

**EXHIBIT "A"**  
**APPENDIX**

**CONFLICT OF INTEREST CODE**

**OF THE**

**PADRE DAM MUNICIPAL WATER DISTRICT**

**(Amended October 28, 2008)**

**OFFICIALS WHO MANAGE PUBLIC INVESTMENTS**

District Officials who manage public investments, as defined by 2 Cal. Code of Regs. § 18701(b), are NOT subject to the District's Code, but are subject to the disclosure requirements of the Act. (Government Code Section 87200 et seq.). [Regs. § 18730(b)(3)] These positions are listed here for informational purposes only.

It has been determined that the positions listed below are officials who manage public investments<sup>4</sup>:

Members of the Board of Directors

General Manager

Director of Finance

Financial Consultants

Approved and/or authorized by the Board  
of Supervisors of the County of San Diego  
Date 10/29/08 Minute Order No. 29  
THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors  
By [Signature]  
Deputy Clerk

<sup>4</sup> Individuals holding one of the above-listed positions may contact the FPPC for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The FPPC makes the final determination whether a position is covered by § 87200.

## DESIGNATED POSITIONS

### GOVERNED BY THE CONFLICT OF INTEREST CODE

<u>DESIGNATED EMPLOYEES'</u> <u>TITLE OR FUNCTION</u>	<u>DISCLOSURE CATEGORIES</u> <u>ASSIGNED</u>
Accounting Manager	4, 5
Assistant Operations Manager	6
Cathodic Protection Program Coordinator	6
Communications Coordinator	6
Communications Manager	6
Cost Center Managers	6
Director of Communications	6
Director of Engineering and Planning	2, 3, 6
Director of Human Resources	6
Director of Park & Recreation	6
Director of Operations and Water Quality	6
Distribution Maintenance Supervisor	6
Employee Involvement Team	5
Engineering Manager	2, 3, 6
General Counsel	1, 2
Industrial Code Compliance Specialist	7
Information Systems Manager	6
Operations Manager	6
Park and Recreation Manager	6

Plant Manager	6
Right-of-Way Agent	2, 6
Safety and Risk Manager	6
Warehouse Specialist	5
Consultant <sup>5</sup>	

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<sup>5</sup> Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the broadest disclosure category in this 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 are 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.

## **EXHIBIT "B"**

### **DISCLOSURE CATEGORIES**

The disclosure categories listed below identify the types of investments, business entities, sources of income, or real property which the Designated Employee must disclose for each disclosure category to which he or she is assigned.

Category 1: All investments and business positions in business entities, and sources of income, that are located in, do business in, or own real property within the jurisdiction of the District.

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 District.

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

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

Category 5: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the District.

Category 6: All investments and business positions in, and sources of income from, business entities that provide services, supplies, materials, machinery, vehicles or equipment of a type purchased or leased by the Designated Employee's Department.

Category 7: All investments and business positions in, and sources of income from, business entities subject to the regulatory, permit, or licensing authority of the Designated Employee's Department.

RESOLUTION 2008-29

RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE PADRE DAM MUNICIPAL WATER DISTRICT  
AMENDING THE APPENDIX OF THE CONFLICT  
OF INTEREST CODE PURSUANT TO THE  
POLITICAL REFORM ACT OF 1974

WHEREAS, the Legislature of the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of interest which potentially affect all officers, employees and consultants of the Padre Dam Municipal Water District (the "District"), and requires all public agencies to adopt and promulgate a conflict of interest code; and

WHEREAS, the Board of Directors adopted a Conflict of Interest Code (the "Code") which was amended on November 23, 2004, in compliance with the Act; and

WHEREAS, subsequent changed circumstances within the District have made it advisable and necessary, pursuant to Sections 87306 and 87307 of the Act, to amend and update the Appendix of the District's Code; and

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in the District being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

WHEREAS, notice of the time and place of a public meeting to be held on October 28, 2008 at 3:30 p.m. for consideration by the Board of Directors of the proposed amended Appendix was provided each designated employee and publicly posted for review at the offices of the District; and

WHEREAS, a public meeting was held upon the proposed amended Appendix at a regular meeting of the Board of Directors on October 28, 2008, at which all present were given the opportunity to be heard on the proposed amended Appendix of the Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Padre Dam Municipal Water District that the Board of Directors does hereby adopt the proposed amended Appendix of the Conflict of Interest Code, a copy of which is attached hereto and shall be on file with the District's Board Secretary with a complete copy of the District's Conflict of Interest Code and available for inspection to the public.

BE IT FURTHER RESOLVED that the said amended Appendix of the Conflict of Interest Code shall be submitted to the Board of Supervisors of the County of San Diego for approval and said amended Appendix shall become effective 30-days after the Board of Supervisors approves the proposed amended Appendix as submitted.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Padre Dam Municipal Water District held on the 28<sup>th</sup> day of October 2008, by the following vote, to wit:

AYES: Maletic, Scalzitti, Caires, McMillan  
NOES: None  
ABSENT: Menshek  
ABSTAIN: None

ATTEST:

  
Board Secretary



  
Board President

(Redlined version shows changes made)

EXHIBIT "A"

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**OF THE**

**PADRE DAM MUNICIPAL WATER DISTRICT**

**(Amended ~~November 23, 2004~~<sup>4</sup> October 28, 2008)**

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It has been determined that the positions listed below are officials who manage public investments<sup>5</sup>:

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General Manager

Director of Finance

Financial Consultants

<sup>4</sup> ~~Titles updated as of October 2, 2006~~

<sup>5</sup> Individuals holding one of the above-listed positions may contact the FPPC for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The FPPC makes the final determination whether a position is covered by § 87200.

## DESIGNATED POSITIONS

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<u>Assistant Operations Manager</u>	6
<u>Cathodic Protection Program Coordinator</u>	6
Communications Coordinator	6
Communications Manager	6
<del>Construction &amp; Maintenance Manager</del>	6
Cost Center Managers	6
<u>Director of Communications</u>	6
Director of Engineering and Planning	2, 3, 6
Director of Human Resources	6
<u>Director of Park &amp; Recreation</u>	6
Director of Operations and Water Quality	6
<u>Distribution Maintenance Supervisor</u>	6
Employee Involvement Team	2, 5
Engineering Manager	2, 3, 6
General Counsel	1, 2
<u>Industrial Code Compliance Specialist</u>	7
Information Systems Manager	6
<u>Operations Manager</u>	6

Park and Recreation Manager	6
Plant Manager	6
Right-of-Way Agent	2, 6
Safety and Risk Manager	6
Warehouse Specialist	5
Consultant <sup>6</sup>	

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<sup>6</sup> Consultants shall be included in the list of Designated Employees and shall disclose pursuant to the broadest disclosure category in this Code subject to the following limitation:

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**Jauregui, Karina**

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**From:** Penner, Steven  
**Sent:** Monday, November 17, 2008 3:49 PM  
**To:** Jauregui, Karina  
**Subject:** FGG March of Dimes Event

Karina,

Thanks for your time and assistance today. Please cancel our permit request for the MOD charity banquet that was planned for December 10 on the West Plaza. Our modified plans no longer require the use of that space. If you require additional information, please let me know.

Thanks,  
Steve Penner

IT Coordinator, FG3 Executive Office  
County of San Diego  
619-531-6225 - office  
[steven.penner@sdcounty.ca.gov](mailto:steven.penner@sdcounty.ca.gov)



# County of San Diego

ALCOHOL AND DRUG ADVISORY BOARD  
P.O BOX 85222, SAN DIEGO, CA 92108  
(619) 584-5007 • FAX (619) 584-5081  
Regular Meeting  
Thursday, November 20, 2008  
2:00 p.m. – 4:00 p.m.  
3255 Camino Del Rio South, (La Jolla Room)  
San Diego, CA 92108

## AGENDA

- |       |  |             |            |
|-------|--|-------------|------------|
| I.    | CALL TO ORDER/ROLL CALL  | Procedural  | 2 minutes  |
| II.   | INTRODUCTIONS  | Procedural  | 2 minutes  |
| III.  | MISSION STATEMENT<br>"To Encourage Public Awareness and Participation in the County's Policies and Programs"               | Procedural  | 2 minutes  |
| IV.   | AGENDA APPROVAL November 20, 2008 meeting will be reviewed, corrected, if necessary, and approved                          | Action      | 2 minutes  |
| V.    | APPROVAL OF MINUTES<br>The Minutes of the October 16, 2008 meeting will be reviewed, corrected, if necessary, and approved | Action      | 2 minutes  |
| VI.   | PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA<br>The public will be invited to speak on items not on the agenda              | Information | 5 minutes  |
| VII.  | ACTION ITEM<br>Members to approve cancellation of the December 18, 2008 Alcohol and Drug Advisory Board Meeting            | Action      | 5 minutes  |
| VIII. | PROVIDER PRESENTATION<br>Jewish Family Services/HIV Services, Sheri Kirshenbaum, Clinical Director                         | Information | 15 minutes |
| IX.   | REPORTS  |             |            |
|       | A. Chairperson's Report –Kathy Valdez, ADAB Chair  | Information | 30 minutes |
|       | • Selection of the January 5, 2009 ADAB Executive Committee rotating member  |             |            |
|       | • Nominations for 2009 ADAB Chair & Vice-Chair   |             |            |
|       | • ADAB Liaison Reports   |             |            |
|       | • Methamphetamine Strike Force   |             |            |
|       | ▪ Education Committee – Jim Crittenden   |             |            |
|       | • Health Services Advisory Board – Dr. Peter Frank   |             |            |
|       | • Health Advocates Rejecting Marijuana (HARM) – Rebecca Hernandez/Jenifer Mendel   |             |            |
|       | • Domestic Violence Coalition – Jenifer Mendel   |             |            |
|       | • Binge and Underage Drinking – Rebecca Hernandez/Jenifer Mendel   |             |            |
|       | B. Deputy Director's Report – Susan Bower, ADS Deputy Director   | Information | 30 minutes |
|       | • ADS Reports  |             |            |
| X.    | MEETING ADJOURNMENT  |             |            |

Note: Anyone needing the information in this agenda in an alternative format or who needs a disability related modification or accommodation at the meeting, please contact either Alcohol and Drug Services, 619-584-5007 or Signs of Life, 619-640-0855 a minimum of two days before the meeting.



COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS  
2008 NOV 18 AM 9 09  
THOMAS J. PASTUSZKA  
CLERK OF THE BOARD  
OF SUPERVISORS

November 10, 2008

Clerk of the Board of Supervisors  
(Conflict of Interest Code Biennial Review)  
1600 Pacific Highway, Room 402  
San Diego, CA 92101-2471

RE: Padre Dam Municipal Water District  
Amended Appendix to the Conflict of Interest Code ("Code")

Enclosed for review and approval by the Board of Supervisors is a copy of the amended Appendix to the Code for Padre Dam Municipal Water District. Also enclosed is a copy of Resolution 2008-29 adopted by the Board of Directors on October 28, 2008 approving the amended Appendix, as well as a redlined copy of the amended Appendix to aid in the review process.

Once approved by the Board of Supervisors, please return the approving resolution or minute order to my attention.

Should you have any questions, please contact me at 619.258.4614.

Sincerely,

Amy Pederson  
Board Secretary

cc: Diana Valdez, BB&K

BOARD OF DIRECTORS  
James Maletic  
Augie Scalzitti  
Andrew J. Menshek  
August A. Cairns MPA, SDA  
Dan McMillan MBA, MS

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