



RESOLUTION NO. EDWPA-2-2009

OF THE BOARD OF DIRECTORS OF THE EL DORADO WATER & POWER AUTHORITY

Resolution Adopting the El Dorado Water & Power Authority Conflict of Interest Code

WHEREAS, the state Political Reform Act requires all public agencies to maintain a conflict of interest code that must be updated every two years as necessary; and

WHEREAS, this conflict of interest code includes revisions to the regulations made by the Fair Political Practices Commission; and

WHEREAS, after adoption of the code, the code must be submitted to the El Dorado County Board of Supervisors as the designated code reviewing body for approval;

NOW, THEREFORE IT IS HEREBY RESOLVED that the Board of Directors adopts, subject to approval by the Board of Supervisors, the following conflict of interest code:

CONFLICT OF INTEREST CODE EL DORADO WATER & POWER AUTHORITY

1. The Political Reform Act, Government Code section 81000, et seq. requires each state and local government agency to adopt and promulgate a Conflict of Interest Code. The Fair Political Practices Commission has adopted a regulation, 2 California Code of Regulations section 18730, which contains the terms of a standard Conflict of Interest Code. This standard Code can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings 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 herein.
2. The following designated employees of the El Dorado Water & Power Authority shall file Statements of Economic Interests:

Executive Director
Members of the Board of Directors

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3. For each designated employee, Statement of Economic Interests shall provide disclosure in all of the following categories:

All sources of income, interests in real property, and investments and business positions in business entities located in or doing business in El Dorado County.

4. For any member of the Board of Directors of the El Dorado Water & Power Authority who is also a member of the El Dorado County Board of Supervisors, the Statement of Economic Interests he or she files in the latter capacity pursuant to Government Code section 87200 shall also serve as his or her Statement of Economic Interest for this office. See 2 Cal. Code Regs. section 18730(b)(3). Any member of the Board of Directors of the El Dorado Water & Power Authority who is also a boardmember of El Dorado Irrigation District, Georgetown Divide Public Utility District, Grizzly Flats Community Services District, South Tahoe Public Utility District, or Tahoe City Public Utility District may satisfy his or her disclosure requirements under this Code as follows:

- a. File a separate and distinct Statement of Economic Interests pursuant to this Code; or
- b. In lieu of a., expand his or her Statement of Economic Interests as necessary to cover all reportable interests in both agencies' jurisdictions, and file copies of the expanded Statement pursuant to each entities' Code, provided that each copy is signed and verified by the member as if it were an original. See 2 Cal. Code Regs. section 1 8730(b)(3), fn. 1 and Gov. Code section 81004.

5. Individuals or firms contracting with the El Dorado Water & Power Authority for the provision of goods or services are not required to file Statements of Economic Interests unless the Executive Director of the El Dorado Water & Power Authority determines in writing that the contractor has been hired to perform a range of duties that falls within the scope of 2 California Code of Regulations section 18702.2. Any such written determination shall include a description of the contractor's duties and, based upon that description, a statement of the extent of economic disclosure requirements. Such determination shall be a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

BE IT FURTHER RESOLVED that this resolution shall take effect and be effective upon approval by the Board of Supervisors.

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BE IT FURTHER RESOLVED that resolution EDWPA-1-2007 and all resolutions in conflict with this Resolution are to the extent of such conflict hereby repealed as of the effective date of this resolution.

PASSED AND ADOPTED BY THE Board of Directors of the El Dorado Water & Power Authority at a regular meeting of said Board, held on February 11, 2009, by the following vote of said Board:

Ayes: Knight, Norris, Briggs, Fraser, George, Krizl, Neeley,
Nutting, Santiago, Sweeney, Wheeldon

Noes:

Abstain:

Absent: Cooper, Diekon, Osborne, Shepherd, Jones (non-voting member)

ATTEST:

By Sam Scawcroft, Deputy Clerk By Norm A. J. J.
Clerk of the Authority Chairman, Board of Directors

I CERTIFY THAT:

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE 2/20/09

ATTEST:

By Sam Scawcroft, Deputy Clerk
Clerk of the Authority