

RESOLUTION NO. 2020 -21 - 04

**A RESOLUTION ADOPTING THE CONFLICT-OF-INTEREST CODE  
FOR GOLD MOUNTAIN COMMUNITY SERVICES DISTRICT**

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

**WHEREAS** the Fair Political Practices Commission ["FPPC"] has adopted regulation 2 California Code of Regulations Section 18730, which contains the terms of a standard Conflict of Interest Code and can be incorporated by reference, and which will be amended by the FPPC to conform to statutory amendments of the Political Reform Act, after public notice and hearings conducted by the Fair Political Practices Commission; and,

**WHEREAS**, this Board of Directors wishes to adopt its agency's conflict of interest code,

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors, Gold Mountain Community Services District, as follows:

The terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the **attached Appendix** in which officers and employees are designated and disclosure categories are set forth, are hereby adopted, and incorporated by reference here and constitute the Conflict-of-Interest Code for this agency.

Persons holding designated positions shall file statements of economic interest Form 700, pursuant to Section 18730(b)(4) of the California Code of Regulations.

**Officials Who Manage Public Investments:**

It has been determined that the positions of **Board Members** and **Managers** manage public investments and will file a statement of economic interests, Form 700 pursuant to Government Code Section 87200.

4. Designated employees shall file their statements with the Secretary of their district who shall make the statements available for public inspection and reproduction (Gov. Code Section 81008).

5. Failure to file the required statement in a timely fashion may result in the imposition of monetary sanctions under Government Code Section 91013(a).

The foregoing resolution was duly passed and adopted by the Board of Directors of the Gold Mountain Community Services District, at a regular meeting of said board held on 11 December 2020, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

---

CHAIRPERSON, Board of Directors

**ATTEST:**

---

SECRETARY

DRAFT

**APPENDIX**  
**CONFLICT OF INTEREST CODE**  
**OF THE**  
**GOLD MOUNTAIN COMMUNITY SERVICES DISTRICT**  
**(Amended December 2020)**  
**EXHIBIT "A"**

**OFFICIALS WHO MANAGE PUBLIC INVESTMENTS**

District Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18701(b), are NOT subject to the District's Code, but are subject to the disclosure requirements of the Act. (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 investments<sup>1</sup>:

- Members of the Board Directors
- General Manager/ Treasurer

---

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

## POSITION ALLOCATION LIST – PART 1

### DESIGNATED POSITIONS

### ASSIGNED DISCLOSURE CATEGORIES

- |                                  |      |
|----------------------------------|------|
| • General Counsel                | 1, 2 |
| • General Manager                | 6    |
| • Manager, Office Administration | 5    |

## DISCLOSURE CATEGORIES – PART 2

### Category 1

Designated employees assigned to this category must report:

- (a) All interests in real property.
- (b) Investments and business positions in business entities or income from sources which engage in the acquisition or disposal of real property within the jurisdiction; and
- (c) Investments and business positions in any business entity or income from any source which: ( 1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the District, or (2) which manufacture, sell, or provide supplies, materials, books, machinery, services or equipment of the type utilized by the District.

### Category 2

Consultants shall disclose all sources of income, interests in real property and investments and business positions in business entities.

The Manager of the District may determine, in writing, that a particular consultant, although a "designated position", is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement to the extent of disclosure requirements. Such determination shall be a public record.

# EXHIBIT "B"

## DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of investments, business entities, sources of income, including gifts, loans and travel payments, or real property which the Designated Employee must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in business entities, and sources of income, which are located in, 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.

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 that are banking, savings and loan, or other financial institutions.

Category 5: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery, vehicles, or equipment of a type purchased or leased by the District.

Category 6: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery, vehicles, or equipment of a type purchased or leased by the Designated Employee's Department.