

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF THE METRO WASTEWATER JPA

NOTICE IS HEREBY GIVEN that the Metro Wastewater JPA (the “JPA”) intends to amend the JPA’s Conflict of Interest Code (the “Code”) pursuant to Government Code Section 87306.

The Code designates those employees, members, officers, and consultants who make or participate in the making of decisions and are subject to the disclosure requirements of the JPA’s Code. The JPA’s proposed amendment is necessitated by changed circumstances, including the creation of new positions which must be designated pursuant to Government Code 87302(a).

The proposed amended Code will be considered by the JPA on **October 3, 2024, at 12:00 p.m. at 9192 Topaz Way, San Diego, California**. Any interested person may be present and comment at the public meeting or may submit written comments concerning the proposed amendment. Any comments or inquiries should be directed to the attention of the Metro Wastewater JPA’s Board Secretary, c/o Lori Peoples, lorimetrojpa@gmail.com or P.O. Box 1072 National City, CA 91950. Written comments must be submitted no later than **September 27, 2024 at 12:00 p.m.**

The proposed amended Code may be reviewed on the JPA’s website www.metrojpa.org and copies may be obtained from the Board Secretary during regular business hours.

~~APPENDIX~~ ATTACHMENT A

CONFLICT OF INTEREST CODE OF THE METRO WASTEWATER JPA

(Amended ~~December 2, 2004~~) August 1, 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~~ [approved by the Board of Directors on August 1, 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 through 6</u> , 1, 2 |
| <u>Financial Consultant</u> | <u>1 through 6</u> |
| <u>Board Members and Alternates</u> | <u>1 through 6</u> |
| <u>General Counsel</u> | <u>1 through 6</u> |

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Consultants and New Positions³

Commented [OAR1]
added 2, 3 back in

Commented [OAR2]
added 4, 5 back in

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).