

RESOLUTION NO. 2748-10 WWD

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACTING AS THE BOARD OF DIRECTORS OF THE WINDSOR WATER DISTRICT
SUPERSEDING RESOLUTION NO. 2379-08
DESIGNATING POSITIONS REQUIRED TO FILE
STATEMENTS OF ECONOMIC INTERESTS**

WHEREAS, the Political Reform Act, Government Code Sections 81000 et seq., requires state and local government agencies to adopt and to promulgate conflict of interest codes; and

WHEREAS, Windsor Water District is an agency subject to the Political Reform Act's code-filing requirement; and

WHEREAS, the Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regs. Section 18730, which contains the terms of a standard conflict of interest code and which can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings to confirm to amendments to the Political Reform Act.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Windsor Water Agency does hereby incorporate, by reference, along with this resolution in which officers and employees are designated and disclosure categories are set forth, the terms of 2 Cal. Code of Regs. Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission.

BE IT FURTHER RESOLVED, that 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 this resolution constitute the Conflict of Interest Code for the Windsor Water District.

BE IT FURTHER RESOLVED AS FOLLOWS:

SECTION 1

The designated positions and disclosure categories relating to the filing of statements of economic interests as per the requirements of the Windsor Water District's Conflict of Interest Code are listed below. Said statements are to be filed with the Sonoma County Clerk's office as the Filing Official.

<u>POSITION</u>	<u>DISCLOSURE CATEGORY</u>
Board of Directors	1
General Manager	1
Assistant General Manager	1
District Counsel	1
Assistant District Counsel	1
Finance Officer	1
Public Works Director	2-4
Public Works Manager	2-4
Public Works Maintenance Superintendent	2-4
Water Systems Supervisor	2-4
Wastewater Systems Supervisor	2-4
Consultants	1-4*

Consultants*

TBD

The General Manager will make a determination that shall require a particular consultant to file a Statement of Economic Interests if he/she finds that a consultant will:

(A) Make a government decision to:

- approve a rate, rule or regulation;
- adopt or enforce a law;
- issue, deny, suspend or revoke any permit, license, application, certificate, approval, order or similar authorization or entitlement;
- authorize the Windsor Water District to enter into, modify or renew a contract provided it is the type of contract which requires District approval;
- grant Windsor Water District approval to a contract which requires District approval and which the District is the party or to the specifications for such contract;
- grant Windsor Water District approval to a plan, design, report, study or similar term; or
- adopt or grant approval of policies, standards or guidelines for the District or for any subdivision thereof; or

(B) Serve in a staff capacity with the Windsor Water District and in that capacity performs the same or substantially all of the same duties for the District that would otherwise be performed by an individual holding a position specified in the District's Conflict of Interest Code.

*The position of consultant includes County staff hired by the Town on a contract basis.

C. Explanation of Disclosure Categories:

Category 1:

All designated employees in this category shall disclose all sources of income, all interests in real property, and all investments and business positions in business entities.

Category 2:

All designated employees in this category shall disclose investments, business positions and sources of income from business entities which provide services, supplies, materials, machinery or equipment of the type utilized by the Windsor Water District.

Category 3:

All designated employees in this category shall disclose all investments, business positions and sources of income from business entities, and interests in real property, which are subject to the regulatory, permit or licensing authority of the Windsor Water District, or which may receive grants from the District.

Category 4:

All designated employees in this category shall disclose all investments, business positions and sources of income from business entities that engage in land development, construction or the acquisition or sale of real property in Windsor, and all interests in real property in Windsor.

SECTION 2

NOW, THEREFORE BE IT RESOLVED that the Board of Directors of the Windsor Water District adopts this resolution superseding Resolution No. 2379-08 and designating positions required to file statements of economic interest.

PASSED, APPROVED and ADOPTED this 3rd day of November 2010, by the following vote:

**AYES: COUNCILMEMBERS ALLEN, FUDGE, GOBLE, SCHOLAR AND
MAYOR SALMON**


NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

ATTEST:


MARIA DE LA O, SECRETARY


SAM SALMON, CHAIRPERSON