

RESOLUTION NO. FA2005-1

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE ELK GROVE FINANCE AUTHORITY
ADOPTING BYLAWS, ESTABLISHING A REGULAR MEETING DATE, ADOPTING
THE STATE CEQA GUIDELINES FOR USE IN IMPLEMENTING CEQA, AND
ADOPTING A CONFLICT OF INTEREST CODE**

WHEREAS, the Joint Exercise of Powers Agreement dated July 13, 2005 (the "Agreement"), between the City of Elk Grove and the Parking Authority of the City of Elk Grove that established the Elk Grove Finance Authority (the "Finance Authority") authorizes the Board of Directors to adopt bylaws for the governance of the Board and the Finance Authority;

WHEREAS, pursuant to California Government Code Section 54954, the Finance Authority must establish the time and place for holding its regular meetings;

WHEREAS, State CEQA Guidelines authorize the Finance Authority to adopt the State CEQA Guidelines through incorporation by reference in adopting procedures to implement CEQA (14 California Administrative Code Section 15022(d));

WHEREAS, the Political Reform Act, Government Code sections 81000 *et seq.*, requires every local government agency to adopt and promulgate a conflict of interest code;

WHEREAS, pursuant to California Code of Regulations, Title 2, Section 18730, the Finance Authority may adopt its conflict of interest code by incorporating by reference the terms of the standard model conflict of interest code found in the regulation, which will be amended from time to time by the Fair Political Practices Commission to conform to any amendments in the Political Reform Act;

WHEREAS, incorporation by reference of the terms of the aforementioned regulation and amendments to it as the conflict of interest code of the Finance Authority will minimize the actions required to keep the Finance Authority's conflict of interest code in conformity with State statutes and regulations;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Elk Grove Finance Authority, as follows:

Section 1. Bylaws. The Bylaws of the Finance Authority, as presented to this meeting, are approved and adopted.

Section 2. Regular Meeting. The Board of Directors shall hold one regular meeting each year at the time of and in the same location as the Elk Grove City Council's first meeting in the month of July.

Section 3. CEQA Guidelines. The Board of Directors hereby adopts State CEQA Guidelines (14 California Administrative Code section 15000, *et seq.*), as the same may

be amended from time to time, as the Finance Authority's procedures to implement CEQA pursuant to Public Resources Code Section 21082 and Section 15022 of Title 14 of the California Administrative Code.

Section 4. Conflict of Interest Code. The terms of 2 California Code of Regulations Section 18730, and any amendments to that section that may be duly adopted by the Fair Political Practices Commission, are hereby incorporated by reference as the Conflict of Interest Code of the Finance Authority.

Section 5. Designated Positions and Disclosure Categories. The list of designated positions and the disclosure categories relating to the corresponding positions at the City of Elk Grove (incorporated by reference) attached hereto labeled as "Appendix A" is hereby adopted as the appendix of designated employees and disclosure categories referred to in 2 California Code of Regulations Section 18730.

Section 6. Statements of Economic Interest. Persons holding designated positions shall file their Statements of Economic Interest with the Secretary of the Finance Authority, and the Secretary shall retain the originals as the designated filing officer. A person holding a designated position may satisfy this filing requirement by providing the Secretary with a copy of his or her current Statement of Economic Interests filed with the City Clerk. Upon receipt of Statements of Economic Interest, the Secretary, or his/her designee shall retain the original as filing officer pursuant to Government Code Section 87500(k), and forward a copy to the Fair Political Practices Commission.

Section 7 Effective Date. The Conflict of Interest Code shall become effective upon the date of its approval of City Council of the City of Elk Grove, the code reviewing body.

PASSED AND ADOPTED by the Board of Directors of the Finance Authority of the City of Elk Grove this 27th day of July 2005.



DANIEL BRIGGS, PRESIDENT of the
ELK GROVE FINANCE AUTHORITY

ATTEST:



PEGGY E. JACKSON, SECRETARY

APPROVED AS TO FORM:



ANTHONY MANZANETTI,
LEGAL COUNSEL

ELK GROVE FINANCE AUTHORITY

APPENDIX A OF CONFLICT OF INTEREST CODE

1) Disclosure and Disqualification Requirements.

The disclosure and disqualification requirements for individuals occupying the positions designated below shall be as set forth by regulation of the Fair Political Practices Commission (Title 2, California Code of Regulations, Section 18730, hereafter "Section 18730"), as Section 18730 may be amended by the Fair Political Practices Commission from time to time.

2) Designated Positions.

The positions listed below constitute the list of designated positions required by Section 18730. The individual occupying each position is deemed to make, or participate in the making of, decisions that may have a material effect on a financial interest of that individual. The individuals occupying the designated positions shall disclose their economic interests in accordance with the disclosure categories specified in the City of Elk Grove's Conflict of Interest Code for their corresponding designated positions at the City, as shown below.

<u>Designated Position</u>	<u>Corresponding Position</u>
Member of the Board	City Council Member
Administrator	City Manager
Secretary	City Clerk
Treasurer/Controller	Finance Director
Legal Counsel	City Attorney

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. FA2005-1

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 27th day of July, 2005 by the following vote:

AYES 4: COUNCILMEMBERS: Scherman, Soares, Briggs, Cooper
NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 1: COUNCILMEMBERS: Leary



A handwritten signature in cursive script, reading "Peggy E. Jackson", written over a horizontal line.

Peggy E. Jackson, City Clerk
City of Elk Grove, California