

Agenda Report

File #: 2020-1186, **Version:** 1

FROM: James D. Herberg, General Manager
Originator: Kelly A. Lore, Clerk of the Board

SUBJECT:

2020 CONFLICT OF INTEREST CODE

GENERAL MANAGER'S RECOMMENDATION

RECOMMENDATION:

Adopt Resolution No. OCSD 20-08 entitled, "A Resolution of the Board of Directors of Orange County Sanitation District adopting a Conflict of Interest Code which supersedes all prior Conflict of Interest Codes and amendments previously adopted".

BACKGROUND

The Political Reform Act requires that every local agency review its Conflict of Interest Code biennially (which brings forth the review and amendment in 2020). The last biennial review was completed in April 2018, with a formal amendment to the Orange County Sanitation District's Conflict of Interest Code completed in November 2019. Staff is proposing this amendment to reflect an addition to those designated employees that are required to file statements of economic interests.

RELEVANT STANDARDS

- Political Reform Act, Government Code Sections 81000, et seq.
- California Government Code Sections 87300-87306
- Fair Political Practices Commission (2 Cal. Code of Regs. Section 18100, et seq.)

PROBLEM

During the last budget cycle, positions were added, reclassified, or eliminated. These positions are required to file statements of economic interests and the updated Conflict of Interest Code must be adopted.

PROPOSED SOLUTION

Staff recommends that the Board of Directors adopt the draft 2020 Conflict of Interest Code which reflect the following changes:

- Addition of the following new positions: Senior Cost Estimator, Source Control Inspector I, and Source Control Inspector II

If approved by the Board, the newly approved code will be forwarded to the Orange County Board of Supervisors for review and approval, as required by California Government Code Section 87303.

TIMING CONCERNS

The changes in position control have taken place and should not wait until a future meeting.

RAMIFICATIONS OF NOT TAKING ACTION

Non-compliance with state law.

PRIOR COMMITTEE/BOARD ACTIONS

November 2019 - Board of Directors amended the Conflict of Interest Code and approved Resolution No. OCSD 19-18.

ATTACHMENT

The following attachment(s) may be viewed on-line at the OCSD website (www.ocsd.com) with the complete agenda package:

- Resolution No. OCSD 20-08
- 2020 DRAFT Conflict of Interest Code