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### RESOLUTION NO. 2024-03

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE

COACHELLA VALLEY RESOURCE CONSERVATION

DISTRICT AMENDING THE DISTRICT'S CONFLICT OF

INTEREST CODE PURSUANT TO THE POLITCAL 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 provision elating to conflicts of interest which potentially affect all officers, employees and consultants of the Coachella Valley Resource Conservation District ("District") and requires all public agencies to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the Board of Directors adopted a Conflict of Interest Code (the "Code") on February 17<sup>th</sup>, 2016; and

WHEREAS, subsequent changed circumstances within the District have made it advisable and necessary pursuant to Section 87306 and 87307 of the Act to amend and update the District's Code; and

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in the District being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

WHEREAS, a public meeting was held upon the proposed amended Code at a regular meeting of the Board of Directors of the District on August 21, 2024, at which all present were given an opportunity to be heard on the proposed amended Code; and

WHEREAS, section 82011 of the California Government Code requires that the reviewing body for agencies located entirely within the county shall be the County Board of Supervisors.

BE IT RESOLVED AND ORDERED by the Board of Directors of the Coachella Valley Resource Conservation District as follows: SECTION 1. The Board of Directors does hereby adopt the proposed amended Conflict of Interest Code, a copy of which is attached hereto (Exhibit A) and shall be on file with the Coachella Valley Resource Conservation District and available to the public for inspection and copying during regular business hours. SECTION 2. The said amended Code is adopted pursuant to the provisions and in accordance with the requirements of section 87300, et seq., of the California Government Code. SECTION 3. The said amended Code shall become effective immediately upon approval by the Riverside County Board of Supervisors. PASSED AND ADOPTED by the Board of the Coachella Valley Resource Conservation District this 21st day of August 2024. 

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2	Board President, Ruben Arias Coachella Valley Resource Conservation District  ATTEST:
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6	DISTRICT SECRETARY
7 8	BY:   WONNE FRANCO  Coachella Valley Resource Conservation District
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14	APPROVED AS TO FORM;
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16	MINH C. TRAN, County Counsel
17	BY Three
18	BY: Melissa R. Cushman, Deputy County Counsel
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#### Exhibit A

# Coachella Valley Resource Conservation District Conflict of Interest Code (2016 2024)

The Political Reform Act (Gov. Code § 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal. Code of Regs. § 18730) that contains the terms of a standard conflict of interest code which can be incorporated by reference in an agency's code. After public notice and hearing Section 18730 may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform 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. This incorporation page, Regulation Section 18730, and the attached Appendices designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the Coachella Valley Resource Conservation District ("District").

All Officials and designated positions required to submit a statement of economic interests shall file their statements with the District Manager as the District's Filing Officer. The District Manager shall make and retain a copy of all statements filed by Members of the Board of Directors and the District Manager, and forward the originals of such statements to the Clerk of the Riverside County Board of Supervisors. The District Manager shall retain the originals of the statements of all other officials and designated positions and will make all retained statements available for public inspection and reproduction during regular business hours. (Gov. Code §Section 81008.)

Adopted by the Board of Directors this 17th day of February, 2016.

## Appendix A:

# Designated Positions Governed by the Conflict of Interest Code

-- Members of the Board of Directors

-- District Manager

--Legal Counsel

-- Financial Consultants1

Assigned Disclosure Categories

1, 2, 3, 4, 5, 6, 7

1, 2, 3, 4, 5, 6, 7

1, 2, 3, 4, 5, 6, 7

1, 2, 3

<sup>&</sup>lt;sup>1</sup> Consultants shall disclose to the broadest category in the Code subject to the following limitations: The District Manager may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements described in this section. Such written determination shall include a description of the consultant duties and based upon the description, a statement of the extent of disclosure requirements. The District Manager's determination shall be made a public record and shall be retained for inspection in the same manner and location as other disclosures.

#### Appendix B:

#### **Disclosure Categories**

The disclosure categories listed below identify the types of economic interest that the designated position must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in, and sources of income (including gifts, loans and travel payments) from, all business entities that do business or own real property in Riverside County, plan to do business or own real property in Riverside County within the next year or have done business or owned real property in the County within the past two (2) years. All investment and business positions in business entities, and sources of income, including gifts, loans and travel payments, that are located in, that do business in, or own real property within the jurisdiction of the District.

<u>Category 2:</u> All interests in real property, which is located in whole or in part within, or not more than two (2) miles outside, the boundaries of Riverside County. All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the jurisdiction of the District.

Category 3: All investments in, and sources of income (including gifts, loans and travel payments) from, business entities that are engaged in land development, construction or the acquisition or sale of real property in Riverside County, plan to engage in such activities in the County within the next year or have engaged in such activities in the County within the past two (2) years. All investments and business positions in business entities, and sources of income, including gifts, loans, and travel payments, that are engaged in land development, construction or the acquisition or sale of real property within the jurisdiction of the District.

Category 4: All investments and business positions in, and sources of income (including gifts, loans and travel payments) from, business that are banking, savings and loan or other financial institutions. All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the District.

Category 5: All investments and business positions in, and sources of income (including gifts, loans and travel payments) from, business entities that provide services, supplies, materials, machinery or equipment of a type purchased or leased by the District. All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments, that provide services, products,

materials, machinery, vehicles or equipment of a type purchased or leased by the designated position's department, unit or division

Category 6: All investments and business positions in, and sources of income (including gifts, loans and travel payments) from, business entities that provide service, supplies, materials, machinery or equipment of a type used or administered or proposed to be acquired by, leased by, used by or administered by the designated employee's department or reviewed, commented upon or recommended by the designated member's Board, Commission, Committee or Council.

Category 7: All investments and business positions in, and sources of income (including gifts, loans and travel payments) from, business entities subject to review regulation, permitting or licensing authority of the designated employee's department, or designated member's Board, Commission, Committee or Council or which will be subject to such authority within the next year or have been subject to such authority within the past two (2) years.