

AUG 21 2020

Diamond Springs/El Dorado Fire Protection District

RESOLUTION 2020-05

(Superseding and revising Resolution 2014-3)

RESOLUTION ADOPTING and REVISING THE CONFLICT OF INTEREST CODE

WHEREAS, the Political Reform Act, Government Code Sections 81000, et.seq., requires state and local government agencies to adopt and promulgate conflict of interest codes; and

WHEREAS, the Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regulations Section 18730, which contains the terms of a standard conflict of interest code which can be incorporated by reference and may be amended after public notice and hearings to conform to amendments in the Political Reform Act; and

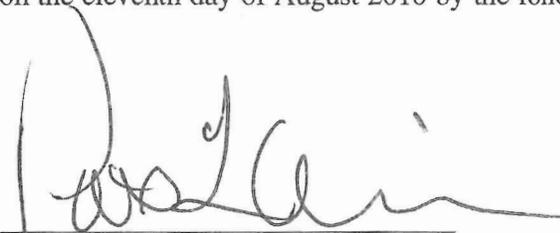
WHEREAS, this body has determined that the attached Appendix accurately sets forth those positions which should be designated and the categories of financial interests which should be made reportable;

NOW, THEREFORE, be it resolved that:

1. The terms of 2 Cal. Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference and, along with the attached Appendix in which members and employees are designated and disclosure categories are set forth, constitute the conflict of interest code of the Diamond Springs/El Dorado Fire Protection Fire District.
2. Pursuant to Section 4(A) of the standard code, designated employees shall file statement of economic interest with the District. Upon receipt of the statements from the Board of Directors and the Chief, the District shall make and retain a copy and forward the original of these statements to the El Dorado County Elections Department.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Diamond Springs/El Dorado Fire Protection Fire District held on the eleventh day of August 2010 by the following vote:

AYES: 5
NOES: 0
ABSENT: 0


Patrick Williams, Board President


Lori Tuthill, Board Secretary

APPENDIX

PUBLIC OFFICIAL'S FUNCTION/TITLE	TYPE OF BUSINESS ENTITY, BUSINESS POSITION, INVESTMENT, SOURCE OF INCOME, OR REAL PROPERTY DISCLOSABLE
Fire Chief General Chief Officers Directors or Candidates for Directors Auditor Attorneys	<ol style="list-style-type: none">1. Office Equipment and Supplies2. Building Materials and Supplies3. Medical Supplies4. Household Supplies5. Hardware supplies and tools6. Fire equipment (hose, nozzles smoke masks, etc.)7. Fire apparatus (vehicles and vehicle supplies)8. Fire Equipment maintenance (extinguishing service, Sprinklers, etc.)9. Radio equipment and repair10. Equipment and tool repair11. Newspapers and magazines12. Insurance13. Accounting14. Banks and Savings and Loans15. Construction16. Fuel (gasoline and liquid propane gas)17. Installation of hydrants18. Real property/real property development19. Firefighter clothing and supplies (turnouts, etc.)20. Engineering21. Soil Preparation, studies22. Retirement of Bond Proceedings
Engineering Consultants Architectural Consultants	<ol style="list-style-type: none">1. Real Property2. Building materials and supplies3. Soil preparation, studies4. Construction
Financial Consultants	<ol style="list-style-type: none">1. Real Property2. Banks and Savings and Loans3. Retirement of bond proceedings
E.I.R. Consultants	<ol style="list-style-type: none">1. Real Property2. Construction3. Building materials and supplies4. Soil preparation, studies5. Engineering

CONFLICT OF INTEREST CODE

Diamond Springs-El Dorado Fire Protection District

The Political Reform Act, Government Code §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. §18730, which contains the terms of a standard conflict of interest code. It can be incorporated by reference into a local conflict of interest code, and may be amended by the FPPC after public notice and hearing to conform to amendments to the Political Reform Act. Therefore the terms of 2 Cal. Code of Regs. §18730 and any amendment to it duly adopted by the FPPC are hereby incorporated herein by this reference and, along with the Appendix of Designated Positions and Disclosure Categories set forth below, constitute the conflict of interest of the (Insert District Name). This conflict of interest code supersedes all prior codes, which are hereby rescinded.

Designated employees shall file their original signed statement of economic interests with the Diamond Springs-El Dorado Fire Protection District. Statements are public records and will be made available for public inspection and reproduction during normal business hours, 8am to 5pm, Monday-Friday.

Appendix of Designated Positions and Disclosure Categories

The designated employees, who have been determined to make or participate in making decisions that may foreseeably have a material effect on an economic interest, are:

Fire Chief
General Chief Officers
Directors or Candidates for Directors
*Consultants: Auditors
 Attorneys

The disclosure category for the designated positions is: all interests in real property in the district, and all investments, business positions and income (including gifts, loans and travel payments) from sources that provide goods, equipment, vehicles, machinery or services of the type utilized by the Diamond Springs-El Dorado Fire Protection District.

*Consultants are those persons defined in Title 2, California code of Regulation, §18701(a)(2) who contract with the district to provide services. The General Manager may determine in writing that a particular consultant, although occupying 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 requirement described in this code. Such determination shall include a description of the consultant's duties and, based upon the description, a statement of the extent of disclosure requirements. 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. The definition of consultant in 2 CCR §18701(a)(2) is:

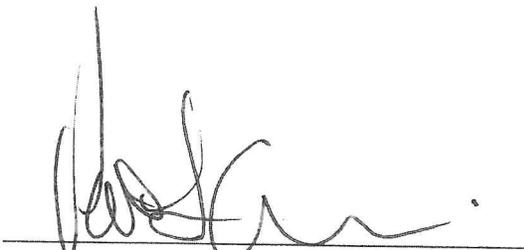
"Consultant" means any individual who, pursuant to a contract with a state or local government agency:

- (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 the agency is a party, or to the specification 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.*

The above local conflict of interest code was adopted by the board of directors of the Diamond Springs-El Dorado Fire Protection District at a regular meeting of the board held on the 11th day of August, 2020.

Aye votes: 5
No votes: 0
Absent: 0


Patrick Williams, Board President