

SEP 18 2017

NEVADA COUNTY
BOARD OF SUPERVISORS

Grass Valley School District

Resolution #17-07

**RESOLUTION OF THE GRASS VALLEY SCHOOL DISTRICT ADOPTING AND
INCORPORATING BY REFERENCE THE FAIR POLITICAL PRACTICES COMMISSION'S
STANDARD MODEL CONFLICT OF INTEREST CODE AS SET FORTH IN 2
CALIFORNIA CODE OF REGULATIONS, SECTION 18730**

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 has adopted a regulation, 2 California Code of Regulations Section 18730, which contains the terms of a standard model Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Reform Act after public notice and hearings conducted by the Fair Political Practices Commission.

NOW THEREFORE, BE IT RESOLVED BY THE GRASS VALLEY SCHOOL DISTRICT OF THE COUNTY OF NEVADA AS FOLLOWS:

I

That 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 adopted and incorporated by reference and constitute the Conflict of Interest Code for the Grass Valley School District.

II

That the designated employees who are required to file financial disclosure statements are: **Governing Board Members, District Superintendent, Assistant Superintendent, Director of Special Education, Business Manager, Purchasing Technician, Supervisor of Food Services, and the Director of Maintenance and Operations.**

III

All employees designated above shall file statements of economic interest with the District. The District will retain a copy and forward the original to the Clerk of the Board of Supervisors of the statements for the designated positions. The District shall retain all original statements for all other designated employees.

IV

That the disclosures, which are required of the designated employees, are the following:

- a. Interests in real property which are located in whole or in part: (1) within the boundaries of the District, (2) within two miles of the boundaries of the District, or (3) within two miles of any land owned or used by the District, including any leasehold, beneficial or ownership interest or option to acquire such interest in real property.
- b. Investments and business positions in business entities or income from sources which engage in land development, construction or the acquisition or sale of real property within the District.

- c. Investments and business positions in business entities or income from sources which: (1) are contractors or subcontractors engaged in the performance of work or services of the type utilized by the District, or (2) which provide, manufacture or sell supplies, materials, machinery or equipment of the type utilized by the District.

V

That in addition to the designated employees set forth above, consultants shall be included as designated employees subject to filing of financial disclosure statements subject to the following limitations:

The Government Board President may determine in writing that a particular consultant, although a “designated employee” is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant’s duties and, based upon that description shall be a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

VI

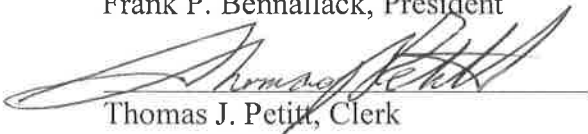
This Conflict of Interest Code shall become effective thirty (30) days after approval by the Board of Supervisors of the County of Nevada.

PASSED AND ADOPTED by the Grass Valley School District at a regular meeting of said District Trustees, held on the 12th day of **September, 2017** by the following vote:

AYES: 5
NOES: 0
ABSENT: 0
ABSTAIN: 0



Frank P. Bennallack, President



Thomas J. Pettit, Clerk

Add to Board Policy
Adopted: 03/1/97
Revised: 08/12/14 (Item O)
Revised: 09/12/17 (Item S)

The provisions of 2 CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with the attached Appendix specifying designated positions and disclosure categories, are incorporated by reference and shall constitute the district's conflict of interest code.

Governing Board members and designated employees shall file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories listed in the attached Appendix. The Statement of Economic Interest shall be filed with the district's filing officer and/or, if so required, with the district's code reviewing body. The district's filing officer shall make the statements available for public review and inspection.

APPENDIX
Disclosure Categories

1. Category 1: A person designated Category 1 shall disclose:

- a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
- b. Investments or business positions in or income from sources which are engaged in the acquisition or disposal of real property within the district, are contractors or subcontractors which are or have been within the past two years engaged in work or services of the type used by the district, or manufacture or sell supplies, books, machinery, or equipment of the type used by the district.

2. Category 2: A person designated Category 2 shall disclose:

- a. Investments or business positions in or income from sources, which are contractors or subcontractors engaged in work or services of the type used by the department, which the designated person manages or directs.
- b. Investments or business positions in or income from sources which manufacture or sell supplies, books, machinery, or equipment of the type used by the department which the designated person manages or directs. For the purposes of this category, a principal's department is his/her entire school.

3. Full Disclosure: Because it has been determined that the district's Board members and/or Superintendent "manage public investments," they and other persons designated for "full disclosure" shall disclose, in accordance with Government Code 87200:

- a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
- b. Investments, business positions, and sources of income, including gifts, loans, and travel payments.

Designated Positions

Designated Position - Disclosure Category

- Governing Board Members - 1
- Superintendent of Schools - 1
- Assistant Superintendent - 1
- Business Manager - 1
- Purchasing Technician - 1
- Director of Maintenance and Operations - 2
- Director of Special Education - 2
- Supervisor of Food Services - 2

Disclosures for Consultants

Consultants are designated employees who must disclose financial interests as determined on a case-by-case basis by the Superintendent or designee. The Superintendent or designee's written determination shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: (2 CCR 18701)

1. Approve a rate, rule, or regulation
2. Adopt or enforce a law
3. Issue, deny, suspend, or revoke a permit, license, application, certificate, approval, order, or similar authorization or entitlement
4. Authorize the district to enter into, modify, or renew a contract that requires district approval
5. Grant district approval to a contract that requires district approval and in which the district is a party, or to the specifications for such a contract
6. Grant district approval to a plan, design, report, study, or similar item
7. Adopt or grant district approval of district policies, standards, or guidelines

A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18702.2 or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's conflict of interest code. (2 CCR 18701)

First Reading: 11/08/2011 (Item T)
Second Reading/Adopted: 12/13/11 (Item Q)
Revision Pending/Adopted: 09/12/17 (Item S)