

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

DEPT: Board of Supervisors

BOARD AGENDA: 7.A.4  
AGENDA DATE: April 17, 2018

**SUBJECT:**

Approval of the Conflict of Interest Code for the Stanislaus County Civil Grand Jury

**BOARD ACTION AS FOLLOWS:**

**RESOLUTION NO. 2018-0149**

On motion of Supervisor Withrow , Seconded by Supervisor Chiesa  
and approved by the following vote,  
Ayes: Supervisors: Olsen, Chiesa, Withrow, Monteith, and Chairman DeMartini  
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:   
PAM VILLARREAL, Assistant Clerk

File No.

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
AGENDA ITEM**

DEPT: Board of Supervisors

BOARD AGENDA:7.A.4  
AGENDA DATE: April 17, 2018

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: No

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**SUBJECT:**

Approval of the Conflict of Interest Code for the Stanislaus County Civil Grand Jury

**STAFF RECOMMENDATION:**

1. Approve the Conflict of Interest Code for the Stanislaus County Civil Grand Jury.

**DISCUSSION:**

The Political Reform Act of 1974 requires each local public agency to adopt a conflict of interest code that identifies all officials and employees within the agency who make governmental decisions based on the positions they hold. The individuals in the designed positions must disclose their financial interests as specified in the agency's conflict of interest code.

The County Board of Supervisors is the code reviewing body for county agencies and any other local government agency whose jurisdiction is determined to be solely within the county (e.g., school districts). An agency's conflict of interest code is not effective until it has been approved by the code reviewing body.

It is essential and legally required that an agency's conflict of interest code reflects the current structure of the agency and properly identifies all officials and employees who should be filing a Statement of Economic Interest (Form 700). County Counsel has reviewed the subject conflict of interest code in compliance with Government Code Section 87309 and has determined it meets the legal requirements.

**POLICY ISSUE:**

Stanislaus County Board of Supervisors is the code reviewing body for public agencies whose jurisdictions fall within Stanislaus County. An agency's conflict of interest code is not effective until it has been approved by the Board of Supervisors.

**FISCAL IMPACT:**

There is no fiscal impact associated with this item.

**BOARD OF SUPERVISORS' PRIORITY:**

Approval of the recommended action supports the Board's priority of *Delivering Efficient Public Services and Community Infrastructure*.

**STAFFING IMPACT:**

There are no staffing impacts associated with this item.

**CONTACT PERSON:**

Elizabeth King, Clerk of the Board of Supervisors (209) 525-4494  
Thomas Boze, Assistant County Counsel (209) 525-6376

**ATTACHMENT(S):**

1. Conflict of Interest Code



## Stanislaus County Civil Grand Jury

Post Office Box 3387 • Modesto, California 95353 • (209) 525-4252 • Fax (209) 558-8170

2018 MAR 28 P 2:18  
BOARD OF SUPERVISORS

DATE: March 27, 2018  
TO: Liz King, Board of Supervisors Secretary  
FROM: Civil Grand Jury  
RE: Agenda Item

Dear Ms. King,

Please place the Conflict of Interest Code for the Civil Grand Jury on the next Board of Supervisors agenda for approval.

Thank you,

Laurie Overly, Foreperson  
2017-2018 Civil Grand Jury

Enclosures: Conflict of Interest Code adopted by 17-18 CGJ, Appendix A & B

## STANISLAUS COUNTY CIVIL GRAND JURY CONFLICT OF INTEREST CODE

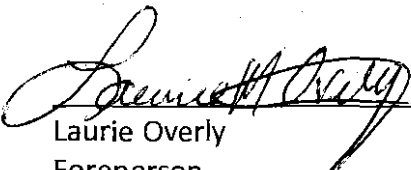
Pursuant to Title 9, Chapter 7 of the Political Reform Act section 87300, the Stanislaus County Civil Grand Jury hereby adopts a conflict of interest code.

The terms of Title 2, Division 6, Chapter 7, Article 2, Section 18730 of the California Code of Regulations, and any amendments to it, adopted by the Fair Political Practices Commission, along with the designation of persons and the formulation of disclosure categories in Appendices A and B constitute the conflict of interest code of the Stanislaus County Civil Grand Jury within the meaning of Government Code section 87300.

The requirements of this conflict of interest code are in addition to other requirements of the Political Reform Act and other state and local laws related to conflict of interests.

Persons holding designated positions shall file statements of economic interests with the Civil Grand Jury's filing official. If a statement is received in signed paper format, the filing official shall make and retain a copy and forward the original of this statement to the filing officer, the County of Stanislaus Clerk of the Board of Supervisors. If a statement is electronically filed using the County of Stanislaus' Form 700 e-filing system, both the filing official and the County of Stanislaus Clerk of the Board of Supervisors will receive access to the e-filed statement simultaneously. The Civil Grand Jury's filing official shall make the statements available for public inspection and reproduction pursuant to Government Code section 81008.

PASSED AND ADOPTED on March 27<sup>th</sup>, 2018



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Laurie Overly  
Foreperson

2017-2018 Stanislaus County Civil Grand Jury

**STANISLAUS COUNTY CIVIL GRAND JURY  
CONFLICT OF INTEREST CODE**

**APPENDIX A**

The following is a listing of those positions that are required to submit Statements of Economic Interests pursuant to the Political Reform Act:

<u>Position</u>	<u>Disclosure Category</u>
Member of Grand Jury	Category 1
Consultant	Category 2

**Newly Created Positions:**

A newly created position that makes or participates in the making of decisions that may foreseeably have a material effect on any financial interest of the position-holder, and which specific position title is not yet listed in this conflict of interest code is included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code, subject to the following limitation: The Civil Grand Jury may determine in writing that a particular newly created position, 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 broadest disclosure requirements, but instead must comply with more tailored disclosure requirements specific to that newly created position. Such written determination shall include a description of the newly created position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Civil Grand Jury'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. (Gov. Code § 81008.)

As soon as the Civil Grand Jury has a newly created position that must file statements of economic interests, the Civil Grand Jury's filing official shall contact the County of Stanislaus Clerk of the Board of Supervisors to notify it of the new position title to be added in the County's electronic Form 700 record management system. Upon this notification, the Clerk's office shall enter the actual position title of the newly created position into the County's Electronic Form 700 record management system and the Civil Grand Jury's filing official shall ensure that the name of any individual(s) holding the newly created position is entered under that position title in the County's Electronic Form 700 record management system.

Additionally, within 90 days of the creation of a newly created position that must file statements of economic interests, the Civil Grand Jury shall update this conflict-of-interest code to add the actual position title in its list of designated positions, and submit the amended conflict of interest code to the County of Stanislaus Office of the County Counsel for code-reviewing body approval by the County Board of Supervisors. (Gov. Code § 87306.)

# STANISLAUS COUNTY CIVIL GRAND JURY CONFLICT OF INTEREST CODE

## APPENDIX B

### Disclosure Categories

- Category 1: (a) all investments in companies which have done business within the County of Stanislaus (hereinafter, "County") in the previous two years; (b) business positions in business entities which have done business within the County of Stanislaus in the previous two years; (c) income from business sources which have done business within the County in the previous two years; (d) income in the previous two years from contractors of, or employees of, (i) the County, (ii) cities within the County, (iii) special districts within the County, (iv) joint power agencies located within the County, (v) redevelopment successor agencies located within the County, (vi) housing authorities located within the County (vii) the Stanislaus County Local Agency Formation Commission, and (viii) nonprofit corporations established by or operated on behalf of a local public entity within the County; and (e) all interests in real property within the County.
- Category 2: Consultants, as defined for purposes of the Political Reform Act, shall disclose pursuant to the broadest disclosure category in the Civil Grand Jury's conflict of interest code subject to the following limitation: The Civil Grand Jury 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 comply fully with the disclosure requirements of the broadest disclosure category, but instead must comply with more tailored disclosure requirements specific to that consultant. Such a determination shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection in the same manner and location as this conflict of interest code.