



Napa County

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Legislation Text

File #: 22-1836, **Version:** 1

TO: Napa County Flood Control and Water Conservation District
FROM: Shana A. Bagley, Deputy District Counsel
REPORT BY: Richard Thomasser, District Manager
SUBJECT: Request to Adopt Resolution Amending District Conflict of Interest Code

RECOMMENDATION

District Counsel requests approval of the proposed amendments to the Conflict of Interest Code (Code) for the Napa County Flood Control and Water Conservation District (District).

EXECUTIVE SUMMARY

Pursuant to the Political Reform Act of 1974, local agencies are required to review their conflict of interest codes, and if changes are needed, submit an amended code to the code reviewing body for approval. Amendment of the Code is necessary due to changes in positions that should be required to file disclosure statements.

FISCAL IMPACT

Is there a Fiscal Impact?	No
Is it currently budgeted?	No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by California Code of Regulations title 14, section 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

In 1974, the voters of California approved the Political Reform Act of 1974 ("the Act," Government Code section 81000 et seq.). Among other things, the Act requires every agency to adopt and promulgate a conflict

of interest code. (Section 87300.) For this purpose, an “agency” includes any local government agency. An agency may adopt its code by incorporating by reference the model conflict of interest code set forth in California Code of Regulations, title 2, section 18730.

The Act allows codes to be amended as needed. After review, it is now necessary to further amend the Code to modify the list of Designated Employees to delete one position that has been eliminated, to add positions that are consistent with those listed currently in Napa County’s Conflict of Interest Code that exercise or directly influence the exercise of any of the powers conferred on the District; and to add the position of the District Manager as reflected in a recent amendment to the District Bylaws.

County Counsel has reviewed and considered the proposed amendments and recommends approval of the amended code.