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CONFLICT OF INTEREST CODE OF THE VALLECITOS WATER DISTRICT

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Approved and/or authorized by the
Board of Supervisors of the County of San Diego.
Meeting Date: 12/10/24 Minute Order No. 24
By: [Signature] Date: 12/12/24
Deputy Clerk of the Board Supervisors

BBK – October 2024

CONFLICT OF INTEREST CODE OF THE VALLECITOS WATER DISTRICT (Amended November 20, 2024)

1. Standard Code of FPPC

The Political Reform Act of 1974 (Gov. Code, § 81000, et seq.) requires each state and local government agency to adopt and promulgate a conflict of interest codes. The Fair Political Practices Commission (FPPC) has adopted a regulation 2 Cal. Code of Regs, Section 18730, which contains the terms of a standard conflict of interest code that can be incorporated by reference as a district's code. After public notice and hearing, Section 18730 may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

Therefore, the terms of 2 Cal. Code of Regs. Section 18730, and any amendments to it duly adopted by the Fair Political Practices Commission, are hereby incorporated by reference. This regulation (attached) and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the Conflict of Interest Code of the **Vallecitos Water District (the "District")**. This code shall take effect when approved by the San Diego County Board of Supervisors and shall thereupon supersede all prior codes adopted by the Vallecitos Water District.

3. Filing of Statements of Economic Interests

All officials and designated positions required to submit a statement of economic interests shall file their statements with the General Manager as the District's Filing Officer. The Filing Officer shall make and retain a copy of all statements filed by the General Manager and Members of the Board of Directors, and forward the originals of such statements to the Clerk of the Board of Supervisors. The Filing Officer shall retain the original statements of all other officials and designated positions and will make this Code and all retained statements available for public inspection and reproduction during regular business hours (Gov. Code § 81008).

APPENDIX
CONFLICT OF INTEREST CODE
OF THE
VALLECITOS WATER DISTRICT
(Amended November 20, 2024)

PART “A”

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

Officials who manage public investments as defined by 2 Cal. Code of Regs. §18700.3(b), are NOT subject to the District's Conflict of Interest Code but must file disclosure statements under Government Code section 87200 et seq. [Regs., §18730(b)(3)] These positions are listed here for informational purposes only.

It has been determined that the positions listed below are officials who manage public investments¹:

- Members of the Board of Directors
- General Manager
- Assistant General Manager
- Treasurer/Director of Administrative Services
- Financial Consultants

¹ Individuals holding one of the above-listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by § 87200.

DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED EMPLOYEES'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Asset Management Supervisor	5
Assistant Operations and Maintenance Manager	4
Capital Facilities Assistant Engineer	5
Capital Facilities Engineer	2, 3, 5
Capital Facilities Senior Engineer	2, 3, 5
Chief Financial Officer	1, 2
Chief Technology Officer	5
Computerized Maintenance Management System Planner (CMMS Planner) 5	
Construction Inspection Supervisor	2, 3, 5
Construction Inspector II	2, 3, 5
Construction Supervisor	2, 3, 5
Development Services Senior Engineer	2, 3, 5
District Engineer	2, 3, 5
Engineering Technician III	2, 3, 5
Finance Supervisor	5
General Counsel	1, 2
Human Resource Analyst	5
Human Resources and Risk Manager	5, 6
Maintenance Services Supervisor	5
Mechanical/Electrical Supervisor	5

Operations & Maintenance Contract Coordinator	4
Operations & Maintenance Manager	4
Principal Financial Analyst	5
Public Information Conservation Supervisor	5
Senior Purchasing Specialist	4
Wastewater Collection Systems Supervisor	5
Wastewater Treatment Plant Supervisor	5
Water System Supervisor	5

Consultants and New Positions²

² Individuals serving as a consultant as defined in FPPC Reg 18700.3 or in a new position created since this Code was last approved that makes or participates in making decisions must file under the broadest disclosure set forth in this Code subject to the following limitation:

The General Manager may determine that, due to the range of duties or contractual obligations, it is more appropriate to assign a limited disclosure requirement. A clear explanation of the duties and a statement of the extent of the disclosure requirements must be in a written document. (Gov. Code Sec. 82019; FPPC Regulations 18219 and 18734.). 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 Sec. 81008.)

PART “B”

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of economic interests that the designated position must disclose for each disclosure category to which the designated is assigned.³ “Investment” means financial interest in any business entity (including a consulting business or other independent contracting business) and are reportable if they are either located in, doing business in, planning to do business in, or have done business during the previous two years in the jurisdiction of the District.

Category 1: All investments and business positions in business entities, and sources of income located in, that do business in or own real property within the jurisdiction of the District.

Category 2: All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the jurisdiction of the District, including any leasehold, beneficial or ownership interest or option to acquire property.

Category 3: All investments and business positions in, and sources of income from, business entities that are engaged in land development, construction, or the acquisition or sale of real property within the jurisdiction of the District.

Category 4: All investments and business positions in, and sources of income from business entities, including gifts, loans and travel payments, that provide services, products, supplies, materials, machinery, vehicles or equipment of the type purchased or leased by the District.

Category 5: All investments and business positions in, and sources of income from business entities, including gifts, loans and travel payments, that provide services, products, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the Designated Position’s department, unit or division.

Category 6: All investments and business positions in business entities, and sources of income, including gifts, loans, and travel payments, if such entities or sources have filed claims against the agency in the past 2 years, or have a claim pending before the District.

³ This Conflict of Interest Code does not require the reporting of gifts from outside this agency’s jurisdiction if the source does not have some connection with or bearing upon the functions or duties of the position. (Reg. 18730.1)