

**NOTICE OF INTENTION TO AMEND A
CONFLICT OF INTEREST CODE BY
THE ARBUCKLE PUBLIC UTILITY DISTRICT**

TO: DISTRICT EMPLOYEES, CONSULTANTS, AND MEMBERS OF THE PUBLIC:

NOTICE IS HEREBY GIVEN that the Arbuckle Public Utility District (“District”) intends to amend its Conflict of Interest Code (“Code”) pursuant to Government Code Section 87300 *et seq.*

The proposed amended Code incorporates by reference the requirements the Fair Political Practices Commission has adopted to govern conflict of interest codes in the State of California. The Code requires officials, employees, legal counsel, and consultants of the District who occupy decision making positions to disclose any financial interests that may conceivably affect their decisions for the District. The District proposes to amend the Code to incorporate by reference the requirements of the Fair Political Practices Commission; add Legal Counsel to the list of designated positions; remove Engineer from the list of designated positions; add District Directors as those who must file statements of economic interest pursuant to Government Code section 87200; and replace all disclosure categories with three new disclosure categories.

Attached to this notice is a copy of the proposed Code amendments. The District’s Board of Directors will review these Code amendments for approval at its next regularly scheduled Board meeting, on November 14, 2024. Any inquiries considering the proposed Conflict of Interest Code amendments may be directed to Ana Hass at A.Hass@arbucklepud.org or (530) 476-2054.

ARBUCKLE PUBLIC UTILITY DISTRICT

CONFLICT OF INTEREST CODE

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 has adopted a regulation (California Code of Regulations, Title 2, Section 18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of California Code of Regulations, Title 2, Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix A designating positions and attached Appendix B establishing disclosure categories, shall constitute the conflict of interest code of the Arbuckle Public Utility District (the "District").

Individuals holding designated positions shall file their statements of economic interest with the District, which will make the statements available for public inspection and reproduction. (Gov. Code § 81008). Upon receipt of the statements from designated employees, the District shall file the original copies in the Districts' office and will make the statements for public inspection upon request.

**ARBUCKLE PUBLIC UTILITY DISTRICT
CONFLICT OF INTEREST CODE**

**APPENDIX A
Designated Positions**

<u>Designated Positions</u>	<u>Disclosure Categories</u>
General Manager.....	1, 2, 3
Legal Counsel.....	1, 2, 3
Consultants.....	*

* The President of the Board of Directors may determine in writing that a particular consultant, although a “designated position,” is hired to perform a range of duties that is 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 President of the Board of Directors’ determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Public Officials Who Manage Public Investments

It has been determined that the following positions manage public investments and will file statements of economic interest pursuant to Government Code section 87200:

Directors

**ARBUCKLE PUBLIC UTILITY DISTRICT
CONFLICT OF INTEREST CODE**

**APPENDIX B
Disclosure Categories**

Individuals holding designated positions shall disclose interests pursuant to their assignment to the corresponding disclosure categories:

Category 1

Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources that provide services, supplies, materials, machinery, or equipment of the type utilized by the District. The types of sources include, but are not limited to the following:

- Engineering services
- Construction contractors
- Safety equipment and facilities
- Hardware tools and supplies
- Freight and hauling
- Motor vehicles
- Petroleum products
- Photographic services, supplies and equipment
- Water quality testing
- Communications equipment and services
- Travel agencies
- Well drilling
- Electrical equipment
- Computer hardware and software
- Water treatment equipment, supplies and services
- Appraisal services
- Printing, reproduction, record keeping, etc.
- Office equipment
- Accounting services
- Real estate agent/brokers and investment firms
- Title companies
- Public utilities
- Banks and savings and loan institutions
- Financial audit services
- Consulting services, such as legal, energy and power, engineering, data processing, computers, labor relations, public relations, planning, economics, environmental, and appraisal
- Agricultural production

Category 2

Interests in real property located within the District's jurisdiction or within two miles of the boundaries of the jurisdiction of the District, or within two miles of any land owned or used by the District.

Category 3

Investments and business positions in business entities, and income, including receipt of loans, gifts, and travel payments, from sources that have a claim pending or have filed a claim against the District within the last two years.