

CLEAR CREEK COMMUNITY SERVICES DISTRICT  
ORDINANCE 2013-06

AN ORDINANCE OF THE CLEAR CREEK COMMUNITY SERVICES DISTRICT ADOPTING A CONFLICT OF INTEREST CODE, PURSUANT TO GOVERNMENT CODE, SECTION 81000, ET. SEQ., POLITICAL REFORM ACT, AND REPEALING ALL PREVIOUSLY ENACTED CONFLICT OF INTEREST RULES AND REGULATIONS.

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, Incorporation by reference of the terms of California Code of Regulations, Title 2, division 6, Section 18730 along with the designation of employees and the formulation of disclosure categories in the Appendix referred to below constitute the adoption and promulgation of a conflict of interest code within the meaning of Government Code Section 87300 or the amendment of a conflict of interest code within the meaning of Government Section 87306 if the terms of this regulation are substituted for terms of a conflict of interest code already in effect; and

WHEREAS, the Clear Creek Community Services District (hereinafter "the District") has reviewed its conflict of interest code and has determined an amendment is necessary,

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Clear Creek Community Services District that:

1. All rules and regulations governing the conflict of interest prescribed and set forth in all previously adopted ordinances, resolutions and motions by the District are hereby repealed.
2. All provisions, rules and regulations contained in California Code of Regulations, Title 2, division 6, Section 18730 (hereinafter "CCR 18730"), which contains the terms of a standard conflict of interest code, are incorporated herein by reference and constitute the conflict of interest code of Clear Creek Community Services District ("the District"), along with the attached Exhibit "A" in which members and employees are designated and attached Exhibit "B" in which disclosure categories are set forth.
3. Exhibit "A", attached, designates those positions which make or participate in the making of decisions which foreseeably have a material effect on economic interests of the District.
4. Exhibit "B", attached, designates the disclosure responsibilities assigned to each position listed in Exhibit "A".

5. Employees designated in Exhibit "A" shall file Statements of Economic Interests ("Statements") with the District. The District's filing officer shall make and retain a copy of the Statements and shall file originals of the Statements with the Shasta County Clerk of the Board. Every report and statement filed pursuant to this Conflict of Interest Code and CCR 18730 is a public record open for public inspection and reproduction pursuant to Government Code §81008.

6. Further amendments to the District's Conflict of Interest Code may be made by Ordinance of the Board.

PASSED AND ADOPTED by the Board of Directors of the Clear Creek Community Services District this 20th day of November, 2013, by the following vote:

Motion: Irwin Fust

Second: Calvin Ciapponi

AYES: 5


NOES: 0

Abstain: 0

Absent: 0

  
Johanna Trenergy, Chairwoman

ATTEST:

  
Kurt Born, General Manager  
Secretary, Board of Directors

## EXHIBIT A

### CLEAR CREEK COMMUNITY SERVICES DISTRICT

#### DESIGNATED POSITIONS

The following positions are designated so that persons holding such designating positions shall file conflict of interest statements as provided in the Political Reform Act and the District's Conflict of Interest Code.

#### DESIGNATED POSITIONS CATEGORY

#### DISCLOSURE

Chairman of the Board  
Vice Chair of the Board  
Director  
Director  
Director  
General Manager  
Secretary to the Board  
Assistant Manager  
CFO  
Superintendent  
\*Consultant

Category I of Exhibit "B"  
Category I of Exhibit "B"  
Category I of Exhibit "B"  
Category I of Exhibit "B"  
Category I of Exhibit "B"  
Category I of Exhibit "B"  
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Category I of Exhibit "B"

\*Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category subject to the following:

The Chairman 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 the description, a statement of the disclosure requirements. The executive director's determination is a public record and shall be retained for public inspection in the same number and location as this Conflict of Interest Code.

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Disclosure categories are described in Exhibit "B", and attached hereto.

## EXHIBIT B

### CLEAR CREEK COMMUNITY SERVICES DISTRICT

#### DISCLOSURE CATEGORIES

I. Positions listed in these categories shall report:

- (a) Investments or interests in real property located in the District;
- (b) Personal income;
- (c) Income of a business entity, including income from a sole proprietorship; and
- (d) Management positions

Personal income, income of a business entity, etc., and management positions are reportable if the source of income or activity of a business entity from which income is received or in which a management position is held is located in the District, or has done business in the District within two years prior to the time a statement is required by this code.

All such financial interests are reportable unless the investment or interest in real property, the source of income, or the activity of such business entity cannot foreseeably be affected by any decision made or participated in by the designated employee occupying the position.

II. All disclosures required by Category I shall be reported in this category except investments or interest in real property.