



Monterey County

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Board Order

Upon motion of Supervisor Salinas, seconded by Supervisor Parker and carried by those members present, the Board of Supervisors hereby:

Adopted Resolution No. 14-210 to approve the Conflict of Interest Code of the International School of Monterey.

PASSED AND ADOPTED on this 1ST day of July 2014, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas and Parker

NOES: None

ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 77 for the meeting on July 1, 2014.

Dated: July 8, 2014
File Number: RES 14-056

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By 
Deputy

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No.14-210)
Adopt Resolution approving the amended)
Conflict of Interest Code of the International)
School of Monterey.)

WHEREAS, pursuant to Government Code section 87306, the International School of Monterey has amended its conflict of interest code as necessitated by changed circumstances;

WHEREAS, pursuant to Sections 82011 and 87303 of the Government Code, the International School of Monterey has submitted its adopted code to the Monterey County Board of Supervisors, the code reviewing body, for approval;

WHEREAS, the amended conflict of interest code of the International School of Monterey is attached hereto as Attachment B and incorporated herein by reference;

WHEREAS, pursuant to Government Code section 87303, the Board of Supervisors as code reviewing body may approve the code as submitted, revise the proposed code and approve it as revised, or return the proposed code to the agency for revision and resubmission; and

WHEREAS, the proposed code as amended is lawful under the Political Reform Act of 1974;

NOW THEREFORE, BE IT RESOLVED THAT, the Board of Supervisors does hereby approve the amended conflict of interest code of the International School of Monterey, attached hereto as Attachment B, as revised pursuant to the memorandum from County Counsel's Office (Attachment D), and direct the Clerk of the Board of Supervisors to notify the International School of Monterey of the approval.

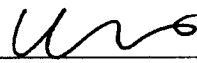
PASSED AND ADOPTED upon motion of Supervisor Salinas, seconded by Supervisor Parker and carried this 1st day of July 2014, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas and Parker
NOES: None
ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 77 for the meeting on March 11, 2014.

Dated: July 8, 2014
File Number: RES 14-056

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By 
Deputy



INTERNATIONAL SCHOOL OF MONTEREY

The mission of the International School of Monterey is to educate all children toward becoming conscientious, compassionate, and responsible citizens of the world.

Conflict of Interest Code

1. Purpose

- 1.1. Under the Political Reform Act (Government Code § 81000, et seq.), all public agencies are required to adopt a conflict-of-interest code that designates positions required to file Statements of Economic Interests (Form 700) and assigns disclosure categories specifying the types of interests to be reported.
 - 1.1.1. The California Fair Political Practices Commission (FPPC) has asserted that charter schools must comply with GC § 81000, thus ISM has adopted this conflict-of-interest code to meet the requirement.

2. Definitions

- 2.1. As applicable to a charter school, this code incorporates by reference the definitions contained in the Political Reform Act of 1974, the regulations of the Fair Political Practices Commission, specifically 2 California Code of Regulations § 18730, and any amendments or modifications to the PRA and CCRs.

3. Terms of the code

- 3.1. The terms of a conflict-of-interest code comprise such provisions as the manner to report financial interests and the disqualification procedures.
- 3.2. This code hereby incorporates by reference 2 CCR § 18730 and any amendments to it duly adopted by the FPPC.
 - 3.2.1. The FPPC recommends that agencies incorporate Regulation 18730 because the type of information required in the terms of a conflict-of-interest code is quite complex and Regulation 18730 contains all of these provisions.
 - 3.2.2. The FPPC will amend Regulation 18730 to include legislative and regulatory changes that affect the main body of the code; thereby, the terms of this conflict-of-interest code shall automatically remain in compliance with the PRA.
 - 3.2.3. Individuals seeking current information regarding Regulation 18730 or specific guidance regarding interpretation of its provisions should email advice@fppc.ca.gov or call the Fair Political Practices Commission advice line at 866-ASK-FPPC.

4. Designated positions

- 4.1. Officers, directors, trustees, and key employees participating in making decisions by voting on matters, negotiating contracts, or making recommendations on purchases, or that might otherwise materially affect any financial interest of ISM shall be *designated positions*.
- 4.2. Individuals occupying the following designated positions must disclose financial interests in Category One and Category Two as described in 5 below.
 - 4.2.1. Governing board officers and trustees
 - 4.2.1.1. Candidates for board positions must make these disclosures before becoming formal candidates for election.

4.2.2. Director

4.2.3. Operations & HR Manager

4.3. Individuals occupying the following designated positions must disclose financial interests in Category Two as described in 5 below.

4.3.1. Principal

5. Disclosure Categories

5.1. A primary purpose of this code is to require disclosure of those types of investments, interests in real property, sources of income, and business positions that designated positions may affect in their decision-making.

5.2. Designated positions assigned to Category One must report the following.

5.2.1. Interests in real property located in whole or in part within the boundaries (and a two-mile radius) of the school district in which International School of Monterey is located, if the fair market value of the interest is greater than \$1,000.

5.2.2. Investments in or income from persons or business entities which are contractors or subcontractors that have engaged during the past two years in the performance of building construction or design within the boundaries (and a two-mile radius) of the school district in which ISM is located.

5.2.3. Investments in or income from persons or business entities engaged in the disposal or acquisition of real property within the boundaries (and a two-mile radius) of the school district in which ISM is located.

5.3. Designated positions assigned to Category Two must report the following.

5.3.1. Investments in or income from business entities that perform work or services, or manufacture, sell, repair, rent, or distribute school supplies, books, materials, furnishings, or equipment of the type utilized by International School of Monterey, within the boundaries (and a two-mile radius) of the school district in which ISM is located.

6. Statement of Economic Interests Filing

6.1. Individuals holding designated positions shall file a Statement of Economic Interests (Form 700) disclosing the categories listed in 5. as appropriate for the position held by the dates designated in Form 700.

6.2. All statements shall be filed with International School of Monterey.

6.2.1. ISM shall retain all statements.

6.2.2. ISM shall make the statements available for public inspection and reproduction upon request (Government Code Section 81008).

7. Financial impact

7.1. ISM projects no significant annual costs associated with the adoption and implementation of this code.

8. Adoption and renewal

8.1. This code was written by the ISM administration and adopted by the ISM Board of Trustees.

8.2. This code shall become effective: April 1, 2014 and supersedes any and all earlier conflict-of-interest policies adopted by the ISM Board of Trustees.

8.3. This code shall be assessed one year from its effective date to determine its effectiveness and appropriateness. This code may be assessed before that time as necessary.

MEMORANDUM

To: Chair Calcagno and Members of the Monterey County Board of Supervisors

CC: Gail Borkowski, Clerk of the Board

From: Traci A. Kirkbride, Deputy County Counsel

TAK

Date: July 1, 2014

Re: Conflict of Interest Code for International School of Monterey Charter School

In order to reflect the jurisdiction of the International School of Monterey (ISM), County Counsel's Office recommends that the Board of Supervisors, as the code reviewing body for the International School of Monterey, revise the Conflict of Interest Code for ISM, pursuant to Government Code § 87303(b), to reflect that the jurisdiction of the International School of Monterey is entirely within the County of Monterey.

County Counsel's Office recommends that the Board approve the Conflict of Interest code of the International School of Monterey as so revised.