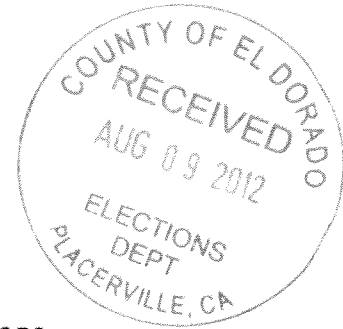


## 2012 Local Agency Biennial Notice



Name of Agency: Georgetown Divide Public Utility District  
Mailing Address: P.O. Box 4240, Georgetown, CA 95634  
Contact Person: Hank White Office Phone No: (530) 333-4356  
E-mail: hnwhite@gd-pud.org Fax No: (530) 333-9442

**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 requires disclosure by 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:**

*(Mark 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)* Update language.
- No amendment is required.**
- The code is currently under review by the code reviewing body.**

### Verification

*The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of 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 the designated positions; and the code includes all other provisions required by Government Code Section 87302.*

  
Signature of Chief Executive Officer

8/7/12  
Date

Complete this notice regardless of how recently your code was approved or amended.  
Please return this notice no later than **August 31, 2012** to:

*El Dorado County Registrar of Voters - P.O. Box 678001, Placerville CA 95667*

**RESOLUTION No.2012-16  
OF THE BOARD OF DIRECTORS OF  
THE GEORGETOWN DIVIDE PUBLIC UTILITY DISTRICT  
AMENDING ITS CONFLICT OF INTEREST CODE  
AND AUTHORIZING THE FILING THEREOF WITH THE  
EL DORADO COUNTY REGISTRAR OF VOTERS**

**WHEREAS**, Government Code § 87300, requires that every local public agency must adopt a conflict of interest code that has the force and effect of law, covering the local agency's officers, employees, and others who make, influence or participate in policy decisions that may foreseeably have a material effect upon their financial interests, as set forth in § 87302; and

**WHEREAS**, Government Code § 87306 requires that the local public agency's conflict of interest code must be amended periodically to account for changed circumstances, including but not limited to the creation of new positions within the agency, change of responsibilities or duties assigned to existing positions, and change of disclosure categories for each position; and

**WHEREAS**, Title 2 California Code of Regulations § 18730 provides that the incorporation by reference of the terms of that regulation as it may be amended from time to time by the Fair Political Practices Commission, along with an agency-specific designation of employees and formulation of disclosure categories in an appendix, shall constitute the adoption of a local conflict of interest code as required by Government Code §87300 or the amendment of a conflict of interest code as required by Government Code §87306; and

**WHEREAS**, the Georgetown Divide Public Utility District (District) adopted a Conflict of Interest Code in El Dorado County; and

**WHEREAS**, the District has reviewed its current positions, the duties assigned to each position, the current conflict of interest code including its Appendix of Designated Employees and Disclosure Categories, and determined that revisions to the current conflict of interest code are necessary and desirable; and

**WHEREAS**, the Conflict of Interest Code adopted by this resolution more accurately reflects the duties and responsibilities of each current position and the appropriate disclosure categories for each position.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS AS FOLLOWS:**

1. All those inDesignated Positions of the Georgetown Divide Public Utility District affected by the Code have been notified and received copies of the proposed amended Conflict of Interest Code.

2. Resolution 2010-12 is hereby rescinded and superseded by this Resolution 2012-16.

3. The District hereby adopts the attached Conflict of Interest Code, which includes its Appendix of Designated Employees and Disclosure Categories.

4. The Board of Directors authorizes staff to submit a certified copy of this Resolution and the Conflict of Interest Code, including the Appendix, to the El Dorado County Registrar of Voters, for review and the El Dorado County Board of Supervisors' approval in accordance with applicable Government Code and Fair Political Practices Commission regulations.

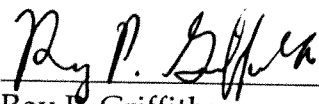
5. After approval by the County Board of Supervisors, staff is directed to maintain a current copy of the Conflict of Interest Code at the District Office, which shall be available to the public.

WHEREFORE, this Resolution is duly passed and adopted this THIRTEENTH day of NOVEMBER, 2012.

AYES: Griffiths, Krizl, McLane, Neeley and Otermat

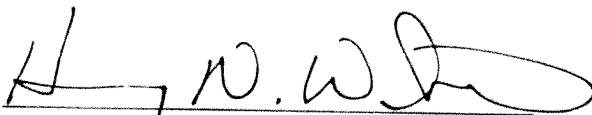
NOES: None

ABSENT: None



Ray P. Griffiths  
President, Board of Directors  
Georgetown Divide Public Utility District

Attest:



Henry N. White, Clerk and Officio  
Secretary, Board of Directors  
Georgetown Divide Public Utility District

## Georgetown Divide Public Utility District Conflict Of Interest Code

The provisions of Title 2, California Code of Regulations, section 18730, incorporated herein by this reference, and any amendments to it that may be duly adopted by the Fair Political Practices Commission, are hereby adopted as if fully set forth herein, as the Georgetown Divide Public Utility District Conflict of Interest Code in compliance with Government Code §§ 87300 et seq.

The Attached Appendix of Designated Positions and Disclosure Categories is adopted and incorporated herein as part of the Conflict of Interest Code. Part A comprises the list of Designated Positions required by Title 2, California Code of Regulations, § 18730(b)(2), with the Disclosure Category for each position. Part B is the description of each Disclosure Category required by Title 2, California Code of Regulations, § 18730(b)(3), indicating the type of economic interest that must be disclosed.

**APPENDIX OF DESIGNATED POSITIONS AND DISCLOSURE CATEGORIES**

**PART A: DESIGNATED POSITIONS**

Designated Positions.

The positions listed on this Appendix are designated positions. Individuals holding those positions are deemed to make, materially influence or participate in the making of District decisions that may foreseeably have a material effect on an economic interest of the designated individual.

Disclosure Statements.

Each designated individual shall file an annual statement disclosing that person's financial interests designated as reportable under the category of the applicable designated position.

Place and Time of Filing.

The required disclosure statements shall be filed with the El Dorado County Elections Department at the times designated by the El Dorado County Board of Supervisors and shall be public record.

DESIGNATED POSITION	DISCLOSURE CATEGORY
Member, Board of Directors	1
General Manager	1
General Counsel	1
Operations Manager	2
Business/Finance Manager	2
Consultants	3

**PART B: DISCLOSURE CATEGORIES**

**DISCLOSURE CATEGORIES**

The disclosure categories listed below identify the types of investments, business positions, sources of income, including gifts, loans or travel payments, or real property which the designated individual must disclose for each disclosure category.

Disclosure Category 1: Persons who are designated in this category must disclose all sources of income including gifts, loans or travel payments, investments in business entities and positions held in business entities located, doing business, planning to do business or having done business with or in the District; and all interests in real property located in El Dorado County.

Disclosure Category 2: Persons who are designated in this category must disclose all sources of income including gifts, loans or travel payments, investments in business entities and positions held in business entities located, doing business, planning to do business or having done business within the previous two years in the District.

Disclosure Category 3: Persons who meet the definition of consultants under the California Code of Regulations, Title 2, § 18701(a) must file a statement of economic interests. At the time the contract with the consultant is made, the General Manager shall make an initial determination whether or not the consultant meets the criteria of 2 CCR § 18702(a)(2) (quoted below). If the General Manager determines that the consultant meets the criteria, he or she shall make a written determination including a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. Such determination shall be a public record.

Under current California Code of Regulations, Title 2, § 18701(a)(2), a consultant means an individual who, pursuant to a contract with a state or local government agency,

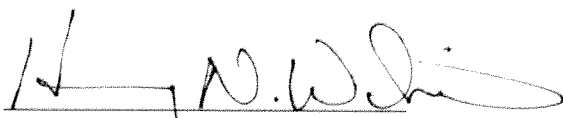
(A) Makes a governmental decision whether to:

- (i) Approve a rate, rule, or regulation;
- (ii) Adopt or enforce a law;
- (iii) Issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement;
- (iv) Authorize the agency to enter into, modify, or renew a contract provided it is the type of contract that requires agency approval;
- (v) Grant agency approval to a contract that requires agency approval and to which the agency is a party, or to the specifications for such a contract;
- (vi) Grant agency approval to a plan, design, report, study, or similar item;
- (vii) Adopt, or grant agency approval of, policies, standards, or guidelines for the agency, or for any subdivision thereof; or

(B) Serves in a staff capacity with the agency and in that capacity participates in making a governmental decision as defined in regulation 18702.2 or performs the same or substantially all the same duties for the agency that would otherwise be performed by an individual holding a position specified in the agency's Conflict of Interest Code under Government Code section 87302.

CERTIFICATION

I hereby certify that the foregoing is a full, true and correct copy of Resolution No.: 2012-16 duly and regularly adopted by the Board of Directors of the Georgetown Divide Public Utility District, County of El Dorado, State of California, on the thirteenth day of November, 2012.

A handwritten signature in black ink, appearing to read "H. N. White". The signature is written in a cursive style with a long horizontal stroke at the end.

Henry N. White, Clerk and Officio  
Secretary, Board of Directors  
Georgetown Divide Public Utility District