

RESOLUTION NO. 165
FRESNO LOCAL AGENCY FORMATION COMMISSION
FRESNO COUNTY, CALIFORNIA

BIENNIAL REVIEW OF CONFLICT)	APPROVE AMENDMENT TO
OF INTEREST CODE AND AMENDING)	POLICIES, STANDARDS, AND
LAFCO'S POLICIES, STANDARDS,)	PROCEDURES SECTION 525
AND PROCEDURES, SECTION 525)	"CONFLICT OF INTEREST CODE"
"CONFLICT OF INTEREST CODE")	

WHEREAS, this Commission adopted its Policies, Standards, and Procedures on April 3, 1986; and

WHEREAS, Government Code Section 87306.5 was added to the Political Reform Act in 1990, requiring each local government agency to review its "Conflict of Interest Code" biennially and to either amend the code if necessary, or report to its Code Reviewing Body that the Code is not in need of amendment; and

WHEREAS, this Commission on occasion reviews its Policies, Standards, and Procedures, considering and periodically approving amendments, revisions, additions, or deletions, when necessary; and

WHEREAS, on September 14, 2016, the Commission held a public hearing to consider proposed amendments to LAFCo's Policies, Standards and Procedures to amend Section 525, "Conflict of Interest Code;" and

WHEREAS, the Executive Officer gave notice of the proposed amendments as prescribed by State Law; and

WHEREAS, at said hearing the Commission considered LAFCo Counsel's report and public testimony.

NOW, THEREFORE, BE IT RESOLVED that the Fresno Local Agency Formation Commission does hereby determine and order as follows:

Section #1. This Commission approves the non-substantive amendments to the LAFCo Conflict of Interest Code as shown on Exhibit "A."

Section #2. The Executive Officer is hereby authorized and directed to mail certified copies of this Resolution as provided in Government Code Section 56882, as required by State law.

ADOPTED THIS 14TH DAY OF SEPTEMBER, 2016, BY THE FOLLOWING VOTE:

AYES: COMMISSIONERS PARRA, SANTOYO, SILVA, PEREA, PACHECO

NOES:

ABSENT:

**STATE OF CALIFORNIA)
COUNTY OF FRESNO)**

CERTIFICATION

I, David Fey, Executive Officer of the Fresno Local Agency Formation Commission, Fresno County, State of California, hereby certify that the foregoing resolution was adopted by the Commission on the 14th day of September, 2016.



David E. Fey, AICP, Executive Officer
Fresno Local Agency Formation Commission

**Exhibit A
(Current Policy)**

**CONFLICT OF INTEREST CODE FOR THE
FRESNO LOCAL AGENCY FORMATION COMMISSION**

SECTION – 525

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 Cal. Code of Regs. Section 18730) that contains the terms of a standard conflict-of-interest code and may 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 duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices designating positions and establishing disclosure requirements shall constitute the conflict-of-interest code of the Fresno Local Agency Formation Commission ("LAFCo").

Individuals holding designated positions shall file their statements with the LAFCo, which will retain the statements and make the statements available for public inspection and reproduction. (Gov. Code Section 81008.) Upon receipt of the statements for the Commissioners, Alternate Commissioners, and Executive Officer, the LAFCo shall make and retain a copy and forward the original of these statements to the Clerk to the County Board of Supervisors. LAFCo shall retain originals of all other statements at its office.

The provisions of all Conflict of Interest Codes and amendments thereto previously adopted by the Agency are hereby superseded.

Revised: August 26, 1998
 August 23, 2000
 September 13, 2006
 August 8, 2012

**APPENDIX A
DESIGNATED POSITIONS**

<u>Designated Positions</u>	<u>Disclosure Categories</u>
• Commissioners	1
• Alternate Commissioners	1
• Executive Officer	1
• Deputy Executive Officer	1
• LAFCo Clerk	1
• LAFCo Staff Analyst	42
• LAFCo Counsel	1
• Consultants*	1

- * Consultants shall be included in the list of designated positions and shall disclose pursuant to the disclosure requirements in this code subject to the following limitation:

The Executive Officer 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 in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Officer'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 Sec. 81008.)

Revised: August 23, 2000
 September 13, 2006
 August 13, 2008
 August 11, 2010
 August 8, 2012