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MENDOCINO COUNTY  
ASSESSOR'S OFFICE

### 2016 Local Agency Biennial Notice

Name of Agency: Noyo Harbor District  
 Mailing Address: 19101 S. S. Harbor Drive  
 Contact Person: Janette Gallegos Phone No. (707) 964-4719  
 Email: noyohd@yahoo.com Alternate Email: \_\_\_\_\_

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code includes disclosure by those agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict of interest code and has determined that (check one BOX):

An amendment is required. The following amendments are necessary:

(Check all that apply.)

- Include new positions
- Revise disclosure categories
- Revise the titles of existing positions
- Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions
- Other (describe) \_\_\_\_\_

The code is currently under review by the code reviewing body.

No amendment is required. (If your code is over five years old, amendments may be necessary.)

**Verification (to be completed if no amendment is required)**

*This agency's code accurately designates all positions that make or participate in the making of governmental decisions. The disclosure assigned to those positions accurately requires that all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding designated positions are reported. The code includes all other provisions required by Government Code Section 87302.*

\_\_\_\_\_  
Signature of Chief Executive Officer

\_\_\_\_\_  
Date

All agencies must complete and return this notice regardless of how recently your code was approved or amended. Please return this notice no later than **October 3, 2016**, or by the date specified by your agency, if earlier, to:

(PLACE RETURN ADDRESS OF CODE REVIEWING BODY HERE)

**PLEASE DO NOT RETURN THIS FORM TO THE FPPC.**

ORDINANCE 16

CONFLICT OF INTEREST CODE FOR THE NOYO HARBOR DISTRICT

WHEREAS, the Political Reform Act requires every local government agency to review its conflict-of-interest code to determine if it is accurate or, alternatively, that the code must be amended; and

WHEREAS, following review of the code, it was determined that the amendments contained in this Ordinance were appropriate.

NOW, THEREFORE, the Noyo Harbor District (District) Board of Commissioners does hereby ORDAIN as follows: Conflict of Interest Code for the Noyo Harbor District Ordinance 9 is hereby deleted in its entirety and replaced with a new Conflict of Interest Code to read as follows:

CONFLICTS OF INTEREST

1. Purpose.

Pursuant to the provisions of Government Code Sections 87300, et seq., the following provisions constitute the Conflict of Interest Code for the District. Nothing contained herein is intended to modify or abridge the provisions of the Political Reform Act of 1974, as amended (Government Code Section 81000 et seq.). The provisions of this Code are additional to Government Code Section 87100 et seq., and other laws pertaining to conflicts of interest.

2. Incorporation of Model Code

The terms and provisions of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission is hereby incorporated herein by reference.

3. Designated Positions and Disclosure Categories.

The positions listed in this Section 3 are designated positions. Officers and employees holding those positions are designated public officials, and are deemed to make, or participate in the making of, decisions which may foreseeably have a material financial effect on a financial interest of the designated public official. Each designated public official shall file an annual statement disclosing that public official's interests as required by the disclosure category applicable to that public official.

<u>Designated Position</u>	<u>Category</u>
Commissioners	1
Harbormaster	1
Consultants	2

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**Category 1:** Persons in this category shall disclose all of the following interests: investments, interests in real property located either wholly or partially within the District or within 2 miles of the District's boundaries, business positions and income—including loans, gifts and travel payments—from all sources.

**Consultant Disclosure Category 2:** Consultants shall disclose all of the interests required to be disclosed pursuant to Disclosure Category 1, subject to the following limitation: The Harbormaster 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 fully comply with the disclosure requirements in this Chapter. 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 Harbormaster's determination is a public record and shall be retained for public inspection.

2. SEVERABILITY. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, the remainder of this Ordinance, including the application of such part or provision to other persons or circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable. The District Board of Commissioners hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be held unconstitutional, invalid, or unenforceable.

3. EFFECTIVE DATE AND PUBLICATION. This ordinance shall become effective thirty (30) days from the date of its passage. Within 15 days after its passage, this ordinance shall be published once, with the names of the Commissioners voting for or against it, in the Fort Bragg Advocate News, a newspaper of general circulation in the District, as required by law.

INTRODUCED: 9/8/16  
PASSED: 10/13/16  
AYES: Armitage, Caito Dillion, Hurst  
NOES: —  
ABSTENTIONS: —  
ABSENT: Forkner

BY: Robert D. Armitage  
Chair, Board of Commissioners

ATTEST:

Janette Vallejos  
District Secretary

9/12/16

NOYO HARBOR DISTRICT

EXHIBIT "A"

Designated Positions

CATEGORY I - General:

1. All Commissioners of the Noyo Harbor District.
2. No others.

CATEGORY II - Specific:

1. The Harbormaster, only insofar as such officer has discretion to make expenditures or incur debt for materials or supplies used by the Noyo Harbor District.
2. No others.

EXHIBIT "B"

Disclosure Statements

The following disclosure requirements are imposed on the officers and employees described in Exhibit "A" Designated Positions:

CATEGORY I - General:

Disclosure Requirement

1. Any reportable interest in real property within the boundaries of the Noyo Harbor District or within two miles distant therefrom.
2. None other.

CATEGORY II - Specific:

Disclosure requirement

1. Any reportable interest in any business entity doing business with the Noyo Harbor District.
2. None other.