

RESOLUTION 2023-28

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BEAUMONT-CHERRY VALLEY WATER DISTRICT ADOPTING AN AMENDMENT TO THE DISTRICT'S CONFLICT OF INTEREST CODE

WHEREAS, the Political Reform Act ("Act"), Government Code Section 81000 et seq., requires state and local government agencies to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the Fair Political Practices Commission (FPPC) has adopted a regulation: 2 Cal. Code of Regulations, Section 18730, the terms of which are incorporated herein by reference, and which may be amended by the Fair Political Practices Commission after public notice and hearings to confirm amendments to the Political Reform Act; and

WHEREAS, the Board of Directors of the Beaumont-Cherry Valley Water District (District) has previously adopted the standard Conflict of Interest Code and designated those officers and employees of the District who shall be required to disclose financial interests pursuant to the disclosure categories; and

WHEREAS, the Board desires to amend the District's Conflict of Interest Code for the purpose of updating the Appendix A, attached hereto, to reflect organizational changes of the District,

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Beaumont-Cherry Valley Water District:

1. The Board of Directors hereby adopts the amended Appendix A of Designated Filers to the Conflict of Interest Code of the Beaumont-Cherry Valley Water District.
2. This amendment to the Conflict of Interest Code is attached hereto as Exhibit "A" to this Resolution.
3. This amendment to the Conflict of Interest Code shall not be effective until it has been approved by the code reviewing body, namely, the Fair Political Practices Commission, and the effective date of this amendment shall be the date fixed by the Fair Political Practices Commission.
4. The Recording Secretary of the District and/or their designee is authorized as the District's Filing Officer and directed to file with the Fair Political Practices Commission a copy of the amended Appendix A of Designated Filers and officials who manage public investments and such other information as may be required by the Fair Political Practices Commission.
5. The Recording Secretary of the District and/or their designee is ordered and directed to file the Amended Conflict of Interest Code in the office of the District and to retain same as part of the District's usual record keeping process.
6. This Code has the force and effect of law. Designated Filers violating any provision of this Code are subject to the administrative, criminal, and civil

sanctions provided in the Political Reform Act, as it may be amended from time to time.

7. Copies of the Amended Conflict of Interest Code shall be made available for public inspection by the District's staff during all regular office hours of the District.

ADOPTED this 11 day of October, 2023, by the following vote:

AYES: Hoffman, Covington, Slawson, Williams, Ramirez

NOES:

ABSTAIN:

ABSENT:



Director David Hoffman, President of the
Board of Directors of the
Beaumont-Cherry Valley Water District

ATTEST:



Director Daniel Slawson, Secretary to the
Board of Directors of the
Beaumont-Cherry Valley Water District

Attachments:

Exhibit A – Conflict of Interest Code

Appendix A – Designated Filers

BEAUMONT-CHERRY VALLEY WATER DISTRICT CONFLICT OF INTEREST CODE

The Political Reform Act (Government Code Section 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 California Code of Regulations Section 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, the standard code 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 regulation and the attached Appendices, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the **Beaumont-Cherry Valley Water District (District)**.

Individuals holding designated positions shall file their statements of economic interests with the **District**, which will make the statements available for public inspection and reproduction. (Gov. Code Sec. 81008.) All statements will be retained by the **District**.

**BEAUMONT-CHERRY VALLEY WATER DISTRICT
CONFLICT OF INTEREST CODE**

**APPENDIX A
DESIGNATED POSITIONS**

Designated Position	Assigned Disclosure Category
Board of Directors	1, 2, 4
General Manager	1, 2, 4
Legal Counsel	2, 4
Director of Operations	1, 2, 4
Water Utility Superintendent	3
Water Utility Supervisor	3
Water Production Supervisor	3
<u>Cross Connection / Non-Potable Water Supervisor</u>	2, 3, 4
Director of Engineering	1, 2
Senior Civil Engineer	1, 2
Director of Finance and Administration /Treasurer	2, 3, 4
<u>Assistant Director of Finance and Administration</u>	2, 3, 4
Finance Manager	3
<u>Human Resources Manager</u>	2, 3, 4
Senior Management Analyst	2, 4
Customer Service Supervisor	2, 4
Director of Information Technology	3
<u>Executive Assistant</u>	2, 3, 4
<u>Management Analyst II</u>	2, 3, 4

Note: The Legal Counsel position is filled by an outside consultant who acts in a staff capacity.

Consultants/New Positions*

*Consultants/New Positions shall be 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 General Manager may determine in writing that a particular consultant/new position, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure

requirements in this section. Such written determination shall include a description of the consultant/new position's duties and, based upon that 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 (Gov. Code Section 81008).

**BEAUMONT-CHERRY VALLEY WATER DISTRICT
CONFLICT OF INTEREST CODE**

**APPENDIX B
DISCLOSURE CATEGORIES**

Individuals holding designated positions must report financial interests in accordance with the assigned disclosure categories.

Category 1: Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the District as well as investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide real estate services (e.g. consulting, appraisal, development, construction) of the type used by the District.

Category 2: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide services, supplies, materials, machinery, or equipment of the type utilized or funded by the District.

Category 3: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that provide services, supplies, materials, machinery, or equipment of the type utilized or funded by the employee's division or department.

Category 4: Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources, that filed a claim, or have a claim pending, against the District during the previous two years.

Sources of the type utilized or funded by the district include:

- Engineering and environmental consulting firms
- Transportation equipment and parts
- Water and soil testing products and services
- Services for energy pricing/demand, legal and labor relations
- Mapping and educational water services

(Non-inclusive list)