

2014 CONFLICT OF INTEREST CODE  
BIENNIAL REVIEW REPLY FORM

2014 AUG 27 AM 11 25

CLERK OF THE BOARD  
OF SUPERVISORS

Contact Person: Lisa Soto Telephone Number: 760-597-5198

Name of Agency: Vista Irrigation District

Mailing Address: 1391 Engineer Street, Vista, CA 92081

This agency has reviewed its conflict of interest code and has determined that:

**Amendments are necessary:** (Attach Amended Code)  
(Check all that applies)

Include new positions (including consultants) which must be designated

Revise the titles of existing positions

Delete titles of positions that have been abolished

Delete positions that manage public investments

Revise disclosure categories

Other \_\_\_\_\_

**No amendments are necessary.** Our agency's code accurately designates all positions which make or participate in the making of governmental decisions; the disclosure assigned to those positions accurately requires the disclosure of all investments, business positions, interests in real property and sources of income which may foresee-ably be affected materially by the decision made by those designated positions; and the code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer: [Signature] Date: 8/25/14

You must complete this report regardless of how recently your code was approved or amended. **Please return this report no later than October 1, 2014 to:**

**Clerk of the Board of Supervisors  
(Conflict of Interest Code)  
1600 Pacific Highway, Room 402  
San Diego, CA 92101**

Approved and/or authorized by the  
Board of Supervisors of the County of San Diego.  
Meeting Date: 12/2/14 Minute Order No. 23  
By: [Signature] Date: 12/2/14  
Deputy Clerk of the Board Supervisors



1391 Engineer Street • Vista • California 92081-8840

Phone: (760) 597-3100 • Fax: (760) 598-8757

www.vid-h2o.org

**Board of Directors**

Paul E. Dorey, *President*

John B. Franklin

Jo MacKenzie

Marty Miller

Richard L. Vásquez

**Administrative Staff**

Roy A. Coox

*General Manager*

Eldon L. Boone

*Assistant General Manager / Treasurer*

Lisa R. Soto

*Board Secretary*

Joel D. Kuperberg

*General Counsel*

August 25, 2014

Clerk of the Board of Supervisors  
(Conflict of Interest Code)  
1600 Pacific Highway, Room 402  
San Diego, CA 92101

Re: 2014 Conflict of Interest Code Biennial Review

Via: Certified Mail 7008 1140 0004 8681 0372; Return receipt requested

Dear Mr. Pastuszka:

At its Board meeting on August 20, 2014, the Vista Irrigation District Board of Directors approved Resolution No. 14-21, adopting an amended conflict of interest code. A copy of Resolution No. 14-21 is enclosed.

The Board made the following amendments to the District's code:

1. Added one position: Human Resources Consultants; and
2. Eliminated one position: Engineering Project Manager.

A strike-out version and a final copy of the District's Conflict of Interest Code are enclosed. We request that the amended Conflict of Interest Code be placed on the agenda for approval. If you have any questions, please contact me at (760) 597-3158.

Sincerely,

Lisa R. Soto  
Secretary of the Board

Enclosures: 2014 Conflict of Interest Code Biennial Review Reply Form  
Resolution 14-21  
Final version of the revised Code  
Redline/Strike-out version of revised Code

STATE OF CALIFORNIA     )  
  )  
COUNTY OF SAN DIEGO    )

I, Lisa R. Soto, Secretary of the Board of Directors of Vista Irrigation District do hereby certify that I have compared the attached copy of Resolution No. 14-21 with the original resolution passed and adopted by the referenced Board of Directors at a regular adjourned meeting thereof, on the date and by the vote therein stated. The original resolution is now on file in the Official Resolution Book of the District, and this copy contains a full, true and correct transcript therefrom.

Witness my hand and the seal of the Vista Irrigation District.

Dated: August 25, 2014

  
\_\_\_\_\_  
Lisa R. Soto, Secretary  
Board of Directors  
VISTA IRRIGATION DISTRICT

RESOLUTION NO. 14-21

RESOLUTION OF THE BOARD OF DIRECTORS OF  
VISTA IRRIGATION DISTRICT  
ADOPTING AN AMENDED CONFLICT OF INTEREST CODE

WHEREAS, the Legislature of the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of interest which potentially affect all officers, employees and consultants of the Vista Irrigation District and requires all public agencies to adopt and promulgate a Conflict of Interest Code; and

WHEREAS, the Board of Directors of the Vista Irrigation District adopted a Conflict of Interest Code (the "Code") which was amended on September 19, 2012, in compliance with Government Code Section 81000, et seq.; and

WHEREAS, subsequent changed circumstances with the Vista Irrigation District have made it advisable and necessary, pursuant to Sections 87306 and 87307 of the Act, to amend and update the District's Code; and

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which would result in the Vista Irrigation District being restrained or prevented from acting in cases where provisions of the act may have been violated; and

WHEREAS, a public meeting was held on the proposed amended Conflict of Interest Code at the adjourned meeting of the Board of Directors on August 20, 2014, at which all present were given an opportunity to be heard on the proposed amended Code.

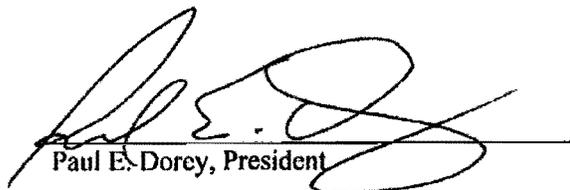
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Vista Irrigation District that the Board of Directors does hereby adopt the proposed amended Conflict of Interest Code, amended to eliminate one position – Engineering Project Manager and to add one consultant type, "Human Resources Consultants". A copy of the revised code is attached hereto and shall be filed with the District Secretary and available for inspection to the public.

BE IT FURTHER RESOLVED that Resolution No. 12-31 adopting the Amended Conflict of Interest Code on September 19, 2012 is rescinded upon the adoption of said amended Code;

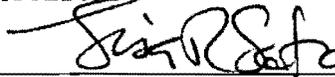
BE IT FURTHER RESOLVED that the said amended Conflict of Interest Code shall be submitted to the Board of Supervisors of the County of San Diego for approval and said amended Code shall become effective 30 days after the Board of Supervisors approves the amended Code as submitted.

PASSED AND ADOPTED this 20<sup>th</sup> day of August 2014, by the following roll call vote:

AYES: Directors Miller, Vásquez, Franklin, MacKenzie, and Dorey  
NOES: None  
ABSTAIN: None  
ABSENT: None

  
Paul E. Dorey, President

ATTEST:

  
\_\_\_\_\_  
Lisa R. Soto, Secretary  
Board of Directors  
VISTA IRRIGATION DISTRICT



**CONFLICT OF INTEREST CODE**  
*(AMENDED August 20, 2014)*

**Vista Irrigation District  
1391 Engineer Street  
Vista, California 92081  
(760) 597-3100**

**CONFLICT OF INTEREST CODE  
OF THE  
VISTA IRRIGATION DISTRICT  
COUNTY OF SAN DIEGO  
*(Amended August 20, 2014)***

The agency designated above hereby submits the following Conflict of Interest Code to the Board of Supervisors of the County of San Diego.

Dated: August 20, 2014

Lisa R. Soto, Secretary  
Board of Directors  
VISTA IRRIGATION DISTRICT



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Received on behalf of the Board of Supervisors of the County of San Diego.

Dated: \_\_\_\_\_

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors

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The following Conflict of Interest Code, having been submitted by the agency designated above, was approved by order of the Code Reviewing Body on \_\_\_\_\_.

Other action, if any:

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors

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**CONFLICT OF INTEREST CODE  
OF THE  
VISTA IRRIGATION DISTRICT**  
*(Amended August 20, 2014)*

The Political Reform Act of 1974 (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate a conflict of interest code. The Fair Political Practices Commission (FPPC) has adopted a regulation (2 Cal. Code of Regs. Sec. 18730), which contains the terms of a standard conflict of interest code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the FPPC are hereby incorporated by reference. This regulation and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the Conflict of Interest Code of the Vista Irrigation District.

All officials required to submit a statement of economic interests shall file their statements with the Secretary of the Vista Irrigation District as the District's Filing Officer. The Filing Officer shall make and retain a copy of all statements filed by members of the Board of Directors, Treasurer, Assistant Treasurer and the General Manager and forward the originals of these statements to the Clerk of the San Diego County Board of Supervisors. The Vista Irrigation District shall retain statements for all other designated employees. The Filing Officer will make all retained statements available for public inspection and reproduction (Gov. Code Section 81008).

Adopted by the Board of Directors of the Vista Irrigation District on the 20<sup>th</sup> day of August 2014.



Lisa R. Soto, Secretary  
Board of Directors  
VISTA IRRIGATION DISTRICT

**CONFLICT OF INTEREST CODE  
OF  
VISTA IRRIGATION DISTRICT  
*(Amended August 20, 2014)***

***APPENDIX***

**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 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 other District officials who manage public investments:

- Member of Board of Directors
- General Manager
- Assistant General Manager
- Treasurer
- Assistant Treasurer
- Finance Manager
- Financial Consultants

**DESIGNATED POSITIONS**  
*GOVERNED BY THE CONFLICT OF INTEREST CODE*

The Treasurer, Assistant Treasurer, and all District officials who manage the investment of public funds are included in and governed by this Conflict of Interest Code only with respect to its disqualification provisions. For purposes of disclosure, the Treasurer, Assistant Treasurer, and all District officials who manage the investment of public funds are governed by the statutory conflict of interest provisions of Article 2 of Chapter 7 of the Political Reform Act of 1974 (Government Code Section 87200, et seq.)

The persons holding positions listed below are "designated employees" who are subject to the provisions of this Code. Each such designated employee is required to disclose interests only in those categories set forth, which are identified by the numbers following his or her title.

Disclosure Categories

The disclosure categories listed below identify the types of investments, business entities, sources of income, or real property that the designated employee must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in, and sources of income from, all business entities that do business or own real property within the jurisdiction of the District, plan to do business or own real property within the jurisdiction of the District within the next year or have done business or owned real property within the jurisdiction of the District within the past two years.

Category 2: All interest 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 subject to the regulatory, permit or licensing authority of the Designated Employee's Department, will be subject to such authority within the next year or have been subject to such authority within the past two years.

Category 4: All investments 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, plan to engage in such activities within the jurisdiction of the District within the next year or have engaged in such activities within the jurisdiction of the District within the past two years.

Category 5: All investments and business positions in, and sources of income from, business entities that are banking, savings and loan or other financial institutions.

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

<u>Designated Positions</u>	<u>Disclosure Categories</u>
Administrative Assistant	6
Administrative Services Manager	6
Construction Supervisor	6
Customer Service Manager	1, 2, 5, 6
Customer Service Supervisor	6
Director of Engineering	1, 2, 3, 4, 5, 6
Director of Water Resources	2, 6
Engineering Department Manager	2, 4, 6
Engineering Inspector	2, 3, 4, 6
Facilities Supervisor	6
Field Services Manager	2, 4, 6
Financial Analyst	1, 2
General Counsel, Special Counsel, Attorney	1, 2, 3, 4, 5, 6
Human Resources Manager	6
Information Systems Supervisor	5, 6
Inventory Control Clerk	6
Operations Manager	6
Purchasing Agent	6
Safety/Risk Manager	6
Senior Equipment Mechanic	6
System Controls Supervisor	6
Water Distribution Supervisor	6
Water Resources Manager	2, 6
Water Resources Supervisor	6
Consultants*	
Appraisers	1, 2, 4, 6
Auditors and Actuaries	1, 2, 3, 4, 5, 6
Engineering Consultants	1, 2, 6
Environmental Consultants	1, 2, 4, 6
Human Resources Consultants	1, 2, 5, 6
Public Relations Consultants	1, 2, 6
Information Systems Consultants	1, 2, 5, 6

\* Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the disclosure categories listed. If not listed, consultants shall disclose pursuant to the broadest disclosure category in this code, subject to the following limitation:

The General Manager may determine in writing that a particular consultant, although a “designated position,” is hired to perform a range of duties that are 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, 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.



**CONFLICT OF INTEREST CODE**  
**(*AMENDED September 19, 2012 August 20, 2014*)**

**Vista Irrigation District  
1391 Engineer Street  
Vista, California 92081  
(760) 597-3100**

**CONFLICT OF INTEREST CODE  
OF THE  
VISTA IRRIGATION DISTRICT  
COUNTY OF SAN DIEGO**  
*(Amended ~~September 19, 2012~~ August 20, 2014)*

The agency designated above hereby submits the following Conflict of Interest Code to the Board of Supervisors of the County of San Diego.

Dated: ~~September 19, 2012~~ August 20, 2014 Lisa R. Soto, Secretary  
Board of Directors  
VISTA IRRIGATION DISTRICT

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Received on behalf of the Board of Supervisors of the County of San Diego.

Dated: \_\_\_\_\_ THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors

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The following Conflict of Interest Code, having been submitted by the agency designated above, was approved by order of the Code Reviewing Body on \_\_\_\_\_.

Other action, if any:

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors

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Adopted by the Board of Directors of the Vista Irrigation District on the ~~19<sup>th</sup>~~-20<sup>th</sup> day of ~~September 2012~~ August 2014.

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Lisa R. Soto, Secretary  
Board of Directors  
VISTA IRRIGATION DISTRICT

**CONFLICT OF INTEREST CODE  
OF  
VISTA IRRIGATION DISTRICT  
*(Amended ~~September 19, 2012~~ August 20, 2014)***

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The disclosure categories listed below identify the types of investments, business entities, sources of income, or real property that the designated employee must disclose for each disclosure category to which he or she is assigned.

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*Category 2:* All interest 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 subject to the regulatory, permit or licensing authority of the Designated Employee's Department, will be subject to such authority within the next year or have been subject to such authority within the past two years.

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Construction Supervisor	6
Customer Service Manager	1, 2, 5, 6
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Director of Engineering	1, 2, 3, 4, 5, 6
Director of Water Resources	2, 6
Engineering Department Manager	2, 4, 6
Engineering Inspector	2, 3, 4, 6
Engineering Project Manager	6
Facilities Supervisor	6
Field Services Manager	2, 4, 6
Financial Analyst	1, 2
General Counsel, Special Counsel, Attorney	1, 2, 3, 4, 5, 6
Human Resources Manager	6
Information Systems Supervisor	5, 6
Inventory Control Clerk	6
Operations Manager	6
Purchasing Agent	6
Safety/Risk Manager	6
Senior Equipment Mechanic	6
System Controls Supervisor	6
Water Distribution Supervisor	6
Water Resources Manager	2, 6
Water Resources Supervisor	6
Consultants*	
Appraisers	1, 2, 4, 6
Auditors and Actuaries	1, 2, 3, 4, 5, 6
Engineering Consultants	1, 2, 6
Environmental Consultants	1, 2, 4, 6
Human Resources Consultants	1, 2, 5, 6
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