NAPA-VALLEJO WASTE
MANAGEMENT AUTHORITY

RESOLUTION NO. 2012-11

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE NAPA-VALLEJO WASTE MANAGEMENT AUTHORITY
AMENDING CONFLICT OF INTEREST CODE**

WHEREAS, on, December 16, 2004, the Napa-Vallejo Waste Management Authority, a joint powers agency organized under the laws of the State of California pursuant to Government Code section 6500 et seq. (hereafter "Authority") adopted a modified Conflict of Interest Code for the Napa-Vallejo Waste Management Authority, as required by the Political Reform Act of 1974 (Government Code sections 81000 et seq., hereinafter referred to as "Act"); and

WHEREAS, the Authority is required to amend its Conflict of Interest Code from time to time to conform to amendments to the Political Reform Act and due to changed circumstances; and

WHEREAS, since its adoption the Authority has amended the Conflict of Interest Code from time to time; and

WHEREAS, the Authority has concluded that it is necessary to amend and readopt its Conflict of Interest Code a copy of which is attached hereto as Exhibit "A":

WHEREAS, the Authority has served on the Fair Political Practices Commission of the State of California and all affected Authority members and alternates, officers, employees and consultants of the Authority a Notice of Intention to Amend the conflict of Interest code, including notice of a written comment period of not less than 45 days and the availability of the proposed and amended code and supporting documentation for inspection and copying; and

WHEREAS, at a meeting of the Authority Board of Directors held on October 4, 2012, all written comments on the proposed amendments to the Conflict of Interest code submitted with the comment period were received and considered by the Authority Board of Directors;

NOW, THEREFORE, it is hereby resolved that the Conflict of Interest Code of the Authority is amended and readopted in the manner set forth in Exhibit "A" to be effective upon confirmation by the Fair Political Practices Commission acting as code reviewing for the Authority.

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THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED by the Board of Directors of the Napa-Vallejo Waste Management Authority, at a meeting of the Board held on the 4th day of October, 2012, by the following vote, with the number following the name of each voting Director indicating the number of votes cast by that Director:

AYES: DIRECTORS	_____	_____
	_____	_____
	_____	_____
	_____	_____
NOES: DIRECTORS	_____	_____
	_____	_____
	_____	_____
ABSENT: DIRECTORS	_____	_____

Attest:

_____
Authority Secretary

APPROVED AS TO FORM
Office of County Counsel

By *Carrie R. Gallagher, Deputy*
(by e-signature)

Date: September 19, 2012

CERTIFICATIONS

I hereby certify that I am the Secretary of the Napa-Vallejo Waste Management Authority and the custodian of the records for the Authority and that the attached Resolution is a true and correct copy of the original approved by the Board of Directors of the Authority and on file in the Authority office.

Martha Burdick,
Secretary of the Napa Vallejo Waste Management Authority

By_____

EXHIBIT "A"

CONFLICT-OF-INTEREST CODE FOR THE

NAPA-VALLEJO WASTE MANAGEMENT AUTHORITY

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) that 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, the standard code 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 Appendices, designating positions and establishing disclosure requirements, shall constitute the conflict-of-interest code of the **Napa-Vallejo Waste Management Authority (Authority).**

Individuals holding designated positions shall file their statements of economic interests with the **Authority Secretary**, who will make the statements available for public inspection and reproduction. (Gov. Code Sec. 81008.) Upon receipt of the statements for the Members of the Board of Directors, Alternate Members of the Board of Directors and Executive Director, the Authority shall make and retain copies and forward the originals to the **Fair Political Practices Commission**. All other statements will be retained by the **Authority**. The address of the Authority Secretary is 1195 Third Street, Suite 101, Napa, CA 94559-1346.

APPENDIX "A"
LIST OF DESIGNATED POSITIONS

DESIGNATED POSITIONS	**ASSIGNED DISCLOSURE CATEGORIES**
Members of the Board of Directors	1, 2, 3, 4
Alternate Members of the Board of Directors	1, 2, 3, 4
Executive Director	1, 2, 3, 4
Authority Legal Counsel (Napa County Counsel, serving ex-officio, including any deputy county counsel when assigned to advise and/or represent the Authority)	1, 2, 3, 4
Authority Auditor-Controller (Napa County Auditor-Controller, serving ex-officio)	1, 3, 4
Authority Assistant Auditor-Controller	1, 3, 4
Authority Accountant Auditor Manager	1, 3, 4
Landfill Superintendent	1, 3
Consultants/New Positions	*

*Consultants/New Positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code, subject to the following limitation:

The Executive Director may determine in writing that a particular consultant or new position, 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 in this section. Such written determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director'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 (Gov. Code Section 81008).

Note: The positions of the Authority Legal Counsel, Authority Auditor-Controller, Authority Assistant Auditor-Controller, Authority Accountant Auditor Manager are filled by Napa County employees who act in a staff capacity for the Authority.

PUBLIC OFFICIALS WHO MANAGE PUBLIC INVESTMENTS

It has been determined that the Authority Treasurer (the Napa County Treasurer-Tax Collector serving ex-officio) manages public investments and therefore, shall file a Statement of Economic Interests pursuant to Government Code section 87200.

APPENDIX "B"
DISCLOSURE CATEGORY

Category 1: Investments and business positions in business entities, and income, including the receipt of loans, gifts, and travel payments, from sources that provide services, supplies, materials, machinery, vehicles, transportation, informational/telecommunication products or equipment of the type utilized by the Authority. Such services include real estate development, land fill contracts with private entities, and environmental, engineering and legal consulting services.

Category 2: Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the Authority.

Category 3: Investments and business positions in business entities, and income, including the receipt of loans, gifts, and travel payments, from sources that are regulated, licensed and enforced by the Authority.

Category 4: Investments and business positions in business entities, and income, including the receipt of loans, gifts, and travel payments, from sources, that filed a claim against the Authority during the previous two years, or have a claim pending against the Authority.