RESOLUTION #426

A RESOLUTION ADOPTING THE CONFLICT-OF-INTEREST CODE FOR CHESTER PUBLIC UTILITY DISTRICT

WHEREAS, the Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes; and,

WHEREAS, the Fair Political Practices Commission ["FPPC"] has adopted regulation 2 California Code of Regulations Section 18730, which contains the terms of a standard Conflict of Interest Code and can be incorporated by reference, and which will be amended by the FPPC to conform to statutory amendments of the Political Reform Act, after public notice and hearings conducted by the Fair Political Practices Commission; and,

WHEREAS, this Board of Directors wishes to adopt its agency's conflict of interest code,

Now, THEREFORE, BE IT RESOLVED by the Board of Directors as follows:

1. The terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officers and employees are designated and disclosure categories are set forth, are hereby adopted and incorporated by reference here and constitute the Conflict of Interest Code for this agency.

2. Persons holding designated positions shall file statements of economic interest Form 700, pursuant to Section 18730(b)(4) of the California Code of Regulations.

3. <u>Officials Who Manage Public Investments</u>:
It has been determined that the positions of Board Members and Managers manage public investments and will file a statement of economic interests, Form 700 pursuant to Government Code Section 87200.

4. Designated employees shall file their statements with this agency which shall make the statements available for public inspection and reproduction (Gov. Code Section 81008).

5. Failure to file the required statement in a timely fashion may result in the imposition of monetary sanctions under Government Code Section 91013(a).

6. This resolution replaces any previous conflict of interest resolution adopted by the Chester Public Utility District.

The foregoing resolution was duly passed and adopted by the Board of Directors of the Chester Public Utility District at a regular meeting of said board held on November 8, 2022 by the following vote:

AYES: Kim Green, Steve Voboril, Steve Graffweg, Royce Raker and Art Tharpe.

NOES: none

ABSTAIN: none

ABSENT: none

Steve Voboril,
Chairperson, Board of Directors

ATTEST:
Cheryl Johnson,
Clerk to the Board

Chester Utility District

Manual of Policies

POLICY TITLE: Conflict of Interest
POLICY NUMBER: 1020

1. **1020.10** The terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officers and employees are designated and disclosure categories are set forth, are hereby adopted and incorporated by reference here and constitute the Conflict of Interest Code for this agency.

2. **1020.20** Persons holding designated positions shall file statements of economic interest Form 700, pursuant to Section 18730(b)(4) of the California Code of Regulations.

3. **1020.30** Officials Who Manage Public Investments:
It has been determined that the positions of Board Members and Managers manage public investments and will file a statement of economic interests, Form 700 pursuant to Government Code Section 87200.

4. **1020.40** Designated employees shall file their statements with this agency which shall make the statements available for public inspection and reproduction (Gov. Code Section 81008).

5. Failure to file the required statement in a timely fashion may result in the imposition of monetary sanctions under Government Code Section 91013(a).

APPENDIX
POSITION ALLOCATION LIST PART 1

Designated Positions	Assigned Disclosure Category
5 Board Members	1
1 General Manager	1
1 Chief	1
1 Office Manager	1
1 Fire Captain	1
1 Utility Operations Manger	1
1 District Engineer (Consultant)	1

DISCLOSURE CATEGORIES PART 2

Category 1

Designated employees assigned to this category must report:

(a) All interests in real properly;

(b) Investments and business positions in business entities or income from sources which engage in the acquisition or disposal of real property within the jurisdiction; and

(c) Investments and business positions in any business entity or income from any source which: (l) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the District. or (2) which manufacture, sell or provide supplies, materials, books, machinery, services or equipment of the type utilized by the District.

Category 2

Consultants shall disclose all sources of income, interests in real property and investments and business positions in business entities.

The Manager of the District 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 fully comply with disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement to the extent of disclosure requirements. Such determination shall be a public record.

2022 Local Agency Biennial Notice

Name of Agency: Chester Public Utility District

Mailing Address: PO Box 503 Chester, CA. 96020

Contact Person: Cheryl Johnson Phone No. 530-258-2171

Email: cheryl.cpud@frontier.com Alternate Email: _____

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 includes disclosure by those 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:**

(Check 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)* reduce to only 1 engineer/consultant

☐ **The code is currently under review by the code reviewing body.**

☐ **No amendment is required.** (If your code is over five years old, amendments may be necessary.)

Verification (to be completed if no amendment is required)

This agency's code accurately designates all positions that make or participate in the making of governmental decisions. The disclosure assigned to those positions accurately requires that 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 designated positions are reported. The code includes all other provisions required by Government Code Section 87302.

Cheryl E. Johnson
Signature of Chief Executive Officer

11-11-2022
Date

All agencies must complete and return this notice regardless of how recently your code was approved or amended. Please return this notice no later than **October 3, 2022**, or by the date specified by your agency, if earlier, to:

520 Main Street, Room 302, Quincy, CA 95971

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.