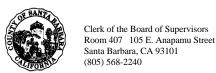
SANTA BARBARA COUNTY AGENDA BOARD LETTER



Agenda Number:

Prepared on: October 18, 2004
Department: County Counsel

Budget Unit: 013

Agenda Date: **November 2, 2004**Placement: **Administrative**

Estimated Time: Staff: None Required Total: None

Required

Continued Item: No

TO: Board of Supervisors

FROM: Shane Stark, County Counsel

STAFF

CONTACT: Rick Sanchez

Sr. Deputy County Counsel (Extension 2964)

SUBJECT: Public Hearing on the Amended Conflict of Interest Code of the Carpinteria-Summerland Fire

Protection District

RECOMMENDATION:

Set November 9, 2004, as the date for public hearing for the Board of Supervisors to consider and approve the Revised Amendment, as described below, of the conflict of interest code for the Carpinteria-Summerland Fire Protection District pursuant to Government Code § 87303(b).

ALIGNMENT WITH BOARD STRATEGIC PLAN:

The recommendation is primarily aligned with compliance with requirements of law regarding conflict of interest codes adopted by local agencies.

EXECUTIVE SUMMARY AND DISCUSSION:

On March 16, 2004, the Board of Directors of the Carpinteria-Summerland Fire Protection District (District) passed and adopted an amendment to its conflict of interest code, (hereafter "Original Amendment"), which Original Amendment makes changes to the designated positions and disclosure categories set forth in the District's conflict of interest code.

The District submitted the Original Amendment to the Clerk of the Board of Supervisors who forwarded the Original Amendment to county counsel for review and for submittal to the Board of Supervisors for action.

County counsel informed counsel for the District of certain material issues relating to the Designated Positions and to the Disclosure Categories set forth in the Original Amendment. Following discussions and consultations, counsel for the District agreed to make certain revisions to the Original Amendment. By letter dated October 4,

Carpinteria-Summerland Fire Protection District Amendment to Conflict of Interest Code Page: 2

2004, counsel for the District submitted a Revised Amendment, [titled *Revised Amended March 16, 2004*, and referred to herein as the "Revised Amendment"], to supersede the Original Amendment.

Government Code § 87303(b) provides that the Board of Supervisors may revise a proposed conflict of interest code, or amendment thereto, and approve the code or amendment as revised. As applied to this case, the Board of Supervisors may accept the District's Revised Amendment and approve said Revised Amendment as the District's Amendment to its conflict of interest code.

MANDATES AND SERVICE LEVELS: None FACILITIES AND FISCAL IMPACT: None

SPECIAL INSTRUCTIONS: Clerk to provide and publish in a newspaper of general circulation 10-day legal notice of the consideration of and approval by the Board of Supervisors of the amendment of the conflict of interest code for the Carpinteria-Summerland Fire Protection District.

CONCURRENCE: County Counsel.

cc: Dianna Marie Valdez, Public Law Paralegal, Best Best & Krieger LLP, counsel for the District g:\cc\winword\ers\conf\carpfiredist2004.doc