

Exhibit A

CONFLICT OF INTEREST CODE  
OF  
INNOVATIONS ACADEMY, INC.

1. Standard Code of FPPC

The Political Reform Act of 1974 (Gov. Code § 81000 *et seq.*) requires each state and local government agency to adopt and promulgate a conflict of interest code. As a local government agency, Innovations Academy, Inc., a California nonprofit public benefit corporation ("Corporation"), is therefore required to adopt such a code. The Fair Political Practices Commission ("FPPC") has adopted a regulation (Cal. Code of Regs., title 2, § 18730) which contains the terms of a model conflict of interest code, which can be incorporated by reference as an agency's code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

The terms of Cal. Code of Regs., title 2, § 18730 and any future amendments to it duly adopted by the FPPC are hereby adopted and incorporated herein by reference. This regulation and the Appendix attached hereto designating officials and employees and establishing disclosure categories shall constitute the Conflict of Interest Code of Corporation. This Code shall take effect when approved by the San Diego County Board of Supervisors, and shall thereupon supersede any and all prior codes adopted by Corporation.

3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the model code set forth in Cal. Code of Regs., title 2, § 18730(b), each designated employee set forth in the Appendix shall file a Statement of Economic Interests ("Form 700") with the Secretary of the Corporation. Upon receipt of the statements of the members of the Board of Directors, the Secretary shall make and retain copies and forward the originals of these statements to the Clerk of the San Diego County Board of Supervisors. Statements for all other designated employees shall be retained by the Secretary.

Approved and/or authorized by the Board  
of Supervisors of the County of San Diego  
Date 5/24/11 Minute Order No. 11  
THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors  
By [Signature]  
Deputy Clerk

Approved and/or authorized by the  
Board of Supervisors of the County of San Diego.  
Meeting Date: 12/13/2016 Minute Order No. 15  
By: [Signature] Date: 12/16/2016  
Deputy Clerk of the Board Supervisors

**APPENDIX TO  
CONFLICT OF INTEREST CODE OF  
INNOVATIONS ACADEMY, INC.**

**Preamble**

Any person designated in Section I of this Appendix who is unsure of any right or obligation arising under this Code may request a formal opinion or letter of advice from the FPPC or an opinion from legal counsel to Innovations Academy, Inc., a California nonprofit public benefit corporation ("Corporation"). (Gov. Code § 83114; Cal. Code of Regs., tit. 2, § 18730(b)(11).) A person who acts in good faith in reliance on an opinion issued to him or her by the FPPC shall not be subject to criminal or civil penalties for so acting, provided that all material facts are stated in the opinion request. (Gov. Code § 83114(a).)

Opinions rendered by legal counsel to Corporation do not provide any statutory defense to an alleged violation of conflict of interest statutes or regulations. The prosecuting agency may, but is not required to, consider a requesting party's reliance on such legal counsel's opinion as evidence of good faith. In addition, Corporation may consider whether such reliance should constitute a mitigating factor to any disciplinary action that Corporation may bring against the requesting party under Gov. Code § 91003.5.

**I.**

**Designated Employees**

<u>Designated Employees</u>	<u>Disclosure Categories</u>
President/Chief Educational Officer	1 through 6
Chief Financial Officer/Treasurer	1 through 6
All other Members of the Board of Directors	4 through 6
Consultants <sup>1</sup>	1 through 6

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<sup>1</sup> With respect to consultants, the President/Chief Educational Officer 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 comply with the written disclosure requirements described in these categories. 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 President/Chief Educational Officer's determination is a public record and shall be retained for public inspection by Corporation in the same manner as this Conflict of Interest Code. Nothing herein excuses any such consultant from any other provision of this Conflict of Interest Code.

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## II.

### Disclosure Categories

#### Category 1. Reportable Investments

A designated employee in this category shall report all reportable investments, as defined in Gov. Code § 82034, in business entities located in, doing business in, known to be planning to do business in, or having done business in the previous two (2) years within San Diego County where the Corporation's school is located, which business entities operate or provide facilities, goods, supplies, equipment and/or machinery, vehicles, personnel or services of a type utilized by Corporation or its school.

#### Category 2. Reportable Interests in Real Property

A designated employee in this category shall disclose all interests in real property, as defined in Gov. Code §§ 82033 and 82035, that are within two (2) miles of any of facilities utilized by the Corporation's school.

#### Category 3. Reportable Income

A designated employee in this category shall disclose all income as defined in Gov. Code § 82030 received by the designated employee during the reporting period from business entities or other sources located in, doing business in, known to be planning to do business in, or having done business in the previous two (2) years within San Diego County where the Corporation's school is located, which business entities or sources operate or provide facilities, goods, supplies, equipment and/or machinery, vehicles, personnel or services of a type utilized by Corporation or its school.

#### Category 4. Less-Inclusive Reportable Investments

A designated employee in this category shall disclose only investments as defined in Gov. Code § 82034 in any business entity which, within the previous two (2) years, has contracted with or in the future foreseeably may contract with Corporation or the school to provide facilities, goods, supplies, equipment and/or machinery, vehicles, personnel or services to Corporation or the school, of the type utilized by Corporation or the school, and (a) is located in or doing business San Diego County where the Corporation's school is located, and is associated with the job assignment or position of the designated employee; or (b) is associated with the job assignment or position of the designated employee.

#### Category 5. Less-Inclusive Reportable Income

A designated employee in this category shall disclose only that reportable income as defined in Gov. Code § 82030 which is derived from a business entity or other source which, within the previous two (2) years, has contracted with Corporation or the school or in the future foreseeably may contract with Corporation or the school to provide facilities, goods, supplies, equipment and/or machinery, vehicles, personnel or services to Corporation or the school, of the type utilized by Corporation or the school, and (a) is located in or doing business in San Diego County where the Corporation's school is located, and is associated with the job assignment or

position of the designated employee; or (b) is associated with the job assignment or position of the designated employee.

Category 6. Business Positions

A designated employee in this category shall disclose the information described below by completing Form 700, Schedule C, with respect to any business entity that provides facilities, goods, supplies, equipment and/or machinery, vehicles, personnel or services of a type utilized by Corporation or the school. A designated employee shall list (a) the name and address of each such business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management; (b) a description of the business activity in which each such business entity is engaged; and (c) the designated employee's position with each such business entity.

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**DECLARATION OF PRESIDENT/CHIEF EDUCATIONAL OFFICER OF  
INNOVATIONS ACADEMY, INC.  
REGARDING ADOPTION OF CONFLICT OF INTEREST CODE**

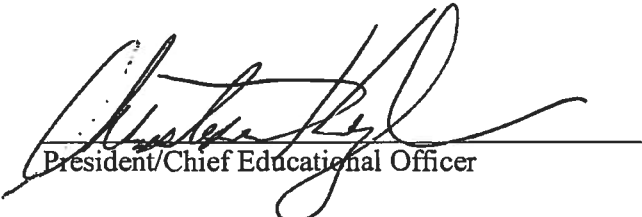
I, Christine Kuglen, hereby declare:

I am the President/Chief Educational Officer of Innovations Academy, Inc., a California nonprofit public benefit corporation ("Corporation"), and operator of a California charter school.

On December 13 2010, the Board of Directors of Corporation considered the proposed Conflict of Interest Code. The proposed Code designates the officers, employees and consultants who make governmental decisions.

The Board of Directors set February 28, 2011, for a public hearing, if requested, and for final adoption of the Conflict of Interest Code. Thereafter, notice of intent to adopt the Conflict of Interest Code was (i) mailed on January 5, 2011, to the Clerk of the San Diego County Board of Supervisors and (ii) published on January 5, 2011, in a newspaper of general circulation in San Diego County. I also posted a notice of intent to adopt the Conflict of Interest Code on December 20, 2010 on all Corporation employee bulletin boards. On February 28, 2011 at the time and place set forth in the notice, a public hearing was held on the proposed Conflict of Interest Code. No person appeared at the public hearing, and no written comments were received. Accordingly, the hearing was thereupon closed and the Board of Directors adopted the Conflict of Interest Code and directed that it be submitted to the San Diego County Board of Supervisors as the code-reviewing body.

Dated: March 10, 2011

  
\_\_\_\_\_  
President/Chief Educational Officer

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF INNOVATIONS ACADEMY CHARTER SCHOOL  
ADOPTING A CONFLICT OF INTEREST CODE**

**WHEREAS**, Innovations Academy Charter School, as a California charter school is required to adopt a Conflict of Interest Code pursuant to Government Code Section 87300; and

**WHEREAS**, the Fair Political Practices Commission ("FPPC") has adopted a regulation (2 Cal. Code Regs. § 18730) which is a model conflict of interest code and requires certain local agency officials, employees, and consultants to file FPPC Form 700, statement of economic interests; and

**WHEREAS**, Innovations Academy Charter School desires to adopt a Conflict of Interest Code incorporating the FPPC Model Code by reference;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Innovations Academy Charter School that:

1. A Conflict of Interest Code, in the form attached as Exhibit "A", is hereby tentatively adopted and promulgated.
2. The President is hereby directed to open a 45-day public comment period to begin on December 14, 2009, by posting a Notice of Intention to Adopt a Conflict of Interest Code on the Innovations Academy Charter School employee bulletin boards or in the employee newsletters, concurrently mailing notice to the County of San Diego Board of Supervisors.
3. The Conflict of Interest Code shall become effective immediately upon:
  - a. Its final approval by the Board of Trustees following close of the public comment period and after a public hearing, if requested, at its meeting on February 1, 2009 [*at least 45 days after first Board meeting*]; and
  - b. Its approval by the County of San Diego Board of Supervisors as the code-reviewing body.
4. Upon its final approval by the Board of Trustees of the Innovations Academy Charter School, the President is hereby directed and authorized to submit a certified copy thereof to the County of San Diego Board of Supervisors for approval.

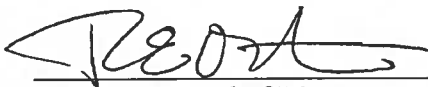
APPROVED AND ADOPTED this 1<sup>st</sup> day of February, 2010

AYES: 4

NOES: 0

ABSENT: 1

ABSTAIN: 0



\_\_\_\_\_  
President, Board of Directors  
Innovations Academy Charter School

ATTEST:



*interim* \_\_\_\_\_  
Secretary, Board of Directors  
Innovations Academy Charter School

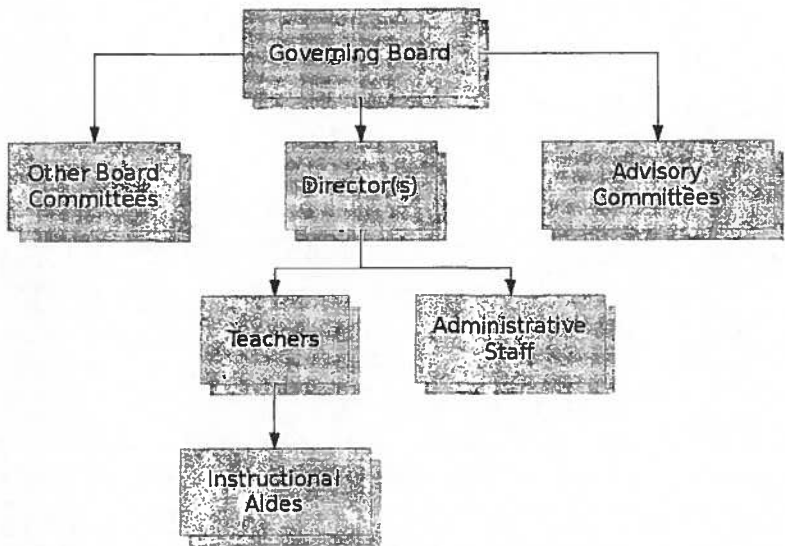
business and shall not participate in a vote on any matter(s) where such a conflict exists. Annual disclosure statements shall be required. (Refer to Appendix E for Conflict of Interest policy.)

\* From the Charter

### C. BOARD AND GOVERNANCE ORGANIZATION

Parent and community involvement in the governance of Innovations Academy is assured by virtue of their participation in the Board of Directors and School Advisory Committees. Innovations Academy will be governed pursuant to the bylaws adopted by the Board of Directors and as subsequently amended pursuant to the amendment process specified in the bylaws. Refer to Appendix F for Bylaws.

Organizational Chart:



Other Board Committees such as faculty review, curriculum development, fundraising, etc.

Advisory Committees such as finance, facilities, business development, etc.

#### Board of Directors

The Board of Directors of Innovations Academy shall be the School's Governing Board and will include approximately three (3) to seventeen (17) voting board members. The Board of Directors will be selected to represent the community-at-

## **Descriptions of Positions and Offices with Explanation of Reasons for Employees and Consultants of Innovations Academy, Inc. Being “Designated Employees”**

### Members of the Board of Directors

The Members of the Board of Directors (“Board”) of Innovations Academy, Inc. (“Innovations Academy”) formulate general policy and programs of Innovations Academy and hire employees and contractors, including those providing management, curriculum, technology and instructional services. Innovations Academy does not have any surplus or special reserve funds to invest, and the Board does not direct the investment of public moneys, formulate or approve investment policies, approve or establish guidelines for asset allocations or approve investment transactions. Consequently, Members of the Board are not “other officials who manage public investments” within the meaning of Government Code section 87200, as defined in California Code of Regulations, Title 2, Section 18701, and the Members are instead designated under Innovations Academy’s Conflict of Interest Code and required to disclose reportable investments and income associated with his/her position with Innovations Academy and positions with any business entity that provides goods and services of a type utilized by Innovations Academy.

### President/Chief Educational Officer

The President/CEO generally participates in the formulation of Innovations Academy’s general policy and programs, and implements policy on behalf of the Board. The President/CEO has, subject to the control of the Board, general supervision, direction and control of the business and affairs of Innovations Academy. Innovations Academy does not have any surplus or special reserve funds to invest, and the President/CEO does not direct the investment of public moneys, formulate or approve investment policies, approve or establish guidelines for asset allocations or approve investment transactions. Consequently, the President/CEO is not an official who manages public investments within the meaning of Government Code section 87200, as defined in California Code of Regulations, Title 2, Section 18701, and the President/CEO is instead designated under Innovations Academy’s Conflict of Interest Code.

### Chief Financial Officer/Treasurer

The CFO/Treasurer generally participates in the formulation of Innovations Academy’s general policy and programs in the areas of finance and general office administration. Innovations Academy does not have any surplus or special reserve funds to invest, and the CFO/Treasurer does not direct the investment of public moneys, formulate or approve investment policies, approve or establish guidelines for asset allocations or approve investment transactions. Consequently, the CFO/Treasurer is not an official who manages public investments within the meaning of Government Code section 87200, as defined in California Code of Regulations, Title 2, Section 18701, and the CFO/Treasurer is instead designated under Innovations Academy’s Conflict of Interest Code.

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Legal Counsel

Legal counsel, currently hired on a contract basis, provides advice on compliance with applicable laws and regulations. He does not regularly attend meetings of the Board or participate in the formulation and implementation of policies and programs of Innovations Academy and therefore is not designated.