

Silicon Valley Regional Interoperability Authority

Conflict of Interest Code

Approved: 08/28/2018

RESOLUTION NO. 2018-03

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SILICON VALLEY REGIONAL
INTEROPERABILITY AUTHORITY ADOPTING AN
AMENDED CONFLICT OF INTEREST CODE FOR THE
SILICON VALLEY REGIONAL INTEROPERABILITY
AUTHORITY**

WHEREAS, pursuant to the California Political Reform Act of 1974, specifically Government Code Section 87300, the Silicon Valley Regional Interoperability Authority must adopt a conflict of interest code; and

WHEREAS, pursuant to Title 2 of the California Code of Regulations Section 18730, the Silicon Valley Regional Interoperability Authority may meet this requirement by adopting by reference the terms of the standard model conflict of interest code in said Section 18730, as may be amended from time to time, together with appendices listing the designated positions and disclosure categories; and

WHEREAS, any such conflict of interest code must be approved by the Santa Clara County Board of Supervisors as the Silicon Valley Regional Interoperability Authority's code reviewing body pursuant to Government Code Section 82011.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SILICON VALLEY REGIONAL INTEROPERABILITY AUTHORITY THAT:

1. The terms of the standard model conflict of Interest code contained in Title 2 of the California Code of Regulations Section 18730, as may be amended from time to time, are hereby adopted, incorporated by reference and shall serve, together with the Appendices attached hereto, as the Conflict of Interest Code of the Silicon Valley Regional Interoperability Authority.
2. The list of disclosure categories attached hereto as Appendix A is hereby adopted.
3. The list of designated positions attached hereto as Appendix B is hereby adopted.
4. Persons holding a designated position listed in Appendix B, including temporary employees and consultants, must file the Form 700 - Statement of Economic Interests with the Authority's filing official. If a statement is received in signed paper format, the filing official shall make and retain a copy and forward the original of this statement to the filing officer, the County of Santa Clara Clerk of the Board of Supervisors. If a statement is electronically filed using the County of Santa Clara's Form 700 e-filing system, both the filing official and the County of Santa Clara Clerk of the Board of Supervisors will receive access to the e-filed statement simultaneously. The Authority shall make the statements available for public inspection and reproduction pursuant to Government Code section 81008.

5. The Conflict of Interest Code of the Silicon Valley Regional Interoperability Authority shall become effective upon the date of its approval by the Santa Clara County Board of Supervisors, the Authority's code reviewing body.

ADOPTED this 26th day of July, 2018, by the following vote:

AYES: Craig, Smith, Clark, Nguyen, Carr, Miskell, Melton

NOES: None

ABSENT: Scharff, Wasserman, Rocha, Leroe-Munoz

ABSTENTION: None

ATTEST:

Authority Secretary:



Name: Heather Tannehill-Plamondon



Burton Craig, Chair of the Board of Directors

APPENDIX A

Disclosure Categories

Category 1:

Persons in this category shall disclose investments, business positions, and income, including gifts, loans, and travel payments, from sources which provide services, supplies, leased space, materials, machinery, or equipment of the type utilized by the Authority, including but not limited to: telecommunications companies, information technology companies, private emergency services companies, and business entities that provide goods or services to emergency services entities and police and fire agencies.

Category 2:

Persons in this category shall disclose interests in real property located entirely or partly within the borders of Santa Clara County or within two miles of the borders of Santa Clara County, or within two miles of any land owned or used by the Authority.

Category 3:

Persons in this category shall disclose interests in real property located entirely or partly within the borders of Santa Clara County or within two miles of the borders of Santa Clara County, or within two miles of any land owned or used by the Authority and investments, business positions, and income, including gifts, loans, and travel payments, from sources which provide services, supplies, leased space, materials, machinery, or equipment of the type utilized by the Authority, including but not limited to: telecommunications companies, information technology companies, private emergency services companies, and business entities that provide goods or services to emergency services entities and police and fire agencies.

Category 4: Consultants, as defined for purposes of the Political Reform Act shall disclose pursuant to the broadest disclosure category in the conflict of interest code subject to the following limitation: The Executive Director in consultation with the General Counsel may determine in writing that a particular consultant, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements of the broadest disclosure category, but instead must comply with more tailored disclosure requirements specific to that consultant. Such a determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

APPENDIX B

Designated Positions

Designated Position	Disclosure Category
Member of the Board of Directors	3
Alternate Member of the Board of Directors	3
Member of the Working Committee	3
Secretary to the Board of Directors	3
Executive Director	3
Consultant	4
Newly Created Position	*

****Newly Created Positions**

A newly created position that makes or participates in the making of decisions that may foreseeably have a material effect on any financial interest of the position-holder, and which specific position title is not yet listed in the Authority's conflict of interest code is 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 in consultation with the General Counsel may determine in writing that a particular newly created position, 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 broadest disclosure requirements, but instead must comply with more tailored disclosure requirements specific to that newly created position. Such written determination shall include a description of the newly created position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Authority'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.)

As soon as the Authority has a newly created position that must file statements of economic interests, the Authority shall contact the County of Santa Clara Clerk of the Board of Supervisors Form 700 division to notify it of the new position title to be added in the County's electronic Form 700 record management system, known as eDisclosure. Upon this notification, the Clerk's office shall enter the actual position title of the newly created position into eDisclosure and the Authority's filing official shall ensure that the name of any individual(s) holding the newly created position is entered under that position title in eDisclosure.

Additionally, within 90 days of the creation of a newly created position that must file Statements of Economic Interests, the Authority shall update this conflict-of-interest code to add the actual position title in its list of designated positions, and submit the amended conflict of interest code to the County of Santa Clara Office of the County Counsel for code-reviewing body approval by the County Board of Supervisors. (Gov. Code Sec. 87306.)

SVRIA Conflict of Interest Code & Resolution draft revised 8-16-18