

**Before the Board of Supervisors in and for the  
County of Monterey, State of California**

Approve the Conflict of Interest Code of )  
the Soledad Community Health Care )  
District ..... )

ORDER

Pursuant to Section 87303 of the Government Code, the Soledad Community Health Care District has requested the Monterey County Board of Supervisors, as code reviewing body, to approve its conflict of interest code, which has been amended and submitted to the code reviewing body.

The conflict of interest code of the Soledad Community Health Care District, adopted as amended on January 26, 2012 by the Board of Directors of the Soledad Community Health Care District, a copy of which has been filed with the Clerk of the Board of Supervisors, is hereby approved by the Monterey County Board of Supervisors.

The Clerk of the Board of Supervisors is hereby directed to notify the Soledad Community Health Care District of the approval of its conflict of interest code by mailing or delivering a copy of this order and the approved code to the Soledad Community Health Care District.

PASSED AND ADOPTED on this 27<sup>th</sup> day of March 2012, upon motion of Supervisor Salinas, seconded by Supervisor Armenta by the following vote, to-wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker, and Potter  
NOES: None  
ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 76 for the meeting on March 27, 2012.

Dated: March 30, 2012

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By *Danise Hancock*  
Deputy

**CONFLICT OF INTEREST CODE**

**SOLEDAD COMMUNITY HEALTH CARE DISTRICT**

**Adopted as Amended on the 26th day of January, 2012  
by Resolution No. 2012-02**

**CONFLICT OF INTEREST CODE  
SOLEDAD COMMUNITY HEALTH CARE DISTRICT**

A. PURPOSE

This is the Conflict of Interest Code of Soledad Community Health Care District (hereinafter "SCHCD"). The purposes of this Code are to provide for the disclosure of assets, income, and business positions of designated SCHCD employees which may be materially affected by their official actions and to provide for the disqualification of designated employees from participation in SCHCD decisions in which they may have a financial interest.

B. BACKGROUND

The Political Reform Act of 1974, Government Code Sections 81000 et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The California Fair Political Practices Commission has, pursuant to its authority under Section 83112 of the Government Code, adopted a regulation which contains the terms of a standard Conflict of Interest Code. This regulation is codified at Title 2 California Code of Regulations Section 18730. This regulation may be incorporated by reference by local agencies into their Conflict of Interest Code, and the Code, together with the designation of employees and disclosure categories, meets the requirements of the Political Reform Act.

C. ADOPTION OF CONFLICT OF INTEREST CODE

1. This Conflict of Interest Code of SCHCD consists of: (a) the terms of Title 2 California Code of Regulations Section 18730, which are hereby incorporated by reference; and (b) the attached Appendix in which officials and employees are designated and disclosure categories are set forth.

2. Pursuant to Section 18730(b)(4) of the Code of Regulations: (a) the members of the Board of Directors of SCHCD, and those individuals described in the Appendix as individuals who manage public investments, shall file statements of economic interests with SCHCD, which shall make and retain a copy and forward the originals to the Monterey County Board of Supervisors, which shall be the filing officer; and (b) all other designated employees shall file statements of economic interests with SCHCD, which shall retain the original statements.

3. As provided in Government Code Section 82011, the code reviewing body is the Monterey County Board of Supervisors. Pursuant to Title 2 California Code of Regulations Section 18227, the Clerk of the Board shall be the official responsible for receiving and retaining statements of economic interests filed with the Board of Supervisors.

4. Subsequent amendments to Title 2 California Code of Regulations Section 18730 duly adopted by the Fair Political Practice Commission, after public notice and hearings, are also incorporated by reference unless the Board of Directors of SCHCD, within 90 days after the date on which an amendment to Section 18730 becomes effective, adopts a resolution providing that the amendment is not to be incorporated into this Code.

APPENDIX

DESIGNATED EMPLOYEES

<u>Designated Positions*</u>	<u>Disclosure Category</u> (see last page for requirements associated with each disclosure category assignment)
Legal Counsel	1, 2, 3, 4
Chief Financial Officer (CFO)	1, 2, 3, 4
Consultants**	1, 2, 3, 4
Office Manager, Soledad Medical Clinic	1, 3, 4
Director of Nursing Services, Eden Valley Care Center	1, 3, 4

\*It has been determined that the positions listed below manage public investments and will file a statement of economic interests pursuant to Government Code Section 87200:

Members of the Board of Directors

President/Chief Executive Officer

\*\* Consultants shall be included in the list of designated employees and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The President/Chief Executive Officer may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. Such determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Nothing herein excuses any consultant from any other provisions of this Conflict of Interest Code, specifically those dealing with disqualification.

## DISCLOSURE CATEGORIES

Category 1. A designated employee assigned to Category 1 is required to disclose investments that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for investments.

Category 2. A designated employee assigned to Category 2 is required to disclose interests in real property that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedule of Form 700 for interests in real property.

Category 3. A designated employee assigned to Category 3 is required to disclose income that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for income.

Category 4. A designated employee assigned to Category 4 is required to disclose any business entity in which the designated employee is a director, officer, partner, trustee, employee or holds any position of management that may be materially affected by any decision made or participated in by the designated employee. The employee should complete the appropriate schedules of Form 700 for business positions.

**RESOLUTION NO. 2012-02  
OF THE  
BOARD OF DIRECTORS  
OF SOLEDAD COMMUNITY HEALTH CARE DISTRICT  
AMENDING THE CONFLICT OF INTEREST CODE**

WHEREAS, the Soledad Community Health Care District (the "District") has adopted a Conflict of Interest Code setting forth rules and regulations: (i) for the disclosure of assets, income, and business positions of designated District employees which may be materially affected by their official actions; and (ii) for the disqualification of designated employees from participation in District decisions in which they may have a financial interest;

WHEREAS, said Conflict of Interest Code and amendments thereto have been approved by the Board of Supervisors of the County of Monterey, which is the reviewing agency for the District;

WHEREAS, the Political Reform Act requires all local government agencies to review their Conflict of Interest Codes biennially to determine if amendments are necessary; and

WHEREAS, the District Board of Directors has determined that it is in the best interest of the District to amend its Conflict of Interest Code's Appendix to incorporate the position of Chief Financial Officer (CFO) as a designated employee for reporting;

NOW, THEREFORE, IT IS HEREBY ORDERED AND DIRECTED AS FOLLOWS:


1. The Board of Directors does hereby approve and adopt the attached amended Conflict of Interest Code of Soledad Community Health Care District (Adopted as Amended on the 26th day of January, 2012 by Resolution No. 2012-02), subject to the approval of the Monterey County Board of Supervisors.
2. A copy of this Resolution and the amended Conflict of Interest Code shall be forwarded to the Monterey County Board of Supervisors in their capacity as reviewing agency for the District's Conflict of Interest Code.
3. The officers and individual directors are authorized and directed to take all steps necessary to carry out the intent of this Resolution.

The foregoing Resolution was passed by the following vote of the Board of Directors at a regular meeting on January 26, 2012.

AYES: Franscioni, Guidotti, Campa, Stephens, Trebino

NOES: None

ABSENT: None

  
Soledad Community Health Care District