



**BOARD OF SUPERVISORS
AGENDA LETTER**

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: County Counsel
Department No.: 013
For Agenda Of: September 7, 2010
Placement: Administrative
Estimated Tme: -0-
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Dennis A. Marshall, County Counsel 568-2950
Director(s) Joseph E. Holland, Clerk-Recorder-Assessor 568-2558

Contact Info: Jerry F. Czuleger, Sr. Deputy County Counsel 568-2950
SUBJECT: Amendment to the 'Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts' (Single Code)

County Counsel Concurrence
Yes

Auditor-Controller Concurrence
As to from: N/A

Other Concurrence:
N/A

Recommended Actions:

That the Board of Supervisors adopt the attached resolution that approves the amendment of the 'Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts' (Single Code), by adding the:

- Santa Barbara County Indian Gaming Local Community Benefit Committee;

Summary Text:

Every state and local government agency is required to adopt a "conflict of interest code". Government Code Section 87300. A conflict of interest code designates the positions within an agency that "involve the making or participation in the making of decisions which may foreseeably have a material effect on any financial interest" of the public official. Government Code Section 87302(a). The designated public officials must periodically disclose certain investments, interests in real property, sources of income, gifts, loans and business positions. The financial disclosures are compiled on Form 700 as required by the Fair Political Practices Act. Government Code Sections 81000 et.seq. Agencies

must amend their conflict of interest codes when necessary to add or delete positions and disclosure categories. Conflict of interest codes must be reviewed at least every two years.

On October 3, 1995, the Board of Supervisors directed the Clerk-Recorder-Assessor to adopt a conflict of interest code for county departments, commissions/boards/committees and dependent special districts – the ‘Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts’ (Single Code). (Resolution No. 95-450). The Single Code was adopted by the Clerk-Recorder-Assessor on December 5, 1995, and subsequently approved by the Board of Supervisors. The Single Code is intended to help ensure timely amendments and revisions. Additionally, all financial disclosure statements (Form 700’s) are filed in the Office of the Clerk-Recorder-Assessor, which provides a central repository for public access. The Board of Supervisors is the “code reviewing body” for the Single Code, and thus must approve any amendments before they are effective. Government Code Section 87303.

The Clerk-Recorder-Assessor has amended the Single Code by adding the County of Santa Barbara Indian Gaming Local Community Benefit Committee as Exhibit No. C-44 and this amendment is now presented to the Board of Supervisors for approval.

All other provisions of the Single Code that are not addressed in this amendment remain in effect.

Performance Measure: N/A

Fiscal and Facilities Impacts: N/A

Special Instructions:

Clerk to send copies of fully executed resolution and minutes approving the County Clerk-Recorder-Assessor’s amendment of the Single Code to

- Jerry F. Czuleger, Sr. Deputy County Counsel;
- Sheila Hess, Elections Supervisor, Office of the County Clerk-Recorder-Assessor.

Attachments:

Resolution of the Board of Supervisors Approving Amendments to the Santa Barbara County Single Comprehensive Conflict of Interest Code for County Departments, Commissions/Boards/Committees and Dependent Special Districts.

Authored by:

Jerry F. Czuleger, Sr. Deputy County Counsel