

Recording Requested by:
Marc Regelbrugge

When recorded, mail copy to:

Golden West Community Services District
P.O. Box 448
El Dorado, CA 95623

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Resolution 2022-06

Repealing Resolution 16-09 and adopting an amended Conflict of Interest Code

GOLDEN WEST COMMUNITY SERVICES DISTRICT

WHEREAS, The Political Reform Act, Government Code §81000 et seq., requires state and local government agencies to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the District Conflict of Interest Code adopted pursuant to Resolution 16.09 no longer adequately represents the District's needs; and

WHEREAS, Government Code Sections 61045(f) and (g) require the District Board of Directors to adopt Rules and Procedures for the conduct of its business; and

WHEREAS, District Resolution 14-03 adopted a Board Rules and Procedures Policy; and

WHEREAS, District Resolution 16-09 adopted Amendment 2 of said Board Rules and Procedures Policy, comprising Chapter 3 – Conflict of Interest Code;

NOW THEREFORE BE IT RESOLVED that Resolution 16-09 be repealed; and

BE IT FURTHER RESOLVED that Attachment 1 hereto be adopted as Amendment 3 of the Board Rules and Procedures Policy, comprising Chapter 3 – Conflict of Interest Code.

PASSED AND ADOPTED this 29th day of November 2022 by a majority vote of the members of the Board, as follows:

AYES: 5 *ATKINSON, HEILMAN, KEEBLER, REGELBRUGGE, WILLIAMS*

NOES: 0

ABSTAIN: 0

ABSENT: —

By: *Marc Regelbrugge*
President, Board of Directors
Golden West Community Services District

Attest: *Carrie Helman*
Secretary, Board of Directors
Golden West Community Services District

Attachment 1
GWCS D Rules and Procedures Policy Amendment 3

CHAPTER 3. CONFLICT OF INTEREST CODE

Section 1. Scope

This Chapter constitutes the Conflict of Interest Code of the Golden West Community Services District.

The terms of 2 California Code of Regulations 18730 and any amendment to it duly adopted by the FPPC are hereby incorporated herein by this reference and along with the List of Designated positions and Disclosure Categories set forth below constitute the conflict of interest of the Golden West Community Services District. This conflict of interest code supersedes all prior codes, which are hereby rescinded.

Section 2. LIST OF DESIGNATED POSITIONS AND DISCLOSURE CATEGORIES

The designated employees or others who participate in the governance of the Golden West Community Services District, who have been determined to make or participate in making decisions that may foreseeably have a material effect on an economic interest, are:

Members of the Board of Directors

General Manager

Consultants

The disclosure category for the designated positions is: all interest in real property in the district, and all investments, business positions and income (including gifts, loans and travel payments) from sources that provide goods, equipment, vehicles, machinery or services of the type utilized by the Golden West Community Services District.

Consultants are those persons defined in Title 2, California Code of Regulations 18701 (a) (2) who contract with the district to provide services. The General Manager may determine in writing that a particular consultant, although occupying a designated position, is hired to perform a range of duties that is limited in scope and this is not required to comply fully with the disclosure requirements described in this code. Such determination shall include a description of the consultant's duties and, based upon the description, a statement of the extent of disclosure requirements. The general manager'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. Consultant means any individual who, pursuant to a contract with a state or local government agency:

- a. Makes a governmental decision whether to:
 - i. Approve a rate, rule or regulation
 - ii. Adopt or enforce a law
 - iii. Issue, deny, suspend or revoke any permit, license, application, certificate, approval, order or similar authorization or entitlement
 - iv. Authorize the agency to enter into, modify or renew a contract provided it is the type of contract that requires agency approval
 - v. Grant agency approval to a contract that requires agency approval and to which the agency is a part, or to the specification for such a contract
 - vi. Grant agency approval to a plan, design, report, study, or similar item
 - vii. Adopt or grant agency approval of policies, standards, or guidelines for the agency or for any subdivision thereof, or
- b. Serves in a staff capacity with the agency and in that capacity participates in making a governmental decision as define in Regulation 18702.2 or performs the same of substantially all the same duties for the agency that would otherwise be performed by an individual holding a position specified in the agency’s Conflict of Interest Code under GC 87302.

Section 3. STATEMENTS OF ECONOMIC INTEREST – FILING AND INSPECTION

Designated employees shall file their original signed statements of economics interests with the Golden West Community Services District and the El Dorado County Department of Elections. These statements are public records and will be made available for public inspection and reproduction upon request and at a mutually agreed upon time and place.

Section 4. ADOPTION

The above local conflict of interest code was adopted by the Board of Directors of the Golden West Community Services District at a Regular Meeting of the Board held on the 29th day of November, 2022.