

RESOLUTION NO. 06-1112

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ARCATA COMMUNITY DEVELOPMENT AGENCY ADOPTING A CONFLICT OF INTEREST CODE

WHEREAS, Government Code Section 87300 of the Political Reform Act requires every government agency to adopt a conflict of interest code to enumerate those positions which involve the making or participation in the making of decisions which may foreseeably have a material effect on any financial interest, and for such positions, to identify the level of financial disclosure which shall be required; and

WHEREAS, the Successor Agency to the Arcata Community Development Agency is a governmental agency regulated by the conflict of interest positions in the Political Reform Act and must, therefore, adopt a conflict of interest code.

WHEREAS, in electing to act as successor to the Arcata Community Development Agency as provided in Health and Safety Code Sections 34173 and 34176, the City Council for the City of Arcata expressly recognized and reaffirmed the statutory limitation on the City and the City Council's liability in such actions. Nothing in this Resolution shall be construed as a commitment, obligation, or debt of the City of Arcata or any resources, funds or assets of the City of Arcata to fund the Successor Agency.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Successor Agency to the Arcata Community Development Agency as follows:

1. The above recitals are true and correct and incorporated herein.
2. The Conflict of Interest Code attached hereto as Exhibit "A" and incorporated herein is hereby adopted.

This Resolution shall be effective upon adoption.

Dated: June 6, 2012

ATTEST:

Secretary of the Successor Agency to the
Community Development Agency of the
City of Arcata

APPROVED:

Chair of the Successor Agency to the
Community Development Agency of the
City of Arcata

SECRETARY'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Resolution No. 06-1112**, passed and adopted at a regular meeting of the Board of the Successor Agency to the Arcata Community Development Agency, County of Humboldt, State of California, held on the 6th day of June, 2012, by the following vote:

AYES: **WINKLER, BRINTON, ORNELAS, STILLMAN, WHEETLEY**

NOES: **NONE**

ABSENT: **NONE**

ABSTENTIONS: **NONE**

Secretary of the Successor Agency to the
Community Development Agency of the
City of Arcata

EXHIBIT A
CONFLICT OF INTEREST CODE

**CONFLICT OF INTEREST CODE FOR THE
SUCCESSOR AGENCY TO THE
ARCATA COMMUNITY DEVELOPMENT AGENCY**

The Political Reform Act (Government Code Section 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 (2 Cal. Code of Regs. Sec. 18730) which contains the terms of a standard conflict-of-interest code, which can be incorporated by reference in an agency's 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 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict-of-interest code of the Successor Agency to the Arcata Community Development Agency.

Designated employees shall file their statements with the Arcata City Clerk who will make the statements available for public inspection and reproduction. (Gov. Code Section 81008.) The Arcata City Clerk shall retain all statements.

**CONFLICT OF INTEREST CODE FOR THE
SUCCESSOR AGENCY TO THE ARCATA COMMUNITY DEVELOPMENT AGENCY**
APPENDIX

<u>Designated Officials and Positions</u>	<u>Disclosure Category</u>
--	-----------------------------------

Members of Successor Agency Board	1,2
Consultants	*

Disclosure Categories

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

Category 2: All interests in real property.

Category 3: All investments, business positions and income, including gifts, loans and travel payments, from sources that provide leased facilities, goods, equipment, vehicles, machinery or services, including training or consulting services, of the type utilized by the Successor Agency.

** Consultants shall be designated on a case-by-case basis, depending upon the nature of their services. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of the disclosure requirements. The Successor Agency's determination shall be a public record and shall be retained for public inspection in the same manner and location as this chapter.*