

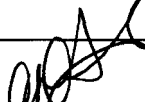
THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Board of Supervisors

BOARD AGENDA # \*A-2

Urgent

Routine



AGENDA DATE November 13, 2012

CEO Concurs with Recommendation YES  NO

4/5 Vote Required YES  NO

(Information Attached)

SUBJECT:

Approval to Adopt the Amendments to the Conflict of Interest Code of the Western Hills Water District

STAFF RECOMMENDATIONS:

Adopt amendments to the Conflict of Interest Code of the Western Hills Water District.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

BOARD ACTION AS FOLLOWS:

No. 2012-557

On motion of Supervisor Chiesa, Seconded by Supervisor Withdraw

and approved by the following vote,

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

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: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**SUBJECT:** Approval to Adopt the Amendments to the Conflict of Interest Code of the Western Hills Water District  
page 2

**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 holding a public meeting the Western Hills Water District adopted 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 amendment to a Conflict of Interest Code from an agency the Board of Supervisors places the amendment 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      Phone Number: 209-525-4494

## 2012 Local Agency Biennial Notice

Name of Agency: Western Hills Water District  
Mailing Address: 9501 Morton Davis Drive, Patterson, CA 95363  
Contact Person: Ruby Beltran Office Phone No: 209-895-9493  
E-mail: rbeltran@diablogrande.com Fax No: 209-892-5195

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

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

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.
- Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
- Other (describe) Change in Place of Filing per Stanislaus County letter dated June 8, 2012
- No amendment is required.
- The code is currently under review by the code reviewing body.

### Verification

The agency's 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.

Ruby Beltran / Secretary of the Board  
Signature of Chief Executive Officer

9/24/12  
Date

Complete this notice regardless of how recently your code was approved or amended.  
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:


Clerk of the Board of Supervisors  
1010 10<sup>th</sup> Street, Suite 6700  
Modesto, CA 95354

**PLEASE DO NOT RETURN THIS FORM TO THE FPPC.**

**CONFLICT OF INTEREST CODE  
OF THE  
WESTERN HILLS WATER DISTRICT**

**RECORD OF ACTION**

The above-named agency hereby submits the attached amended Conflict of Interest Code to the County of Stanislaus Board of Supervisors as the code reviewing body for such agency.

  
\_\_\_\_\_  
Ruby Beltran, Secretary  
Western Hills Water District

Received on behalf of the code reviewing body.

Date: 11/06/12

  
\_\_\_\_\_  
Cristine Ferraro  
Clerk to the Board of Supervisors

The amendments to the Conflict of Interest Code, having been submitted by the agency designated above, was approved by order of the code reviewing body on 11/13/12, to be effective immediately.

  
\_\_\_\_\_  
Cristine Ferraro  
Clerk to the Board of Supervisors

RESOLUTION NO. 2012 - 06

BOARD OF SUPERVISORS

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
WESTERN HILLS WATER DISTRICT AMENDING THE  
CONFLICT OF INTEREST CODE AND SUBMITTING  
THE AMENDED CODE TO THE BOARD OF SUPERVISORS  
OF THE COUNTY OF STANISLAUS AS THE  
CODE REVIEWING BODY

NOV - 6 A 11:33

WHEREAS, the Western Hills Water District adopted a conflict of interest code in 1993;  
and

WHEREAS, the Western Hills Water District duly amended its conflict of interest code  
in 1998; and

WHEREAS, the Western Hills Water District desires to make minor amendments to its  
conflict of interest code as set forth therein.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Western Hills  
Water District as follows:

1. That the District has prepared, reviewed and revised the draft amended conflict of  
interest code;
2. That the District has satisfied the requirements of Government Code §87311;
3. That the Board of Directors has conducted a public hearing and provided an  
opportunity for public and district employee input pursuant to Government Code §87311;
4. That the draft amended conflict of interest code for the District, attached to this  
Resolution and incorporated herein, is hereby adopted and shall be submitted to the  
Board of Supervisors of the County of Stanislaus for their approval as the code reviewing  
body.

Moved by Director Beltran, second by Director Marrero, that the foregoing  
resolution be adopted.

Upon roll call the following vote was had:


Ayes: R Beltran, G Marrero, C Kearney, D Kearney

Noes:

Abstain:

Absent: D Orris

I, Ruby Beltran, Secretary of the Board of Directors of the Western Hills Water  
District, do hereby certify that the foregoing is a full, true and correct copy of a resolution  
duly adopted at a regular meeting of the said Board of Directors held the 23rd day of  
October, 2012.

  
\_\_\_\_\_

**ATTACHMENT "A"**

**CONFLICT OF INTEREST CODE**

**WESTERN HILLS WATER DISTRICT**

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 Regs., Section 18730, which contains the terms of a standard conflict of interest code ("Standard Code"). The Standard Code 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 Regs., Section 18730, and any amendments to it duly adopted by the Fair Political Practice 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 Western Hills Water District ("District").

Persons holding designated positions and designated employees shall file statements of economic interests with the Secretary of the District. Upon receipt of the statements of the various designated persons, the Secretary of the District shall retain the original of these statements at the designated place of filing, as indicated on Attachment "D".

ATTACHMENT "B"

CONFLICT OF INTEREST CODE

WESTERN HILLS WATER DISTRICT

DESIGNATED POSITIONS/EMPLOYEES

Under provisions of the Standard Code, designated positions/employees shall file economic statements of interest. Listed below are the designated positions/employees for the Western Hills Water District and the appropriate disclosure categories for filing:

<u>POSITION/EMPLOYEES</u>	<u>DISCLOSURE CATEGORY</u>
Member of the Board of Directors	I,II
General Manager	I,II
District Secretary	I,II
District Engineer	I,II
General Counsel	I,II
Assistant General Counsel	I,II
Consultant(s)	III

ATTACHMENT "D"  
CONFLICT OF INTEREST CODE  
WESTERN HILLS WATER DISTRICT

PLACE OF FILING

Where: District Secretary  
Western Hills Water District  
9501 Morton Davis Drive  
Patterson, CA 95363