

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



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

Agenda Number:

Prepared on: 6/27/03
Department: County Counsel
Budget Unit: 0710
Agenda Date: 8/12/03
Placement: Administrative
Estimate Time: -0-
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: Shane Stark, County Counsel
Joseph Holland, Clerk-Recorder-Assessor

STAFF CONTACT: Rick Sanchez, Deputy County Counsel, 2950

SUBJECT: Amendment to the Santa Barbara County Single Comprehensive Conflict of Interest Code for County "Local Agencies" (Single Code)

Recommendations for action to be taken in the following sequential order:

- A. That the board of supervisors adopts the attached resolution that amends Exhibit A-2 of Resolution No. 95-450, as follows:
 - (1) Revises Exhibit A-2 of said Resolution No. 95-450 to add the In-Home Care Network, Santa Barbara County Public Authority.
- B. That the board of supervisors approves proposed Amendment No. 10 to the Single Code adopted by the clerk-recorder-assessor for agencies specified in Resolution No. 95-450, as amended.

Alignment with Board Strategic Plan:

Law and Business Necessity: The recommendation is primarily aligned with actions required by law or business necessity.

Executive Summary and Discussion:

On October 3, 1995, the board of supervisors adopted Resolution No. 95-450 that provides for the adoption of a single comprehensive conflict of interest code for those county departments, commissions and dependent special districts identified in the resolution. Thereafter, the board of supervisors made several amendments to Resolution No. 95-450 adding and deleting agencies subject to the single code. The attached resolution adds the In-Home Care Network, Santa Barbara County Public Authority, as an agency that is subject to the county's comprehensive conflict of interest code.

In order to implement Resolution No. 95-450, the clerk-recorder-assessor (clerk-recorder) adopted the Single Code, on December 5, 1995, and the board of supervisors approved the Single Code on December 19, 1995. Thereafter, the board of supervisors approved Amendments No. 1 through No. 9 to the Single Code that were adopted by the clerk-recorder.

The clerk-recorder adopted Amendment No. 10 to the Single Code on July 18, 2003. Amendment No. 10 is effective when approved by the board of supervisors.

Amendment No. 10, as adopted by the clerk-recorder, revises exhibits in the Single Code for each respective agency listed below in the following manner:

(1) Revises and amends the following exhibits, which set forth designated positions and disclosure categories for designated positions, in the current Single Code to reflect personnel or agency changes for each listed agency:

- a) Exhibit No. C-12 (Designated Positions) for the Santa Barbara County Clerk-Recorder-Assessor;
- b) Exhibit No. C-14 (Designated Positions) for the Santa Barbara County District Attorney;
- c) Exhibit No. C-25 (Designated Positions) for the Santa Barbara County Human Resources Department. [Note: the revision changes titles of designated positions and agency name to conform to the agency's name change in the single code that was approved by the board of supervisors on July 9, 2002.];
- d) Exhibit No. 34 (Designated Positions) for the Santa Barbara County Redevelopment Agency; and
- e) Exhibit No. C-36 (Designated Positions) for the In-Home Care Network, Santa Barbara County Public Authority

Mandates and Service Levels:

Direction by the board of supervisors will not change the program or service levels.

Fiscal and Facilities Impacts:

Direction by board of supervisors will not cause a facility or fiscal impact.

Special Instructions:

Please forward a copy of the executed documents and minute order to Rick Sanchez, Deputy County Counsel, 2950.

Concurrence:

The following departments concur:

- (1) Human Resources;
- (2) District Attorney
- (3) Clerk-Recorder-Assessor
- (4) Social Services (In-Home Care Network)
- (5) Redevelopment Agency

EXHIBIT AA-2 (revised July 18, 2003)

List of Local Agencies and County of Santa Barbara Departments
that are subject to the Santa Barbara County Single Comprehensive
Conflict-of-Interest Code

<u>Exhibit No.</u>	<u>Agency</u>
C-1	Santa Barbara County Board of Architectural Review
C-2	Santa Barbara Human Services Commission
C-3	(reserved)
C-4	Laguna County Sanitation District
C-6	Santa Barbara County Department of Child Support Services
C-7	Santa Barbara County Agricultural Commissioner/Sealer of Weights and Measures; Cooperative Extension, University of California
C-8	Santa Barbara County Assessment Appeals Board
C-9	Santa Barbara County Auditor-Controller
C-10	Santa Barbara County Civil Service Commission
C-11	Santa Barbara County Clerk of the Board
C-12	Santa Barbara County Clerk-Recorder-Assessor
C-13	Santa Barbara County Counsel
C-14	Santa Barbara County District Attorney
C-15	Santa Barbara County Employees Retirement System
C-16	Santa Barbara County General Services Department
C-17	Santa Barbara County Public Health Department
C-19	(reserved)

- C-20 Santa Barbara County Alcohol, Drug and Mental Health Services Department
- C-21 Santa Barbara County Office of the Administrator
- C-23 Santa Barbara County Park Commission
- C-24 Santa Barbara County Park Department
- C-25 Santa Barbara County Human Resources Department
- C-27 Santa Barbara County Planning and Development Department
- C-28 Santa Barbara County Probation Department
- C-29 Santa Barbara County Public Defender
- C-30-A Santa Barbara County Public Works Department
- C-30-B Santa Barbara County Flood Control and Water Conservation District
- C-30-C Santa Barbara County Water Agency
- C-31-A Santa Barbara County Sheriff/Coroner *
- C-31-B Santa Barbara County Fire Department *
- C-32 Santa Barbara County Social Services Department
- C-33 Santa Barbara County Treasurer/Tax Collector/Public Administrator
- C-34 Redevelopment Agency of the County of Santa Barbara
- C-35 Children and Families Commission
- C-36 In-Home Care Network, Santa Barbara County Public Authority
- C-37 Workforce Investment Board
- C-38 Santa Barbara County Economic Development Advisory Committee/Job Creation Investment Task Force

AMENDMENT NO. 10
TO THE SANTA BARBARA COUNTY
SINGLE COMPREHENSIVE CONFLICT OF INTEREST CODE
FOR LOCAL AGENCIES SPECIFIED
IN SANTA BARBARA COUNTY RESOLUTION NO. 95-450,
AS AMENDED

(1) The Political Reform Act, Government Code § 81000 et seq., provides that state and local agencies adopt and amend, as circumstances require, and promulgate conflict of interest codes.

(2) The Fair Political Practices Commission adopted a regulation, title 2 of the California Code of Regulations § 18730, which contains the terms for a model standard conflict of interest code (hereinafter "Standard Code"), which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendment to the Political Reform Act after public notice and hearings.

(3) Pursuant to Santa Barbara County Resolution No. 95-450, as amended, which authorizes the Santa Barbara County Clerk-Recorder-Assessor (Clerk-Recorder) to adopt a single comprehensive conflict of interest code for those agencies identified in said resolution, the Clerk-Recorder has previously on December 5, 1995, adopted the Model Standard Code by incorporation by reference of the terms of title 2, Cal. Code of Regs., § 18730, and any amendments to it duly adopted by the Fair Political Practices Commission, as the Single Comprehensive Conflict of Interest Code for Local Agencies Identified in Santa Barbara County Resolution No. 95-450, as amended, and hereinafter referred to as the "Single Code".

(4) The following exhibits that set forth designated positions and the disclosure categories for the designated positions, attached hereto as Exhibits C-14, C-12, C-25 and C-34, hereby amend in their entirety the corresponding exhibits marked as Exhibits C-14, C-12, C-25 and C-34 in the series C Exhibits of said Single Code:

- a) Exhibit No. C-14 (Designated Positions) for the Santa Barbara County District Attorney;
- b) Exhibit No. C-12 (Designated Positions) for the Santa Barbara County Clerk-Recorder-Assessor;
- c) Exhibit No. C-25 (Designated Positions) for the Santa Barbara County Human Resources Department;
- d) Exhibit No. C-34 (Designated Positions) for the Santa Barbara County Redevelopment Agency.

(5) The following Exhibit No. C-36 is added to the series C Exhibits of said Single Code:

- a) Exhibit No. C-36 (Designated Positions) for the In-Home Care Network, Santa Barbara County Public Authority.

(6) The other provisions of the Single Code that are not covered by Paragraphs 4 and 5 of this amendment remain in full force and effect.

(7) Pursuant to section 4 of the Standard Code, designated employees who are identified in the series C Exhibits attached to the Single Code shall file original statements of economic interest with the Elections Division of the Office of the Clerk-Recorder at the Basement, 1100 Anacapa Street, Santa Barbara, California, or at such other location as is hereinafter designated by the Clerk-Recorder.

Adopted this ____ day of July 2003.

Joseph Holland
Clerk-Recorder

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EXHIBIT A-8

List of Local Agencies and County of Santa Barbara Departments
that are subject to the Santa Barbara County Single Comprehensive
Conflict-of-Interest Code

<u>Exhibit No.</u>	<u>Agency</u>
C-1	Santa Barbara County Board of Architectural Review
C-2	Santa Barbara Human Services Commission
C-3	(reserved)
C-4	Laguna County Sanitation District
C-6	Santa Barbara County Department of Child Support Services
C-7	Santa Barbara County Agricultural Commissioner/Sealer of Weights and Measures; Cooperative Extension, University of California
C-8	Santa Barbara County Assessment Appeals Board
C-9	Santa Barbara County Auditor-Controller
C-10	Santa Barbara County Civil Service Commission
C-11	Santa Barbara County Clerk of the Board
C-12	Santa Barbara County Clerk-Recorder-Assessor
C-13	Santa Barbara County Counsel
C-14	Santa Barbara County District Attorney
C-15	Santa Barbara County Employees Retirement Association
C-16	Santa Barbara County General Services Department
C-17	Santa Barbara County Public Health Department
C-19	(reserved)

- C-20 Santa Barbara County Alcohol, Drug and Mental Health Services Department
- C-21 Santa Barbara County Office of the Administrator
- C-23 Santa Barbara County Park Commission
- C-24 Santa Barbara County Park Department
- C-25 Santa Barbara County Human Resources Department
- C-27 Santa Barbara County Planning and Development Department
- C-28 Santa Barbara County Probation Department
- C-29 Santa Barbara County Public Defender
- C-30 Santa Barbara County Public Works Department; Santa Barbara County Water Agency; Santa Barbara County Flood Control and Water Conservation District
- C-31-A Santa Barbara County Sheriff/Coroner *
- C-31-B Santa Barbara County Fire Department *
- C-32 Santa Barbara County Social Services Department
- C-33 Santa Barbara County Treasurer/Tax Collector/Public Administrator
- C-34 Redevelopment Agency of the County of Santa Barbara
- C-35 Children & Families Commission of Santa Barbara County
- C-36 In-Home Care Network, Santa Barbara County Public Authority
- C-37 Workforce Investment Board
- C-38 Santa Barbara County Development Advisory Committee/Job Creation Investment Task Force

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

Resolution of the board of supervisors amending) Resolution No. ____
Resolution No. 95-450, as amended, that provides)
for a single comprehensive conflict of interest code)
for all departments, divisions, commissions,)
agencies and dependent special districts.)
This amendment adds the In-Home Care Network, Santa)
Barbara County Public Authority to the single code)

WHEREAS, the Santa Barbara County Board of Supervisors (Board of Supervisors) adopted Santa Barbara County Resolution No. 95-450, as amended, that is a single comprehensive conflict of interest code for those agencies listed in Exhibit A-2, attached thereto; and

WHEREAS, the Board of Supervisors desires to add the In-Home Care Network, Santa Barbara County Public Authority, to those agencies listed in said Exhibit A-2 of Resolution No. 95-450, as amended;

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDERED AND RESOLVED that:

1) Exhibit A-2 to Resolution No. 95-450, as amended, is hereby designated as Exhibit A-8 and is further amended in its entirety to read in the manner that is set forth in attached Exhibit A-8.

2) All other provisions of Resolution 95-450, as amended, that are not affected by this

amendment remain in full force and effect.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this ____ day of _____, 2003, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Chair, Board of Supervisors

MICHAEL F. BROWN
CLERK OF THE BOARD

By _____
Deputy

APPROVED AS TO FORM:
STEPHEN SHANE STARK
COUNTY COUNSEL

By _____
Deputy County Counsel

JOSEPH HOLLAND
CLERK-RECORDER-ASSESSOR

By _____

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