

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

* * * * *

RESOLUTION AMENDING THE COUNTY OF SAN MATEO'S CONFLICT-OF-INTEREST CODE AS IT PERTAINS TO MEMBERS OF COUNTY BOARDS AND COMMISSIONS

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, the Political Reform Act of 1974 requires every public agency to adopt and promulgate a Conflict of Interest Code, designating employees who must file annual conflict of interest statements and said agencies shall review their Conflict of Interest Codes every two years to determine if amendments are required; and

WHEREAS, the Board must amend the County's Conflict of Interest code to address changed circumstances such as when new positions have been added or eliminated or the duties of positions have changed; and

WHEREAS, this Board has concluded that certain previously designated Boards and Commission members should no longer be listed as designated employees; and

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED:

1. The amended Conflict of Interest Code for San Mateo County as it pertains to Boards and Commissions as set forth in Attachment B is hereby adopted.
2. This amendment is effective January 1, 2007 for the purposes of the determining who must complete a Form 700 for the 2007 calendar year.

3. Each designated employee that is a member of a Board and Commission as set forth in attachment B shall file all annual statements of economic interest with the Clerk of the Board. The Clerk of the Board shall make and retain a copy and forward the original to the County Clerk.

* * * * *

SAN MATEO COUNTY BOARDS AND COMMISSIONS CONFLICT OF INTEREST CODE

The purposes of this Conflict of Interest Code are to provide for the disclosure of investments, real property, income and business positions of designated members of San Mateo County Boards and Commissions that may be materially affected by their official actions and to provide for the disqualification of designated officials from participation in decisions in which they may have a financial interest.

Background

The Political Reform Act of 1974 (Government Code Sections 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, California Code of Regulations Section 18730, which contains the terms of a standard conflict of interest code. This regulation and any amendments thereto may be incorporated by reference by local agencies and, together with the designation of employees and disclosure categories, meets the requirements of the Political Reform Act.

Adoption of Conflict of Interest Code

The terms of Title 2 California Code of Regulations Section 18730 are hereby incorporated by reference and, along with the attached Appendix in which officials are designated and disclosure categories are set forth, constitute the Conflict of Interest Code of the San Mateo County Boards and Commissions.

Pursuant to the Political Reform Act and its regulations, all designated officers shall file statements of economic interests with the San Mateo County Clerk, which shall be the filing officer. The San Mateo County Board of Supervisors shall be the code reviewing body.

Subsequent amendments to Title 2 California Code of Regulations Section 18730 duly adopted by the Fair Political Practices Commission, after public notice and hearings, are also incorporated by reference unless the San Mateo County Board of Supervisors, within 90 days after the date on which an amendment to Section 18730 becomes effective, adopts a resolution providing that the amendment is not to be incorporated into this Code.

**SAN MATEO COUNTY BOARDS AND COMMISSIONS
CONFLICT OF INTEREST CODE**

List of Designated Members and Officers/ Description of Financial Disclosure Categories

Each person holding any position listed below must file statements[†] disclosing the kinds of financial interest shown. Statements must be filed at the times and on the forms prescribed by law. Failure to file statements on time may result in penalties including but not limited to late fines.

<u>Designated</u>	<u>Disclosure Category</u>	<u>Filing Official</u>
Assessment Appeals Board Members And Alternate Members	1, 2, 3, 4	Clerk of the San Mateo County Board of Supervisors
Board of Building Permit Appeals Members And Alternate Members	1, 2, 3, 4	Director of Building and Planning
Design Review Committee Members And Alternate Members	1, 2, 3, 4	Director of Building and Planning
Licensing Board Members And Alternate Members	1, 2, 3, 4	Director of Building and Planning
Investment Advisory Committee Members And Alternate Members	1, 2, 3, 4	County Treasurer
San Mateo County Civil Service Commission Members And Alternate Members	1, 2, 3, 4	Director of Human Resources
San Mateo County Parks and Recreation Commission Members And Alternate Members	1, 2, 3, 4	Director of Parks and Recreation
San Mateo County Workforce Investment Board Members And Alternate Members	1, 2, 3, 4	Director of the Human Services Agency
TANF Planning Council Members and Alternate Members	1, 2, 3, 4	Chief Probation Officer
Hearing Officers*	1, 2, 3, 4	Department, Agency or Division Director

[†]Each filer shall file his or her financial statement with the Filing Officials listed above.

*Each Department, Division or Agency after consultation with the County Counsel, shall review the duties and authority of all hearing officers retained by the above listed Boards and Commissions. Those consultants who, within the meaning of Code of Regulations 18700 (a)(2) are required to file statements of economic interests, shall do so. During each calendar year, the Boards and Commissions shall maintain a list of such consultants for public inspection in the same manner and location as this Conflict of Interest Code. Nothing herein excuses any consultant from any other provision of the Conflict of Interest Code, specifically those dealing with disqualification.

Disclosure Categories

Category 1. A designated official or employee assigned to Category 1 is required to disclose direct or indirect investments in any business entity that may foreseeably be affected materially by any decision made or participated in by the designated official or employee by virtue of his or her position.

Category 2. A designated official or employee assigned to Category 2 is required to disclose interests in any real property that may foreseeably be affected materially by any decision made or participated in by the designated official or employee by virtue of his or her position.

Category 3. A designated official or employee assigned to Category 3 is required to disclose any source of income that may foreseeably be affected materially by any decision made or participated in by the designated official or employee by virtue of his or her position.

Category 4. A designated official or employee assigned to Category 4 is required to disclose any business entity in which the designated official or employee is a director, officer, partner, trustee, employee or holds any position of management that may foreseeably be affected materially by any decision made or participated in by the designated official or employee by virtue of his or her position.