

~~APPENDIX~~ ATTACHMENT A

CONFLICT OF INTEREST CODE OF THE METRO WASTEWATER JPA

(Amended ~~December 2, 2004~~ April 4, 2024)¹

PART "A"

OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

Metro Wastewater JPA Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18700.3(b), are NOT subject to the JPA's Code, but must file disclosure statements under Government Code Section 87200 *et seq.* [Regs. § 18730(b)(3)]

It has been determined that the positions listed below are officials who manage public investments. These positions are listed here for informational purposes only²:

Members of the Board of Directors and their Alternates

[Executive Director](#)

Treasurer

[Engineering Consultant](#)

~~Investment~~ [Financial](#) Consultant

[General Counsel](#)

[Consultants and New Positions](#)

¹ This ~~non-substantive~~ amendment to update [organizational changes and new positions](#), ~~legal references and add clarifying language~~ as ~~provided~~ by the Fair Political Practice Commission, was adopted on ~~September 1, 2016~~ April 4, 2024.

²— Individuals holding one of the above-listed positions may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by [Gov. Code § 87200](#).

DESIGNATED POSITIONS

GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED POSITIONS:</u>	<u>DISCLOSURE</u>
<u>CATEGORIES TITLE OR FUNCTION</u>	<u>ASSIGNED</u>
Engineering Project Manager <u>Executive Director</u>	<u>1 through 6</u> , 2, 3, 6
Financial Services Manager <u>Treasurer</u>	<u>1, 4, 5, 6</u> , 1, 2
General Counsel <u>Engineering Consultant</u>	<u>1, 3, 5, through 6</u> , 1, 2
<u>Financial Consultant</u>	<u>1, 4, 5, through 6</u>
<u>Board Members and Alternates</u>	<u>1 through 6</u>
<u>General Counsel</u>	<u>1, 2, 3, through 6</u>

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Consultants and New Positions³

³ Individuals serving as a consultant as defined in FPPC Reg. 18700.3(a) or in a new position created since this Code was last approved that makes or participates in making decisions must file under the broadest disclosure category in this Code subject to the following limitation:

The Board of Directors may determine in writing that due to the range of duties or contractual obligations, it is more appropriate to assign a limited disclosure requirement. 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 (Gov. Code Sec. 82019; FPPC Regulations 18219 and 18734). The Board of Directors' determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code (Gov. Code Sec. 81008).

PART “B”

DISCLOSURE CATEGORIES

The disclosure categories listed below identify the types of economic interests which the designated position must disclose for each disclosure category to which he or she is assigned.⁴ “Investment” means financial interest in any business entity (including a consulting business or other independent contracting business) and are reportable if they are either located in, doing business in, planning to do business in, or have done business during the previous two years in the jurisdiction of the JPA.

Category 1: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments.

Category 2: All interests in real property which is located in whole or in part within, or not more than two (2) miles outside, the jurisdiction of the JPA.

Category 3: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments from, business entities that are engaged in land development, construction or the acquisition or sale of real property within the jurisdiction of the JPA.

Category 4: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments from, business entities that are banking, savings and loan, or other financial institutions.

Category 5: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments from, business entities that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the JPA.

Category 6: All investments and business positions in business entities, and sources of income, including gifts, loans and travel payments from, business entities that provide services, products, materials, machinery, vehicles or equipment of a type purchased or leased by the designated position’s department, unit or division.

⁴ ~~_____~~ This Conflict of Interest Code does not require the reporting of gifts from outside ~~_____~~ this ~~_____~~ agency’s jurisdiction if the source does not have some connection with or bearing upon the functions or duties of the position. (Reg. 18730.1)

