

**COUNTY OF SAN DIEGO  
COUNTY OVERSIGHT BOARD**

**REGULAR MEETING**

**JANUARY 21, 2016, 10:00 A.M.**

County Administration Center, Room 358  
1600 Pacific Highway, San Diego, California 92101

- A. Call to Order
- B. Roll Call
- C. Approval of Statement of Proceedings / Minutes of September 22, 2015
- D. Public Communication Speakers: Members of the public may address the Oversight Board on subject matters within the Board's jurisdiction, but not an item on this agenda. Each speaker is limited to two minutes.
- E. Discussion Item(s)
  - 1. Senate Bill (SB) 107 legislative update
- F. Action Items
  - 1. Adopt a Resolution Approving the Recognized Obligation Payment Schedule for July 2016 – June 2017 (ROPS 16-17)
  - 2. Adopt a Resolution Approving an Administrative Budget for July 2016 – June 2017
  - 3. Adopt a Resolution Approving a Conflict of Interest Code for the County of San Diego Oversight Board
- G. Communications Received
- H. Future Agenda Item(s)
- I. Set Future Meeting Date(s)
- J. Adjournment

Supporting documentation and attachments for items listed on this agenda can be viewed online at [www.sdcountry.ca.gov](http://www.sdcountry.ca.gov) or in the Office of the Clerk of the Board of Supervisors at the County Administration Center, 1600 Pacific Highway, Room 402, San Diego, CA 92101.

**ASSISTANCE FOR THE DISABLED:**

Agendas and records are available in alternative formats upon request. Contact the Clerk of the Board at (619) 531-5434 with questions or to request a disability-related accommodation. Individuals requiring sign language interpreters should contact the Americans with Disabilities Coordinator at (858) 505-6521. To the extent reasonably possible, requests for accommodation or assistance should be submitted at least 24 hours in advance of the meeting so that arrangements may be made. An area in the front of the room is designated for individuals requiring the use of wheelchair or other accessible devices.

**MINUTES**  
**COUNTY OF SAN DIEGO OVERSIGHT BOARD**

**REGULAR MEETING**

**SEPTEMBER 22, 2015, 10:00 A.M.**

County Administration Center, Room 358  
1600 Pacific Highway, San Diego, California 92101

A. Call to Order at 10:02 a.m.

B. Roll Call

PRESENT: Chairman Scott Patterson; Vice-Chairman Mario Sanchez; Secretary Robert Schiwitz; Board Member Richard Chin; Board Member Jo Marie Diamond; and Board Member Kathy Kassel; also Deputy Clerk Marvice Mazyck; Community Services Group Finance Director Brian Hagerty; and Attorney At Law Valerie Tehan.

ABSENT: Board Member Bonnie Dowd

C. Approval of Statement of Proceedings / Minutes of February 19, 2015.

ACTION:

ON MOTION of Member Schiwitz, seconded by Member Kassel, the Oversight Board approved the Statement of Proceedings/Minutes of February 19, 2015.

AYES: Chin, Kassel, Patterson, Sanchez, Schiwitz,

ABSTAIN: Diamond

ABSENT: Dowd

D. Public Communication Speakers: Members of the public may address the Oversight Board on subject matters within the Board's jurisdiction, but not an item on this agenda. Each speaker is limited to two minutes.

There were no public communication speakers.

E. Discussion Item(s)

1. Senate Bill (SB) 107 legislative update

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The Board received staff report.

F. Action Items

1. Adopt a Resolution Approving the Recognized Obligation Payment Schedule for January-June 2016 (ROPS 15-16B)

ON MOTION of Member Diamond, seconded by Member Sanchez, the Oversight Board took action as recommended and adopted Resolution OB2015-03 entitled, "A RESOLUTION OF THE COUNTY OF SAN DIEGO OVERSIGHT BOARD RELATED TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JANUARY-JUNE 2016"

AYES: Chin, Diamond, Kassel, Patterson, Sanchez, Schiwitz  
ABSENT: Dowd

2. Adopt a Resolution Approving an Administrative Budget for January-June 2016

ON MOTION of Member Schiwitz, seconded by Member Kassel, the Oversight Board took action as recommended and adopted Resolution OB2015-04 entitled, "A RESOLUTION OF THE COUNTY OF SAN DIEGO OVERSIGHT BOARD RELATED TO THE ADMINISTRATIVE BUDGET FOR THE COUNTY OF SAN DIEGO SUCCESSOR AGENCY"

AYES: Chin, Diamond, Kassel, Patterson, Sanchez, Schiwitz  
ABSENT: Dowd

G. Communications Received

There were no communications submitted to the Oversight Board.

H. Future Agenda Item(s)

1. Adoption of Oversight Board Conflict of Interest Code
2. Informational report on pass-through payments for ERAF
3. Redevelopment legislative report

I. Set Future Meeting Date(s)

A future meeting date is to be determined, tentatively projected for January 2016 if Senate Bill 107 becomes law.

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J. Adjournment

There being no further business the Board adjourned at 10:40 a.m.

DAVID HALL  
Clerk of the Board of Supervisors  
County of San Diego, State of California

BY: MARVICE E. MAZYCK  
Chief Deputy Clerk of the Board of Supervisors  
County of San Diego, State of California

Discussion: Mazyck

NOTE: These Minutes set forth all actions taken by the County of San Diego Oversight Board on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

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Supporting documentation and attachments for items listed on this agenda can be viewed online at [www.sdcounty.ca.gov](http://www.sdcounty.ca.gov) or in the Office of the Clerk of the Board of Supervisors at the County Administration Center, 1600 Pacific Highway, Room 402, San Diego, CA 92101.

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# COUNTY OF SAN DIEGO

## AGENDA ITEM

### COUNTY OVERSIGHT BOARD

#### COUNTY OVERSIGHT BOARD

RICHARD CHIN  
JO MARIE DIAMOND  
DR. BONNIE DOWD  
KATHY KASSEL  
SCOTT PATTERSON  
MARIO SANCHEZ  
ROBERT SCHIWITZ

**DATE:** January 21, 2016

**TO:** County of San Diego Oversight Board

**SUBJECT:** APPROVAL OF THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JULY 2016 - JUNE 2017 (ROPS 16-17)

#### **SUMMARY:**

##### **Overview**

Approval is requested for the Recognized Obligation Payment Schedule for the period July 2016 through June 2017 (ROPS 16-17), which is required to be transmitted to the Department of Finance and the County Auditor-Controller by February 1, 2016.

Total enforceable obligations of \$1,946,149 are eligible to be funded, including an administrative budget of \$40,000.

The County Successor Agency approved the ROPS 16-17 on January 5, 2016, which contains the same items and amounts as the ROPS that the Oversight Board is requested to approve.

##### **Recommendation(s)**

##### **COUNTY SUCCESSOR AGENCY**

1. Adopt the resolution entitled, A RESOLUTION OF THE COUNTY OF SAN DIEGO OVERSIGHT BOARD RELATED TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JULY 2016 - JUNE 2017.
2. Authorize staff to make non-substantive changes to the Recognized Obligation Payment Schedule to meet Department of Finance formatting and submittal requirements and, subject to approval of Oversight Board Counsel, to make changes needed to comply with new legislation, any administrative direction from the Department of Finance, or court decisions.

**SUBJECT: APPROVAL OF THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JULY 2016 – JUNE 2017 (ROPS 16-17)**

**Fiscal Impact**

Appropriations and funding for payments to be made from the ROPS for the period of July 2016 - June 2017 will be included in the Fiscal Year 2016-17 Operational Plan.

**BACKGROUND:**

The Recognized Obligation Payment Schedule for July 2016 through June 2017 (ROPS 16-17) sets forth amounts due on Enforceable Obligations (as defined in Health and Safety Code section 34171(d)(1)) and funding sources. For the 12-month period, total obligations of \$1,946,149, including \$1,139,277 in Gillespie Field Bond debt service, \$216,872 in loan repayments to the County of San Diego (including the Airport Enterprise Fund), and \$40,000 for administrative costs, are listed on the ROPS. The payments are funded by the RPTTF.

Senate Bill (SB) 107 was enacted on September 22, 2015, making several changes to the existing ROPS procedures detailed in the Health & Safety Code. Those changes have been accounted for in ROPS 16-17, including the presentation of a payment schedule for an entire fiscal year (formerly a 6-month payment schedule) and the revision of interest calculations to reflect 3% simple interest on the reinstated Airport Enterprise Fund (AEF) loan (previously calculated at 0.22% in accordance with California Department of Finance requirements).

Successor agencies are also required to prepare an administrative budget for each 12-month ROPS period. ROPS 16-17 includes the 12-month administrative budget of \$40,000 to reimburse the County for staff work and to pay for third-party professional services for the Gillespie Field bonds, and other Successor Agency costs.

The County Successor Agency approved the ROPS 16-17 on January 5, 2016 (SR #1). ROPS 16-17 is required to be submitted to the State Department of Finance (DOF), the County Auditor and Controller, and the State Controller's Office by February 1, 2016 for further review and final approval. The DOF must complete its review by April 15, 2016; if DOF disputes any items on the ROPS 16-17, the meet and confer process is available.

Oversight Board approval of the ROPS (Attachment B) is requested at this time.

**SUBJECT: APPROVAL OF THE RECOGNIZED OBLIGATION PAYMENT  
SCHEDULE FOR JULY 2016 – JUNE 2017 (ROPS 16-17)**

Respectfully submitted,

HELEN N. ROBBINS-MEYER

By 

APRIL F. HEINZE

Acting Deputy Chief Administrative Officer

**ATTACHMENT(S)**

A - Resolution

B - ROPS 16-17

**SUBJECT: APPROVAL OF THE RECOGNIZED OBLIGATION PAYMENT  
SCHEDULE FOR JULY 2016 – JUNE 2017 (ROPS 16-17)**

**AGENDA ITEM INFORMATION SHEET**

**PREVIOUS RELEVANT BOARD ACTIONS:**

N/A

**MANDATORY COMPLIANCE:**

Health and Safety Code Section 34177

**CONTACT PERSON(S):**

Brian Hagerty

\_\_\_\_\_  
Name

619-531-4829

\_\_\_\_\_  
Phone

619-531-6439

\_\_\_\_\_  
Fax

A-6

\_\_\_\_\_  
Mail Station

Brian.Hagerty@sdcounty.ca.gov

\_\_\_\_\_  
E-mail



Resolution No. \_\_\_\_\_  
Meeting Date: \_\_\_\_\_

A RESOLUTION OF THE COUNTY  
OF SAN DIEGO OVERSIGHT BOARD  
RELATED TO THE RECOGNIZED  
OBLIGATION PAYMENT SCHEDULE  
FOR THE PERIOD OF JULY 2016 - JUNE 2017

WHEREAS, the County of San Diego Successor Agency prepared the recognized obligation payment schedule for the period of July 1, 2016 through June 30, 2017 (ROPS 16-17) pursuant to Health and Safety Code section 34177(l); and

WHEREAS, pursuant to Health and Safety Code section 34171(h), the recognized obligation payment schedule lists the minimum amounts and due dates of payments to be made by the Successor Agency as required by enforceable obligations during the twelve-month period covered by the recognized obligation payment schedule; and

WHEREAS, pursuant to Health and Safety Code section 34177(m), the ROPS 16-17 must be approved by the County of San Diego Oversight Board and submitted to the State Department of Finance and County Auditor-Controller no later than February 1, 2016.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the ROPS 16-17 attached hereto is approved.

IT IS FURTHER RESOLVED that the approved ROPS 16-17 shall be submitted to the State Department of Finance and County Auditor-Controller no later than February 1, 2016.

IT IS FURTHER RESOLVED that Successor Agency staff may make non-substantive changes to the ROPS 16-17, and, subject to approval of Oversight Board Counsel, make changes needed to comply with new legislation, any administrative direction from the Department of Finance, or court decisions.

Approved as to Form and Legality  
By Valerie Tehan, Oversight Board Counsel

## Recognized Obligation Payment Schedule (ROPS 16-17) - Summary

Filed for the July 1, 2016 through June 30, 2017 Period

**Successor Agency:** San Diego County  
**County:** San Diego

<b>Current Period Requested Funding for Enforceable Obligations (ROPS Detail)</b>	<b>16-17A Total</b>	<b>16-17B Total</b>	<b>ROPS 16-17 Total</b>
<b>Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding</b>			
<b>A Sources (B+C+D):</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
B Bond Proceeds Funding	-	-	-
C Reserve Balance Funding	-	-	-
D Other Funding	-	-	-
<b>E Enforceable Obligations Funded with RPTTF Funding (F+G):</b>	<b>\$ 1,709,277</b>	<b>\$ 236,872</b>	<b>\$ 1,946,149</b>
F Non-Administrative Costs	1,689,277	216,872	1,906,149
G Administrative Costs	20,000	20,000	40,000
<b>H Current Period Enforceable Obligations (A+E):</b>	<b>\$ 1,709,277</b>	<b>\$ 236,872</b>	<b>\$ 1,946,149</b>

Certification of Oversight Board Chairman:  
Pursuant to Section 34177 (o) of the Health and Safety code, I hereby certify that the above is a true and accurate Recognized Obligation Payment Schedule for the above named successor agency.

\_\_\_\_\_  
Name Title

/s/ \_\_\_\_\_  
Signature Date



**San Diego County Recognized Obligation Payment Schedule (ROPS 16-17) - Report of Cash Balances  
(Report Amounts in Whole Dollars)**

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see [CASH BALANCE TIPS SHEET](#)

A	B	C	D	E	F	G	H	I	
		<b>Fund Sources</b>							
		<b>Bond Proceeds</b>		<b>Reserve Balance</b>		<b>Other</b>	<b>RPTTF</b>		
	<b>Cash Balance Information by ROPS Period</b>	Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS period balances and DDR RPTTF balances retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin	<b>Comments</b>	
<b>ROPS 15-16A Actuals (07/01/15 - 12/31/15)</b>									
1	<b>Beginning Available Cash Balance (Actual 07/01/15)</b>					163,425	405,513		
2	<b>Revenue/Income (Actual 12/31/15)</b> RPTTF amounts should tie to the ROPS 15-16A distribution from the County Auditor-Controller during June 2015					3,527	1,615,291		
3	<b>Expenditures for ROPS 15-16A Enforceable Obligations (Actual 12/31/15)</b>				804,451		565,051	July 2015 \$550K payment to Lakeside Fire Protection District; Reimb CC for \$4,977; reimb COB for \$421; reimb \$3,478 COSD depts for svcs; reimb V. TEHAN'S PROF SVCS for \$465, prior year expenditure accrual of \$5,710 paid in July 2015	
4	<b>Retention of Available Cash Balance (Actual 12/31/15)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)								
5	<b>ROPS 15-16A RPTTF Balances Remaining</b>	No entry required							
6	<b>Ending Actual Available Cash Balance</b> C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ (804,451)	\$ 166,952	\$ 1,455,753	<b>Line 6 totals to ending cash balance at 12/31/2015 for cells F13, G13 &amp; H13.</b>	
<b>ROPS 15-16B Estimate (01/01/16 - 06/30/16)</b>									
7	<b>Beginning Available Cash Balance (Actual 01/01/16)</b> (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ -	\$ (804,451)	\$ 166,952	\$ 1,455,753		
8	<b>Revenue/Income (Estimate 06/30/16)</b> RPTTF amounts should tie to the ROPS 15-16B distribution from the County Auditor-Controller during January 2016						196,468	RPTTF distribution on Jan 1, 2016	
9	<b>Expenditures for ROPS 15-16B Enforceable Obligations (Estimate 06/30/16)</b>						771,820	June 1st 2016 interest payment on bonds for \$338,076 and two payments to AEF and HGS for \$433,744.43	
10	<b>Retention of Available Cash Balance (Estimate 06/30/16)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)								
11	<b>Ending Estimated Available Cash Balance (7 + 8 - 9 -10)</b>	\$ -	\$ -	\$ -	\$ (804,451)	\$ 166,952	\$ 880,401		





# COUNTY OF SAN DIEGO

## AGENDA ITEM

### COUNTY OVERSIGHT BOARD

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RICHARD CHIN  
JO MARIE DIAMOND  
DR. BONNIE DOWD  
KATHY KASSEL  
SCOTT PATTERSON  
MARIO SANCHEZ  
ROBERT SCHIWITZ

**DATE:** January 21, 2016

**2**

**TO:** County of San Diego Oversight Board

**SUBJECT:** APPROVAL OF THE ADMINISTRATIVE BUDGET FOR JULY 2016 - JUNE 2017

#### **SUMMARY:**

##### **Overview**

The Successor Agency is required to prepare a twelve-month administrative budget for the approval of the Oversight Board. The County Successor Agency approved the administrative budget on January 5, 2016 (SR #1).

##### **Recommendation(s)**

##### **COUNTY SUCCESSOR AGENCY**

Adopt the resolution entitled, A RESOLUTION OF THE COUNTY OF SAN DIEGO OVERSIGHT BOARD RELATED TO THE ADMINISTRATIVE BUDGET FOR THE COUNTY OF SAN DIEGO SUCCESSOR AGENCY.

##### **Fiscal Impact**

Appropriations and funding for the administrative budget for the period of July 2016 - June 2017 will be included in the Fiscal Year 2016-17 Operational Plan.

#### **BACKGROUND:**

The County Successor Agency is required expeditiously to wind down the affairs of the former redevelopment agency (Health and Safety Code 34177(h)) and to prepare an administrative budget and submit it to the Oversight Board for approval (Health and Safety Code 34177(j)). The administrative budget for July 2016 through June 2017 (Attachment B) has estimates

**SUBJECT: APPROVAL OF THE ADMINISTRATIVE BUDGET FOR JULY 2016 -  
JUNE 2017**

of financial, legal and other administrative costs totaling \$40,000, to be funded by distribution of property tax increment from the Redevelopment Property Tax Trust Fund.

Respectfully submitted,

HELEN N. ROBBINS-MEYER

By   
APRIL F. HEINZE  
Acting Deputy Chief Administrative Officer

**ATTACHMENT(S)**

A – Resolution

B – County of San Diego Successor Agency Administrative Budget, July 2016 - June 2017

**SUBJECT:** APPROVAL OF THE ADMINISTRATIVE BUDGET FOR JULY 2016 -  
JUNE 2017

**AGENDA ITEM INFORMATION SHEET**

**PREVIOUS RELEVANT BOARD ACTIONS:**

N/A

**MANDATORY COMPLIANCE:**

Health and Safety Code Section 34177

**CONTACT PERSON(S):**

Brian Hagerty

\_\_\_\_\_  
Name

619-531-4829

\_\_\_\_\_  
Phone

619-531-6439

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Fax

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\_\_\_\_\_  
Mail Station

Brian.Hagerty@sdcounty.ca.gov

\_\_\_\_\_  
E-mail



Resolution No. \_\_\_\_\_  
Meeting Date: \_\_\_\_\_

A RESOLUTION OF THE COUNTY  
OF SAN DIEGO OVERSIGHT BOARD  
RELATED TO THE ADMINISTRATIVE BUDGET FOR THE  
COUNTY OF SAN DIEGO SUCCESSOR AGENCY

WHEREAS, the County of San Diego Successor Agency prepared the proposed administrative budget for the County of San Diego Successor Agency for July 1, 2016 through June 30, 2017, pursuant to Health and Safety Code section 34177(j); and

WHEREAS, the proposed administrative budget includes the items listed in Health and Safety Code section 34177(j); and

WHEREAS, pursuant to Health and Safety Code section 34180(j), a copy of the administrative budget has been submitted to the County Chief Administrative Officer, County Auditor/Controller and the State Department of Finance; and

WHEREAS, pursuant to Health and Safety Code section 34177(j), the County of San Diego Successor Agency submitted the proposed administrative budget to the Oversight Board for its approval.

NOW, THEREFORE, IT IS HEREBY BY RESOLVED that the administrative budget attached hereto for July 1, 2016 through June 30, 2017 for the County of San Diego Successor Agency is approved.

Approved as to Form and Legality  
By Valerie Tehan, Oversight Board Counsel

**ATTACHMENT B**

County of San Diego Successor Agency  
Administrative Budget  
ROPS 16-17 - July 2016-June 2017

			12-month Total
Oversight Board and Successor Agency Staff Support			
Finance Director	\$ 900 per month	\$	10,800
Support Staff	\$ 1,500 per meeting	\$	1,500
Public Meetings	\$ 500 per meeting	\$	500
Legal Services			
Successor Agency Counsel		\$	10,000
Oversight Board Counsel		\$	4,000
Accounting Services			
County Staff		\$	4,000
Administration of Enforceable Obligations			
Bonds	Staff Costs	\$	1,000
	Bank of NY admin & dissemination charge	\$	2,500
Gillespie	Rosenow and PFM - Fiscal Consultants	\$	3,200
LFPD	Staff Costs	\$	2,500
Total To be Paid from Administrative Allowance			<u>\$ 40,000</u>



# COUNTY OF SAN DIEGO

## AGENDA ITEM

### COUNTY OVERSIGHT BOARD

#### COUNTY OVERSIGHT BOARD

RICHARD CHIN  
JO MARIE DIAMOND  
DR. BONNIE DOWD  
KATHY KASSEL  
SCOTT PATTERSON  
MARIO SANCHEZ  
ROBERT SCHIWITZ

**DATE:** January 21, 2016

**3**

**TO:** County of San Diego Oversight Board

**SUBJECT:** ADOPTION OF CONFLICT OF INTEREST CODE FOR THE COUNTY OF SAN DIEGO OVERSIGHT BOARD

#### **SUMMARY:**

##### **Overview**

The Political Reform Act, Government Code Section 81000 et seq, requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission (FPPC) has adopted a regulation, California Code of Regulations, Title 2, Division 6, Section 18730, which contains the terms of a standard conflict of interest code. Each local government agency is allowed to incorporate those terms by reference, including future amendments made by the FPPC, into its own conflict of interest code.

As a local government agency, the County of San Diego Oversight Board directed staff on September 22, 2015 to return to a subsequent Board meeting with a proposed conflict of interest code. Adoption of the proposed conflict of interest code, which incorporates the FPPC's standard terms, is requested.

##### **Recommendation(s)**

#### **COUNTY OF SAN DIEGO OVERSIGHT BOARD**

Adopt the resolution entitled, A RESOLUTION OF THE COUNTY OF SAN DIEGO OVERSIGHT BOARD ADOPTING A CONFLICT OF INTEREST CODE FOR THE COUNTY OF SAN DIEGO OVERSIGHT BOARD

##### **Fiscal Impact**

There is no fiscal impact associated with this recommended action.

**SUBJECT: ADOPTION OF CONFLICT OF INTEREST CODE FOR THE COUNTY OF SAN DIEGO OVERSIGHT BOARD**

**BACKGROUND:**

The Political Reform Act, Government Code Section 81000 et seq, requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission (FPPC) has adopted a regulation, California Code of Regulations, Title 2, Division 6, Section 18730, which contains the terms of a standard conflict of interest code. Each local government agency is allowed to incorporate those terms by reference, including future amendments made by the FPPC, into its own conflict of interest code.

The County of San Diego Oversight Board is considered a local government agency in the context of the Political Reform Act. As a local government agency, the County of San Diego Oversight Board is required to conform to the Political Reform Act's requirements, including the adoption and promulgation of a conflict of interest code.

On September 22, 2015, the Oversight Board directed staff to return to a subsequent Board meeting with a proposed conflict of interest code. At this time, staff is proposing a conflict of interest code that incorporates the standard terms adopted by the FPPC, which require that each agency, by appendix to its conflict of interest code, designate: (a) the employment positions whose duties require the employees serving in such positions to disclose certain economic interests, and (b) the categories of economic interests that the employees must disclose.

Oversight Board adoption of the proposed conflict of interest code is requested at this time.

Respectfully submitted,

HELEN N. ROBBINS-MEYER

By   
APRIL F. HEINZE  
Acting Deputy Chief Administrative Officer

**ATTACHMENT(S)**

A - Resolution

**SUBJECT:** ADOPTION OF CONFLICT OF INTEREST CODE FOR THE COUNTY OF  
SAN DIEGO OVERSIGHT BOARD

**AGENDA ITEM INFORMATION SHEET**

**PREVIOUS RELEVANT BOARD ACTIONS:**

N/A

**MANDATORY COMPLIANCE:**

Political Reform Act, Government Code Section 81000 et seq

**CONTACT PERSON(S):**

Brian Hagerty

Name

619-531-4829

Phone

619-531-6439

Fax

A-6

Mail Station

Brian.Hagerty@sdcounty.ca.gov

E-mail

Resolution No. \_\_\_\_\_  
Meeting Date: \_\_\_\_\_

A RESOLUTION OF THE COUNTY  
OF SAN DIEGO OVERSIGHT BOARD  
ADOPTING A CONFLICT OF INTEREST CODE  
FOR THE COUNTY OF SAN DIEGO OVERSIGHT BOARD

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 a regulation, California Code of Regulations, Title 2, Division 6, Section 18730 (hereinafter “CCR 18730”), which contains the terms of a standard conflict of interest code; and

WHEREAS, a local government agency may incorporate by reference the FPPC standard conflict of interest code, which shall include future amendments to the standard conflict of interest code by the FPPC after public notice and hearings to conform to amendments in the Political Reform Act; and

WHEREAS, the FPPC standard conflict of interest code requires that each agency, by appendix to its conflict of interest code, designate: (a) the employment positions whose duties require the employees serving in such positions to disclose certain economic interests, and (b) the categories of economic interests that the employees must disclose.

NOW, THEREFORE, IT IS HEREBY BY RESOLVED that the Conflict of Interest Code attached hereto as Attachment A-1 shall constitute the conflict of interest code for the County of San Diego Oversight Board.

Approved as to Form and Legality  
By Valerie Tehan, Oversight Board Counsel

## CONFLICT OF INTEREST CODE

County of San Diego Oversight Board  
1600 Pacific Highway, Room 402  
San Diego, CA 92101

The Political Reform Act, Government Code Section 81000, et seq., requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission ("FPPC") has adopted a regulation, California Code of Regulations, Title 2, division 6, Section 18730 (hereinafter "CCR 18730"), which contains the terms of a standard conflict of interest code. It can be incorporated by reference and may be amended by the FPPC after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of CCR 18730 and any amendments to it duly adopted by the FPPC are hereby incorporated by reference and along with the attached Appendix in which members and employees are designated and disclosure categories are set forth constitute the conflict of interest code of County of San Diego Oversight Board.

Designated employees shall file statements of economic interests with the agency. Upon receipt of the statements of the Directors, the agency shall make and retain a copy and forward the original of these statements to the Clerk of the Board of Supervisors. The original statements for all other designated employees will be retained by the agency.

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David Hall  
Clerk of the Board of Supervisors

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

<b><u>DESIGNATED EMPLOYEES'</u></b> <b><u>TITLE OR FUNCTION</u></b>	<b><u>DISCLOSURE SCHEDULES</u></b>
Each member of the County of San Diego Oversight Board	A-1, A-2, B, C, D, E
Counsel to the Oversight Board	A-1, A-2, B, C, D, E

Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the broadest disclosure category in this Code subject to the following limitation:

The CAO 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 on that description, a statement of the extent of disclosure requirements. The CAO’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.

Disclosure for designated employees pursuant to Schedule E, Gifts, shall be limited to gifts with a value of \$50 or more received from persons doing business with the County of San Diego Oversight Board.