



Monterey County Board of Supervisors

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Board Order

Resolution No.: 18-277

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

Adopted Resolution No. 18-277 to approve amendments to the Conflict of Interest Code of the Housing Authority of Monterey County from the 2016 Biennial Review of Conflict of Interest Codes.

PASSED AND ADOPTED on this 28th day of August 2018, by the following vote, to wit:

AYES: Supervisors Alejo, Salinas, Phillips, Parker and Adams

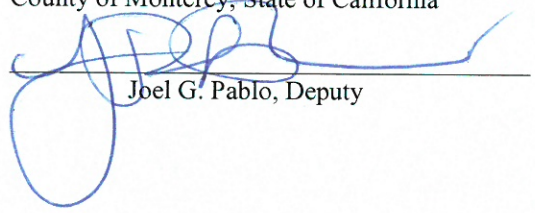
NOES: None

ABSENT: None

I, Valerie Ralph, 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 81 for the meeting August 28, 2018.

Dated: August 28, 2018
File ID: RES 18-109

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Joel G. Pablo, Deputy

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

Resolution No. 18-277

Adopted Resolution No. 18-277 approving the Amended Conflict of Interest)
Code of the Housing Authority of Monterey County.....)

WHEREAS, pursuant to Government Code sections 87300 and 87301, the Housing Authority of Monterey County has adopted a Conflict of Interest Code;

WHEREAS, pursuant to Government Code section 87306, the Housing Authority of Monterey County has amended its Conflict of Interest Code as necessitated by changed circumstances;

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

WHEREAS, the amended Conflict of Interest Code of the Housing Authority of Monterey County is attached hereto as Attachment A 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, may revise the proposed Code and approve it as revised, or may return the proposed Code to the agency for revision and resubmission; and

WHEREAS, Monterey County Counsel has recommended that the proposed code be revised as set forth in the attached Memorandum;

WHEREAS, the proposed Code, as amended and as revised as set forth in the attached Memorandum, is lawful under the Political Reform Act of 1974;

NOW THEREFORE, BE IT RESOLVED THAT, the Board of Supervisors does hereby revise the proposed code as set forth in the attached Memorandum and approve the Amended Conflict of Interest Code of the Housing Authority of Monterey County as so revised, attached here to as Attachment A, and directs the Clerk of the Board of Supervisors to notify the Housing Authority of Monterey County of the revision and approval.

PASSED AND ADOPTED on this 28th day of August 2018, by the following vote, to wit:

AYES: Supervisors Alejo, Salinas, Phillips, Parker and Adams

NOES: None

ABSENT: None

I, Valerie Ralph, 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 81 for the meeting August 28, 2018.

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County of Monterey, State of California


Joel G. Pablo, Deputy

CONFLICT OF INTEREST CODE OF THE
HOUSING AUTHORITY OF THE COUNTY OF MONTEREY

(a) The Political Reform Act of 1974, Government Code sections 81000, et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regs. section 18730, which contains the terms of a standard model Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act after public notice and hearings. Therefore, the terms of 2 Cal. Code of Regs. section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officials and employees are designated and disclosure categories are set forth are hereby incorporated by reference and constitute the Conflict of Interest Code of the Housing Authority of the County of Monterey

(b) Pursuant to Government Code section 81008 and 2 Cal. Code of Regs. section 18730(b)(4), all designated employees shall file statements of economic interest with their agency. Upon receipt of the statement of the Commissioners, the agency shall make and retain a copy and forward the original of the statement to the code reviewing body. Statements for all other designated employees shall be retained by the agency, which shall make the statements available for public inspection and/or reproduction.

(c) APPENDIX

EXHIBIT A: DESIGNATED POSITIONS

<u>List of Designated Positions</u>	<u>Assigned Disclosure Categories</u>
Commissioners	1
Executive Director	1
Director of Finance	1
Director of Housing Management	1
Director of Housing Programs	1
Human Resources Manager	1
Consultants	1

EXHIBIT B: DISCLOSURE CATEGORIES

General Provisions

When a member, officer, or employee who holds a designated position is required to disclose investments and sources of income, he or she shall disclose investments in business entities and sources of income which do business in the jurisdiction, plan to do business in the jurisdiction, or have done business in the jurisdiction within the past two years. In addition to other activities, a business entity is doing business within the jurisdiction if it owns real property within the jurisdiction.

When a designated member, officer, or employee who holds a designated position is required to disclose sources of income, he or she shall disclose gifts received from donors located inside as well as outside the jurisdiction.

When a designated member, officer, or employee who holds a designated position is required to disclose interest in real property, he or she shall disclose the type of real property described below, if it is located in whole or in part within, or not more than two miles outside of the boundaries of the jurisdiction, or within two miles of any land owned or used by the Housing Authority of the County of Monterey.

When a designated member, officer, or employee who holds a designated position is required to disclose business position, he or she shall disclose positions in business entities that do business in the jurisdiction, plan to do business in the jurisdiction, or have done business in the jurisdiction within the past two years.

For purposes of this Conflict of Interest Code, the jurisdiction of the Housing Authority of the County of Monterey is the County of Monterey.

DISCLOSURE CATEGORY 1:

A member, officer, or employee holding a position assigned to Disclosure Category 1 shall, in the manner described above, report:

All investments and business positions in business entities and sources of income in the jurisdiction.

Interests in real property in the jurisdiction, which were acquired by, leased, or otherwise used by the Housing Authority of the County of Monterey.

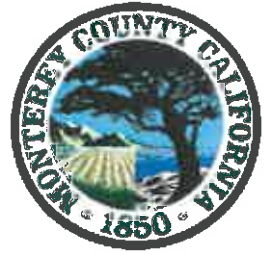
His or her status as director, officer, partner, trustee, employee, or holder of a management position in any business entity in the jurisdiction.

Adopted: February 1994
Amended: November 1998
Amended: October 2000
Amended: February 2002
Amended: October 2002
Amended: February 2004
Amended: April 2005
Amended: December 2005
Amended: February 2009
Amended: April 2010
Amended: August 2010
Amended: April 2011
Amended: December 2011
Amended: December 2013
Reviewed: July 2015
Reviewed: August 2016
Amended: January 2018

MONTEREY COUNTY

OFFICE OF THE COUNTY COUNSEL

CHARLES J. MCKEE, COUNTY COUNSEL



MEMORANDUM

DATE: June 20, 2018

TO: Chair Alejo and Members of the Monterey County Board of Supervisors

FROM: Rebecca M. Cenicerros, Deputy County Counsel

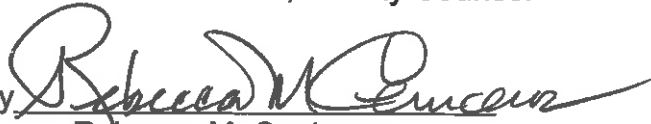
SUBJECT: Housing Authority of Monterey County Conflict of Interest Code

Government Code section 87303(b) provides that the Board, as the code reviewing body for local agencies, may revise a proposed Conflict of Interest Code and approve it, as revised. The Housing Authority of Monterey County has submitted an amended Conflict of Interest Code to the Board for review.

County Counsel recommends that the Board revise this Conflict of Interest Code to incorporate the definition of consultants set forth in Title 2 of the California Code of Regulations, section 18700.3(a) into the Conflict of Interest Code.

County Counsel recommends that the Board approve the proposed Conflict of Interest Code for the Housing Authority of Monterey County as so revised.

CHARLES J. MCKEE, County Counsel

By 
Rebecca M. Cenicerros
Deputy County Counsel