

**SCOTTS VALLEY WATER DISTRICT  
ORDINANCE NO. 148-08**

**AN ORDINANCE AMENDING ARTICLE 2 OF ORDINANCE NO. 119-96, AS AMENDED,  
REVISING DISTRICT CONFLICT OF INTEREST CODE**

BE IT ORDAINED by the Board of Directors of the Scotts Valley Water District, Santa Cruz County, California, that Ordinance No. 119-96, as amended, is hereby further amended as set forth below in Sections 1 of this Ordinance No. 148-08.

**SECTION 1. REVISION OF DISTRICT CONFLICT OF INTEREST CODE**

The current Section 2.40 of Article 2 of Ordinance No. 119-96, as amended, shall be amended to read as follows, adding the District's Accounting Manager position as a Designated Position for the purpose of conflict of interest disclosure and updating the position title of the General Manager:

***Section 2.40 – Conflict Of Interest Code***

Government Code Sections 81000, et seq., the Political Reform Act of 1974, as amended, requires each state and local government agency to adopt and promulgate a Conflict of Interest Code. The Fair Political Practices Commission adopted Title 2 California Code of Regulations Section 18730 ("Section 18730") to regulate that requirement. The purpose of this section is to satisfy those requirements and any amendments thereto and to set forth the list of persons holding designated positions for purposes of the requirements.

- (a) The provisions of Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, are hereby incorporated by reference and constitute the Conflict of Interest Code of the Scotts Valley Water District.
- (b) Pursuant to Section 4 of Section 18730, persons holding Designated Positions as set forth in section (d), below, shall file Statements of Economic Interest with the District's Office Supervisor, who shall note the date of receipt thereon and make copies of said documents available for public inspection and reproduction, and who shall forward the originals thereof for filing purposes to the office of the County Clerk of the County of Santa Cruz, all within five (5) days after the applicable filing deadline or within five (5) days of receipt in the case of a statement filed late.
- (c) The requirements of Section 18730 are in addition to other requirements of the Political Reform Act of 1974, as amended, and to any other state and local laws pertaining to conflicts of interest.
- (d) Scotts Valley Water District's Designated Positions are as follows:

| <i>DESIGNATED POSITION</i>  | <i>DISCLOSURE CATEGORY</i>  |
|---|---|
| ELECTED BOARD<br><ul style="list-style-type: none"> <li>▪ Directors</li> </ul>  | A, B, C, D, E, F, G & H   |
| STAFF<br><ul style="list-style-type: none"> <li>▪ General Manager/<del>Chief Engineer</del></li> <li>▪ Operations Manager/Assistant General Manager</li> <li>▪ <u>Accounting Manager</u></li> <li>▪ District Counsel</li> </ul> | A, B, C, D, E, F, G & H<br>A, B, C, D, E, F, G & H<br><u>A, B, C, D, E, F, G &amp; H</u><br>A, B, C, D, E, F, G & H |

**SECTION 3. SEVERABILITY**

If any section, subsection, paragraph, subparagraph, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such validity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this Ordinance; and the Board declares that this Ordinance and each section, subsection, paragraph, subparagraph, sentence, clause and phrases thereof would have been adopted irrespective of the fact that one or more of such section, subsection, paragraph, subparagraph, sentence, clause or phrase be declared invalid or unconstitutional.

**SECTION 4. EFFECTIVE DATE**

This Article shall be in full force and effect thirty (30) days after adoption and shall be published once in full in a newspaper of general circulation, printed, published, and circulated in the District within fifteen (15) days after adoption and shall be posted within said time in three (3) public places within the District.

PASSED AND ADOPTED this 11<sup>th</sup> day of December 2008, by the following vote:

AYES: DIRECTORS: Hodgin, Kannegaard, Kassis, Miller, Perri  
NOES: DIRECTORS:  
ABSENT: DIRECTORS:  
ABSTAIN: DIRECTORS:

/s/ Chris Perri  
Chris Perri  
President, Board of Directors

ATTEST:

/s/ Deborah L. Hazen  
Deborah L. Hazen  
Secretary to the Board

I hereby certify that the foregoing Ordinance was duly passed and adopted by the Board of Directors of the Scotts Valley Water District, Santa Cruz County, California, at its regular meeting thereof held on the 11<sup>th</sup> day of December in the year 2008, by the following vote:

|          |  |
|----------|--|
| AYES:    | DIRECTORS: Hodgin, Kannegaard, Kassis, Miller, Perri |
| NOES:    | DIRECTORS:   |
| ABSENT:  | DIRECTORS:   |
| ABSTAIN: | DIRECTORS:   |

/s/ Chris Perri  
Chris Perri  
President, Board of Directors

*ATTEST:*

/s/ Deborah L. Hazen  
Deborah L. Hazen  
Secretary to the Board