



Meeting: Authority Board Agenda Item 3.4

November 22, 2021

Subject: Conflict of Interest Code per Fair Political Practices Commission (FPPC)

Requested Action:

Review and comment on legal counsel briefing related to evaluating potential conflict areas for members with specific emphasis on upcoming Board decisions.

Detailed Description/Background:

One of the Strategic Plan values of the Sites Authority is the commitment to operating with integrity, thoughtful information and analysis, and open and transparent communications and decision-making. The Reservoir Committee (RC) and Authority Board (AB) have requested the General Counsel provide a refresher on regular basis with regard to conflict issues to ensure continued compliance with all laws, rules and regulations and ensure all those involved in the Project uphold the values of the organization.

The RC and AB have a Conflict of Interest Code on file with the FPPC and operates with regard to evaluating potential conflicts within the Political Reform Act and other Government Code provisions. The Conflict of Interest Code was evaluated and determined to need minor changes, which were approved by the Authority Board and Reservoir Committee in 2020. The amended Code remains under review by the FPPC.

Some of the upcoming work that may involve potential conflict areas that the Board may wish to consider include water rights proceedings, geotechnical evaluations on private property, CEQA/NEPA compliance, and development of facility use agreements.

Prior Action:

October 2020: Approved revised Conflict of Interest Code per FPPC and receive legal counsel advice related to evaluating potential conflict areas for members.

Fiscal Impact/Funding Source: None

Staff Contact: Kevin Spesert

Attachments: None