportation and road services, supplies, materials, machinery or equipment for review or approval by the Public Works Department; any reportable interests in real property.

CATEGORY IX

Any income from any employee of the County.

CATEGORY X

Interests in real property.

Investments and business positions in any business entity located in or doing business in Stanislaus County or income from any source if the business entity or source of income manufactures or sells supplies, machinery or equipment of the type utilized by the County.

Investments and business positions in any business entity or income from any source if the business entity or source of income is a contractor or subcontractor engaged in the performance of work or services of the type utilized by the County.

CATEGORY XI

Consultants

Consultants shall disclose, pursuant to Category I, subject to the following limitation:

The Chief Executive Officer of County 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.

ATTACHMENT D
CONFLICT OF INTEREST CODE FOR THE
COUNTY OF STANISLAUS
PLACE OF FILING

PART I - DESIGNATED EMPLOYEES:

Where: Respective Departments

Each department shall furnish to each designated employee, upon their appointment and termination, a Form 700 - Annual Statement of Economic Interests. The employee will submit the completed Statement to his or her department and the department shall retain the original. Department heads shall retain a copy of their completed Statement in the department and shall forward the original to the Clerk of the Board of Supervisors.

PART II - BOARDS, COMMITTEES AND COMMISSIONS

Where: Clerk of the Board of Supervisors
 Attention: Christine Ferraro Tallman
 1010 Tenth Street, Suite 6700
 Modesto, CA 95354

The Clerk of the Stanislaus County Board of Supervisors shall furnish to each designated member, upon their appointment and termination, a Form 700 - Annual Statement of Economic Interests. Boards, committees and commissions shall retain a copy of each member's completed Statement and shall forward the originals to the Clerk of the Board of Supervisors who shall retain the originals in the Clerk of the Board Office.

PART III - OFFICIALS LISTED IN GOVERNMENT CODE SECTION 87200

WHERE: County Clerk-Recorder
 Attention: Lee Lundrigan
 1021 I Street, Room 101
 Modesto, CA 95354

The County Clerk shall furnish the following public officials, upon their appointment and termination, a Form 700 - Annual Statement of Economic Interests: Board of Supervisors, Planning Commissioners, District Attorney, County Counsel, Chief Executive Officer and the Treasurer-Tax Collector. Each official shall retain a copy of their completed

Statement in their department and shall forward the original to the County Clerk. The County Clerk shall make and retain a copy of each Statement and shall forward the originals to the Fair Political Practices Commission.