

**BEFORE THE BOARD OF DIRECTORS OF  
DELTA DIABLO**

**Re: Approving Amendments to the )  
District's Conflict of Interest Code**

**RESOLUTION NO. 12/2020**

THE BOARD OF DIRECTORS OF DELTA DIABLO HAS DETERMINED THAT:

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

WHEREAS, The Fair Political Practices Commission has adopted a regulation (California Code of Regulations, Title 2, § 18730) that contains the terms of a standard conflict of interest code, and after public notice and hearing that regulation may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act; and

WHEREAS, in October 2002, the Board amended the District's Conflict of Interest Code to incorporate the terms of California Code of Regulations, Title 2, § 18730 and any amendments to it, duly adopted by the Fair Political Practices Commission; and

WHEREAS, in accordance with the provisions of the Act, the District is required to review its Conflict of Interest Code each even numbered year, and to submit any amendments to the Board of Supervisors of Contra Costa County, the Code reviewing body.

NOW THEREFORE, the Board of Directors of Delta Diablo DOES HEREBY RESOLVE AND ORDER as follows:

1. To ensure the Conflict of Interest Code reflects the current organizational structure of the District, approves the proposed amendments to the Conflict of Interest Code, as attached hereto.
2. Staff shall transmit this amended Code forthwith to the Contra Costa County Clerk of the Board of Supervisors for review and approval.
3. The amended Conflict of Interest Code shall become effective upon approval by the Code reviewing body.

PASSED AND ADOPTED on July 16, 2020 by the following vote:

AYES: Banales, Glover, Wright  
NOES:

ABSENT:  
ABSTAIN:

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution adopted by the Board of Directors of Delta Diablo on July 16, 2020.

ATTEST: Sean Wright  
Board Secretary

By:  \_\_\_\_\_

Exhibit: 2020 Conflict of Interest Code

DELTA DIABLO  
CONFLICT OF INTEREST CODE  
(Incorporating Fair Political Practices  
Commission Model Code)

Adopted July 16, 2020

  
Secretary to the Board of Directors

Resolution No. 12/2020



**DELTA DIABLO  
CONFLICT OF INTEREST CODE**

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## DELTA DIABLO CONFLICT OF INTEREST CODE

### 1. Incorporation of State Model Code by Reference

The Political Reform Act (Government Code § 81000, et. seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (California Code of Regulations, title 2, § 18730) that contains the terms of a standard conflict of interest code. After public notice and hearing, it may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of California Code of Regulations, title 2, § 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Exhibits A and B designating officials and employees and establishing disclosure categories, shall constitute the Delta Diablo Conflict of Interest Code.

### 2. Where Statements are to be Filed

Persons holding designated positions shall file disclosure statements with the Office Manager/Secretary to the Board. The Office Manager/Secretary to the Board shall retain custody of the statements in accordance with 2 Cal. Code of Regs. Section 18115 and make the statements available for public inspection and reproduction. In the case of the General Manager, Members of the Board of Directors, the Business Services Director and the Finance Manager, the Office Manager/Secretary to the Board shall make and retain a copy of the disclosure statement and forward the originals to the Contra Costa County Clerk of the Board of Supervisors.

Delta Diablo  
Conflict of Interest Code  
**EXHIBIT A - DESIGNATED POSITIONS**

<b>DESIGNATED POSITIONS</b>	<b>DISCLOSURE CATEGORY</b>
Board of Directors <sup>1</sup>	1
Business Services Director <sup>2</sup>	1
Buyer	1
Construction Inspector	1
Consultants <sup>3</sup>	1
Deputy General Manager	1
District Counsel	1
Engineering Services Director/District Engineer	1
Environmental Compliance Inspector I & II	1
Environmental Programs Manager	1
Finance Manager	1
General Manager	1
Government Affairs Manager	1
Human Resources and Risk Manager	1
Information Technology Manager	1
Laboratory Manager	1
Maintenance Manager	1
Maintenance Supervisor	1
Office Manager/Secretary to the Board	1
Operations Manager	1
Operations Supervisor	1
Public Information Manager	1
Recycled Water Program Coordinator	1
Resource Recovery Services Director	1
Safety Manager	1
Senior Accountant	1
Senior Engineer	1

<sup>1</sup> The members of the Board of Directors may include Chair of the Board of Supervisors and the designated alternate, Mayor or Council Representative of the City of Antioch and the designated alternate, and Mayor or Council Representative of the City of Pittsburg and the designated alternate

<sup>2</sup> Other Public Officials who Manage Public Investments - these positions are not designated by the Code but file a broad statement of economic disclosure pursuant to Government Code Section 87200: Business Services Director and Finance Manager

<sup>3</sup> 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 General Manager 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. The General Manager's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.





Delta Diablo  
Conflict of Interest Code

EXHIBIT B - DISCLOSURE CATEGORIES

**Designated Employees in Group 1 must report:**

Investments in any business entity, interests in real property; income and gifts from any source; and status as a director, officer, partner, trustee, employee, or holder of any position of management in any business entity. Financial interests are reportable only if located within the District; or if the business entity is doing business or planning to do business in the District (and such plans are known by the designated employee); or has done business within the District at any time during the two year period prior to the filing of the statement.

**Designated Employees in Group 2 must report:**

Investments in any business entity, income and gifts from any source and status as a director, officer, partner, trustee, employee, or holder of a position of management in any business entity, which, within the last two years has contracted, or that it is foreseeable that in the future they may contract with the District to provide services, supplies, materials, machinery or equipment.

**Designated Employees in Group 3 must report:**

Investments in any business entity, income and gifts from any source and status as a director, officer, partner, trustee, employee, or holder of a position of management in any business entity which, within the last two years, had contracted or that it is foreseeable that in the future they may contract with Delta Diablo to provide services, supplies, materials, machinery or equipment which are related to one of the following areas:

- A. District Buildings - Maintenance
- B. District Buildings - Construction
- C. District Grounds - Maintenance
- D. Sewer Facility Maintenance
- E. Sewer Facility Construction
- F. Sanitation & Water Supply
- G. Office Supplies & Equipment
- H. Motor Vehicles
- I. Motor Vehicle Parts
- J. Petroleum Products
- K. Landscaping
- L. Electronic Equipment: telephone equipment; computers; instrumentation equipment; including all associated software.
- M. Professional and Other Services including accounting; auditing; banking; engineering; investment and/or legal services.
- N. Any business located in the Delta Diablo service area.