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***** AGENDA *****

Items on the agenda may be taken out of order.

Public comment may be limited to three (3) minutes for each individual speaker.

In accordance with California Government Code Section 54957.5, any writing that is a public record and relates to an open session agenda item which is distributed less than 72 hours prior to the meeting shall be available for public inspection at the District Office, 7500 Schmidt Lane, El Cerrito, during regular business hours. Copies of the agenda are posted on the District website at www.stegesan.org. Those disabled persons requiring auxiliary aids or services in attending or participating in this meeting should notify the District at least 48 hours prior to the meeting at 510/524-4668.

Members of the public can observe the live stream of the meeting by accessing https://zoom.us/j/84090509848 or by calling (669) 900-9128 and entering the Meeting ID# 840 9050 9848 followed by the pound (#) key.

Public comment can be sent remotely by delivering to 7500 Schmidt Lane, El Cerrito, CA 94530 or via email to comments@stegesan.org with "Public Comment" in the subject line. To provide written comment on an item on the agenda or to address the Board during Public Comment, please note the agenda item number that you want to address or whether you intend for the comment to be included in Public Comment. Comments timely received 15 minutes before the starting time of the meeting will either be provided as written comment or be read into the record, with a maximum allowance of 3 minutes per individual comment read into the record, subject to the Board President's discretion. Copies of all timely received written comments will be provided to the Board and will be added to the official record.

Pursuant to AB 361 and AB 2449, Board Members may be attending this meeting via remote conferencing. In the event that any Board Member elects to attend remotely, all votes conducted during the remote conferencing session will be conducted by roll call vote.

I. Call To Order

II. Roll Call

Agenda Items: Directors and Officers of the Board will consider and announce if they have any conflicts of interest posed by items on the meeting agenda.

III. Public Comment

(Members of the public are invited to address the Board concerning topics that are **not** on the agenda)

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Motion: IV. Approval of Minutes

A. <u>Approval of Minutes of February 2, 2023 Board Meeting</u>
(The Board will be asked to review and approve the minutes of February 2, 2023 Board Meeting)

Info: V. Communications

- A. Oral Communications
 - 1. <u>Brief reports from Directors on matters related to the District, including attendance at city or community meetings</u>
 - a. City & Community Meetings
- B. Written Communications

Info: VI. Reports of Staff and Officers

- A. Attorney's Report
- B. Manager's Report
 - 1. Monthly Maintenance Summary Report
 - 2. Monthly Report of Sewer Replacements and Repairs
 - 3. Form 700 Statement of Economic Interest/Conflict of Interest
 - 4. 2023 California Association of Sanitation Agencies (CASA) Conferences
 - February 27 March 1 Washington DC Forum
 - August 9-11 Annual Conference, San Diego, CA
 - 5. 2023 California Special Districts Association (CSDA) Conference
 - August 28-31 Annual Conference, Monterey, CA

Info/Motion: VII. Business

- A. <u>Draft Long Range Planning Agenda and Use of a Meeting Facilitator</u>
 (The Board will review the updated draft agenda and consider the use of a meeting facilitator)
- B. Consider the Need and Ability to Conduct Meetings Remotely Pursuant to AB 361

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(The Board will consider proceeding without adopting a resolution to continue meeting remotely pursuant to Assembly Bill 361 due to the COVID State of Emergency ending on February 28, 2023)

Info: VIII. Financial Statements

- A. Monthly Investment, Cash, Receivables Report
- B. Monthly Operating Statement
- C. <u>Investment Options</u>
 (The Board will review the statements)

Motion: IX. Approval of Checks

A. Checks for February 16, 2023- Fund No. 3418 & 3423 (The Board will be asked to approve the checks)

Info: X. Future Agenda Items

March 4, 2023 @9:00 AM

Long Range Planning Workshop

March 16, 2023

California Employer's Retiree Benefit Trust (CERBT) Contributions Action Plan

Consent Decree Quarterly Report

consent Decree Quarterly Report

CASA Conference – Attendee Reports

Form 700

CLOSED SESSION

Public Employment Performance Evaluation

Gov. Code § 54957

Title: District Manager

XI. Adjournment

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(The next meeting of the Stege Sanitary District Board of Directors is the Long Range Planning Workshop scheduled to be held on March 4, 2023 at 9:00 A.M. at the District Board Room, 7500 Schmidt Lane, El Cerrito, CA.)

STEGE SANITARY DISTRICT BOARD OF DIRECTORS MEETING OF FEBRUARY 2, 2023

TIME OF MEETING: 7:00 P.M.

DISTRICT BOARD ROOM, 7500 SCHMIDT LANE, EL CERRITO, CA

*******MINUTES ******

I. Call To Order: President Christian-Smith called the meeting to order at 7:00 P.M.

II. Roll Call: Present: Beach, Gilbert-Snyder*, Merrill, O'Keefe*,

Christian-Smith

Absent: None

Others Present: Rex Delizo, District Manager

*via video-conference

Agenda Items: Directors and Officers of the Board did not announce any conflicts of interest posed by items on the meeting agenda.

III. Public Comment: There was no public comment.

IV. Approval of Minutes

A. Approval of January 19, 2023 Board Meeting Minutes

MOTION: By Merrill, seconded by Beach, to approve the minutes of the January 19, 2023 Board Meeting

VOTE: AYES: Beach, Gilbert-Snyder, Merrill, O'Keefe, Christian-

Smith

NOES: None ABSTAIN: None ABSENT: None

V. Communications

A. Oral Communications

1. <u>Brief reports from Directors on matters related to the District, including attendance at city or community meetings</u>

STEGE SANITARY DISTRICT BOARD OF DIRECTORS MEETING OF FEBRUARY 2, 2023

TIME OF MEETING: 7:00 P.M.

DISTRICT BOARD ROOM, 7500 SCHMIDT LANE, EL CERRITO, CA

a. California Association of Sanitation Agencies (CASA) Winter Conference, January 25-27, 2023
 In accordance with AB 1234, Director Merrill reported on his attendance at the CASA conference.

B. Written Communications

There were no written communications to consider.

VI. Reports of Staff and Officers

- A. Manager's Report
 - California Association of Sanitation Agencies (CASA)
 The Manager reported on the upcoming CASA conference dates.
 - California Special Districts Association (CSDA)
 The Manager reported on the upcoming CSDA conference date.

VII. Business

A. Long Range Planning Draft Agenda

The Board reviewed the updated agenda for the long range planning workshop scheduled for Saturday, March 4, 2023. The Board asked staff to add a topic on Diversity, Equity, and Inclusion (DEI) and would like to consider using a meeting facilitator, if possible.

B. Resolution No. 2222-0223 Approving a Contract with Elk Grove Auto/ Winner Chevrolet for a 2023 Silverado 1500 Crew Cab 4x4 Truck in the Amount Not to Exceed \$53,620.53

The Board approved the resolution to procure a new truck, but with certain stipulations as stated in the motion, to replace an existing truck considered by the insurance company as a "total loss" due to a recent accident.

MOTION: By Merrill, seconded by Beach, to approve Resolution No. 2222-0223 approving a contract with Elk Grove Auto/ Winner Chevrolet for a 2023 Silverado 1500 Crew Cab 4x4 Truck in the amount not to exceed \$53,620.53 *unless* the penalty to cancel is less than \$1000, then contract for both the 2023 Silverado 1500 Crew Cab 4x4 Truck in the

STEGE SANITARY DISTRICT BOARD OF DIRECTORS MEETING OF FEBRUARY 2, 2023

TIME OF MEETING: 7:00 P.M.

DISTRICT BOARD ROOM, 7500 SCHMIDT LANE, EL CERRITO, CA

amount not to exceed \$53,620.53 and the 2024 Silverado EV Crew Cab 4x4 Truck in the amount not to exceed \$84,793.71, keeping the truck delivered first and cancelling the other

VOTE: AYES: Beach, Gilbert-Snyder, Merrill, O'Keefe, Christian-

Smith

NOES: None ABSTAIN: None ABSENT: None

VIII. Approval of Checks

A. Checks for February 2, 2023 - Fund No. 3418 & 3423

MOTION: By Merrill, seconded by Gilbert-Snyder, to pay the bills, Check Nos. 28028 through 28046 in the amount of \$22,368.04

VOTE: AYES: Beach, Gilbert-Snyder, Merrill, O'Keefe, Christian-

Smith

NOES: None ABSTAIN: None ABSENT: None

IX. Future Agenda Items

February 16, 2023

Long Range Planning Workshop Agenda + Meeting Facilitator

Form 700

- +Ending of AB 361
- +AB 2449 Rules and Procedures
- +CLOSED SESSION Manager Performance Evaluation

March 4, 2023 @9:00 AM

Long Range Planning Workshop

STEGE SANITARY DISTRICT BOARD OF DIRECTORS MEETING OF FEBRUARY 2, 2023 TIME OF MEETING: 7:00 P.M.

DISTRICT BOARD ROOM, 7500 SCHMIDT LANE, EL CERRITO, CA

Gilbert-Snyder offered to give a presentation on the California Water/Wastewater Agency Response Network (CalWARN) at a future board meeting.

X. Adjournment

The meeting was adjourned at 7:45 P.M. The next meeting of the District Board of Directors will be held on Thursday, February 16, 2023 at 7:00 P.M. at the District Board Room, 7500 Schmidt Lane, El Cerrito, California

Rex Delizo
STEGE SANITARY DISTRICT
Secretary

STEGE SANITARY DISTRICT MONTHLY MAINTENANCE SUMMARY REPORT Jan-23

1. ROUTINE PREVENTIVE MAINTENANCE ACTIVITES

There were 20 normal working days	Days	Feet
Unit #10 (combo) operated:	15	65,399
Unit #11 (rodder) operated:	0	0
Unit #15 (video) operated:	12	17,142
Unit #16 (combo) operated:	10	14,207

	N	Month (feet)		Quarter (feet)			
	Planned	Unplanned	Planned	Unplanned	Remaining		
Total Cleaned	59,918	19,224	59,918	19,224	144,877		
Total Video	9,393	7,749	9,393	7,749	49,095		

2. MONTHLY SERVICE CALLS

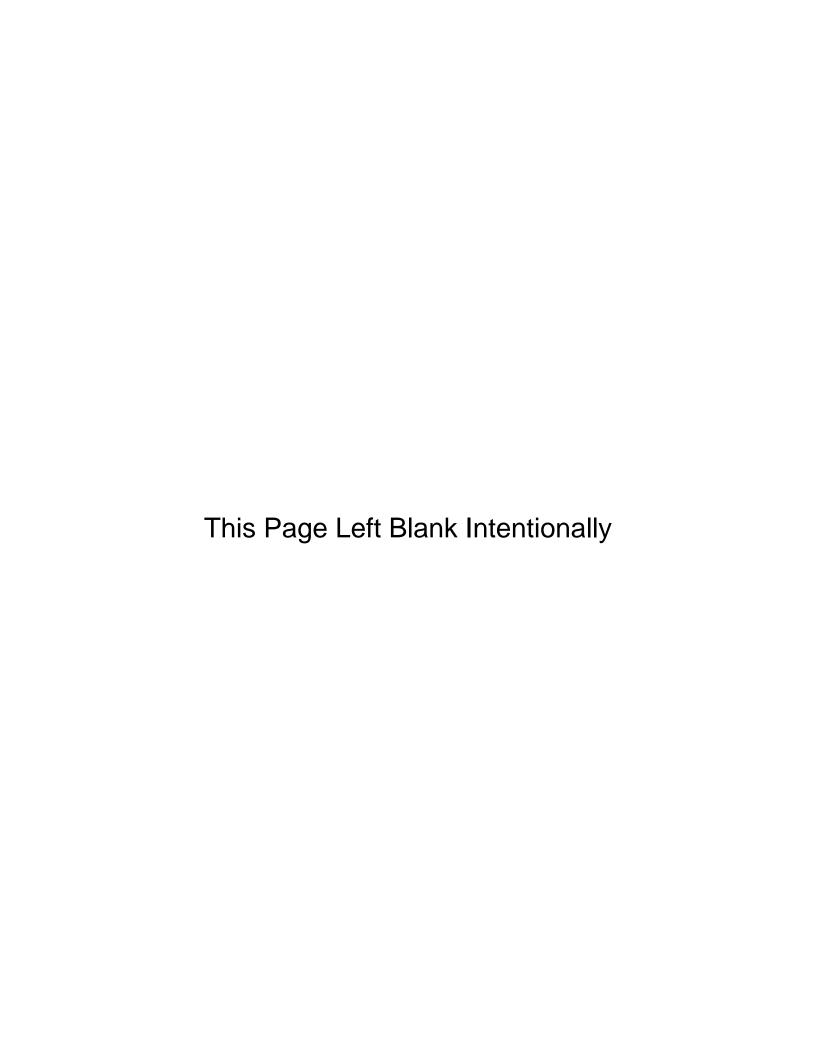
After-hour service calls: 4 Calls 3 Calls out

SERVICE CALLS, OVERFLOWS, AND BACKUPS

	SERVICE CALLS, OVERVEOUS, AND BACKUIS								
VEAD	Mo	SERVIC	E CALLS	LATERAL F	ROBLEMS	STRUCTURAI FAILU		MAINLINE O' INTO H	
YEAR	МО	CURRENT MONTH	12 MONTH AVERAGE	CURRENT MONTH	12 MONTH AVERAGE	CURRENT MONTH	TOTAL LAST 12-MOS	CURRENT MONTH	TOTAL LAST 12-MOS
2023	1	17	14.1	7	7.8	0	1	0	0
CATEGORY 1 SSOs			OVERFLOWS CAUSED			OVERFLOWS RELATED TO			
			BY MAINLINE			WET WEATHER			
CURRENT TOTAL LAST CURRE		CURRENT	RRENT TOTAL LAST		CURRENT		TOTAL LAST		
MONTH 12-MONTHS		MONTH	12-MO	NTHS	MONTH		12-MONTHS		
1	1		1		8	0		0	

3. SAFETY AND TRAINING

Safety and training meetings were conducted twice a month.



MONTHLY SERVICE CALLS

January-2023

DATE	MH UP/DN	ADDRESS	PRBLM IN	TYPE	LOC CAU	ISE EN	ND COMMENTS
1/2/2023	227116	601 ELM ST.	Main	E			WE FOUND THIS TO BE AN EBMUD PROBLEM
Monday 9:38 AM	227115	EL CERRITO, CA 94530 Last Call: 12/22/2005	Lateral Other				
1/3/2023	272312	253 STANFORD AVE.	Main	Α			WE FOUND THIS TO BE THE CUSTOMER'S
Tuesday 2:05 PM	273311	KENSINGTON, CA 94707	Lateral Other 🗹				PROBLEM.
1/4/2023	101411	1903 SAN BENITO ST.	Main	C / OF			WE FOUND THIS TO BE THE CUSTOMER'S PROBLEM.
Wednesday 7:25 AM	101410	RICHMOND, CA 94804	Lateral V Other				FRODLEIVI.
1/4/2023	231840	610 CANON DR.	Main	Т			HIGH WATER ALARM AT CANON PUMP STATION.
Wednesday 9:25 PM	231807	KENSINGTON, CA 94707 Last Call: 1/9/2018	Lateral ✓ Other ✓				STATION.
1/5/2023	281301	841 NORVELL ST.	Main	Α			WE FOUND THIS TO BE A CUSTOMER'S
Thursday 3:30 PM	281015	EL CERRITO, CA 94530	Lateral V				PROBLEM.
1/6/2023	101309	1663 SANTA CLARA AVE.	Main	Α			WE FOUND THIS TO BE THE CUSTOMER'S PROBLEM.
Friday 1:56 PM	101308	RICHMOND, CA 94804	Lateral V				PROBLEM.
1/9/2023	102117	1 BURLINGAME AVE.	Main	Т			PUMP STATION VFD FAILURE
Monday 5:40 AM	1021 PM	RICHMOND, CA 94804	Lateral V				
1/9/2023	151019	1373 CONTRA COSTA DR.	Main	Α			WE FOUND NO OVERFLOW IN MANHOLE.
Monday 7:30 AM	151238	EL CERRITO, CA 94530	Lateral Other ✓				
1/9/2023	231117	409 OCEAN VIEW AVE.	Main ✓ Lateral ✓	Α			WE FOUND THIS TO BE THE CUSTOMER'S PROBLEM.
Monday 11:50 AM	231116	KENSINGTON, CA 94707	Other				
1/9/2023	161701	11225 SAN PABLO AVE.	Main	Т			CUSTOMER WANTED REPAIR INFORMATION.
Monday 5:35 PM	163010	EL CERRITO, CA 94530	Lateral ✓ Other ✓				
1/11/2023	151303	1326 DEVONSHIRE DR.	Main	C, LC			WE FOUND THE CONGESTION TO BE THE CUSTOMER'S PROBLEM.
Wednesday 4:45 PM	151302	EL CERRITO, CA 94530	Lateral V Other				GUSTOWIER'S PROBLEM.
1/12/2023	234016	620 COVENTRY RD.	Main 🗹	G, R, W	MH B	SD,\	Y,ST ARRIVED ON SITE FOUND MANHOLE OVERFLOWING. WE BROKE THE STOPPAGE
Thursday 10:05 AM	234015	KENSINGTON, CA 94707	Lateral Other				AND CLEANED UP.
1/12/2023	251208	608 COLUSA AVE.	Main	C, LC,			WE FOUND THIS TO BE THE CUSTOMER'S PROBLEM.
Thursday 12:52 PM	251205	EL CERRITO, CA 94530	Lateral V Other				FRODLEWI.
1/18/2023	231516	215 ARLINGTON AVE.	Main	Α			WE FOUND THE WATER WAS COMING FROM DRAIN.
Wednesday 2:00 PM	231504	KENSINGTON, CA 94707 Last Call: 1/18/2022	Lateral Other				DRAIIN.
1/20/2023	265201	824 BALRA DR.	Main	C, OF			WE FOUNDTHE OVERFLOW TO BE THE
Friday 2:38 PM	265011	EL CERRITO, CA 94530 Last Call: 5/3/2016	Lateral V Other				CUSTOMER'S PROBLEM.
1/25/2023	102416	1363 MARIPOSA ST.	Main	С			WE FOUND THIS TO BE THE CUSTOMER'S
Wednesday 12:30 PM	102415	EL CERRITO, CA 94530	Lateral 🗹 Other				PROBLEM.
1/31/2023	274206	259 WILLAMETTE AVE.	Main	C, OF			WE FOUND THIS TO BE THE CUSTOMER'S
Tuesday 4:13 PM	274205	KENSINGTON, CA 94707 <i>Last Call:</i> 11/4/1992	Lateral V Other				PROBLEM.

DATE MH	UP/DN ADDRESS		PRBLM IN	TYPE LOC CAUSE	END	COMMENTS	
PROBLEM TYPE:		SPILL	SPILL	SPILL END		MAINLINE:	1
Water (A)	Odor (O)	LOCATION:	CAUSE:	LOCATION:		LATERAL:	
Broken Main (B)	Overflow (OF)	Lamp/Manhole	Blockage (B)	Building (BLDG)		OTHER:	9
S/S Congestion (C) Debris in Main (D)	PG+E (P) Roots (R)	(MH) Mainline (ML)	Surcharge (S) Line Break (ML)	Creek (C) Strt/Pvmnt (ST)		TOTAL SERVICE CALLS:	17
EBMUD (E)	Surcharge (S)	Lateral (L)	Other (O)	` ,		MAINLINE OVERFLOW:	1
Soft Stoppage (F) Grease (G)	Storm Drain (SD) Unknown (U)	Cleanout (CO) Building (BLDG)		Yard (Y) Other (O)		MAINLINE SURCHARGE:	0
Lateral Cause (LC) Misc (M) MH Cover (MC)	Other (T) Wipes/Rags (W)	Other (O)		Outer (O)			

SANITARY SEWER OVERFLOWS (SSOs) LAST 12 MONTHS

February-2023

DATE	MH UP/DN	ADDRESS	PRBLM IN	TYPE	LOC	CAUSE	END	COMMENTS	CAT*	VOL	RCVR'D	NET
1/29/2022 Saturday 3:25 PM	231822 231819	616 PLATEAU DR. KENSINGTON, CA 94707	Main 🗹 Lateral 🔲 Other	B,OF,R, W	LH	ML, B	Υ	SSO CAUSED BY MAJOR OFFSET.	CAT 3	15 gallons	0 gallons	15 gallons
2/3/2022 Thursday 7:30 AM	151239 151238	1373 CONTRA COSTA DR. EL CERRITO, CA 94530	Main Lateral Other	R	МН	В	Υ	CITY OF EL CERRITO PUSHED LATERAL ROOTS INTO DISTRICT LINE.	CAT 3	23 gallons	23 gallons	0 gallons
3/26/2022 Saturday 6:50 PM	251414 251403	7976 TERRACE DR. EL CERRITO, CA 94530	Main 🔽 Lateral 🔲 Other	OF	МН	ML	Υ	SSO CAUSED BY COLAPSED HDPE PIPE.	CAT 2	3,432 gallons	0 gallons	3,432 gallons
5/7/2022 Saturday 1:30 PM	292102 292004	1126 RICHMOND ST. EL CERRITO, CA 94530	Main Lateral Other	OF, R	МН	В	ST	SOFT STOPPAGE IN MAIN LINE. FOUND ROOTS AND RAGS IN LINE.	CAT 3	1 gallons	1 gallons	0 gallons
6/8/2022 Wednesday 9:54 AM	282319 220026	6831 STOCKTON AVE. EL CERRITO, CA 94530	Main V Lateral Other	D, E	СО	В	ST,SD,Y	EBMUD DAMAGED LAMPHOLE #282318 AND FILLED WITH ASPHALT.	CAT 3	80 gallons	80 gallons	0 gallons
8/8/2022 Monday 11:30 PM	273103 273001	27 SUNSET DR. KENSINGTON, CA 94707	Main ✓ Lateral Other	LC, R	BLDG	В	BLDG/ST	LATERAL ROOT CAUSED SSO.	CAT 3	15 gallons	10 gallons	5 gallons
11/19/2022 Saturday 1:49 PM	234220 234205	285 LEXINGTON AVE. KENSINGTON, CA 94707	Main V Lateral Other	D,F,OF	МН	В	ST	SOFT STOPPAGE DUE TO DEBRIS AND WIPES	CAT 3	3 gallons	0 gallons	3 gallons
12/5/2022 Monday 9:13 PM	281406 281405	938 AVIS DR. EL CERRITO, CA 94530	Main V Lateral Other	OF,R,W	МН	В	Υ	WIPES AND ROOTS CAUSED SSO	CAT 3	112 gallons	0 gallons	112 gallons
1/12/2023 Thursday 10:05 AM	234016 234015	620 COVENTRY RD. KENSINGTON, CA 94707	Main V Lateral Other	G, R, W	МН	В	SD,Y,ST	ARRIVED ON SITE FOUND MANHOLE OVERFLOWING. WE BROKE THE STOPPAGE AND CLEANED UP.	CAT 1	10,660 gallons	0 gallons	10,660 gallons
PROBLEM TY Water (A) Broken Main (E S/S Congestior Debris in Main EBMUD (E) Soft Stoppage Grease (G) Lateral Cause (Misc (M) MH Cover (MC	Odor (O Overflow (C) PG+E (F (D) Roots (F Surcharg (F) Storm D Unknow (LC) Other (T Wipes/R	(OF) Lamp/Manhole (MH) (R) Mainline (ML) (ge (S) Lateral (L) (rain (SD) Cleanout (CO) (n (U) Building (BLDG) (OTHER (O)	SPILL CAUSE: Blockage (B) Surcharge (S Line Break (M Other (O)	Build Cree (IL) Strt/ Stort Yard	LL END ATION: ding (BLE ek (C) Pvmnt (S m Drn (S I (Y) er (O)	ST)			MAINI NLINE SI CA SSOs SSO VOL	LINE BRE URCHAR ATEGOR' INTO BU LUME (G. ERED (G.	ALS):	9 2 0 1 1 4,341 114

DATE MH UP/DN ADDRESS PRBLM IN TYPE LOC CAUSE END COMMENTS CAT* VOL RCVR'D NET

*CATEGORY 1 SSO: Discharges of untreated or partially treated wastewater of any volume resulting from an enrollees sanitary sewer system failure or flow condition that: Reach surface water and/or reach a drainage channel tributary to a surface water; or Reach a municipal separate storm sewer system and are not fully captured and returned to the sanitary sewer system or not otherwise captured and disposed of properly. Any volume of wastewater not recovered from the municipal separate storm sewer system is considered to have reached surface water unless the storm drain system discharges to a dedicated storm water or ground water infiltration basin (e.g., infiltration pit, percolation pond).

CATEGORY 2 SSO: Discharges of untreated or partially treated wastewater of 1,000 gallons or greater resulting from an enrollee's sanitary sewer system failure or flow condition that do not reach surface water, a drainage channel, or a municipal separate storm sewer system unless the entire SSO discharged to the storm drain system is fully recovered and disposed of properly.

CATEGORY 3 SSO: All other discharges of untreated or partially treated wastewater resulting from an enrollees sanitary sewer system failure or flow condition.

STEGE SANITARY DISTRICT MONTHLY REPLACEMENT AND REPAIR SUMMARY

January 2023

A. BUDGET ALLOCATION B. PRIOR BUDGET EXPENDED (WITH RETENTION) C. SEWER REPLACEMENTS PAID THIS MONTH (NO RETENTION) 1		\$0	\$3,259,000 \$0
SUBTOTAL FOR THIS MONTH D. TOTAL BUDGET EXPENDED (NO RETENTION) 0.00% E. TOTAL 5% RETENTION HELD F. BUDGET REMAINING 100.00% G. PERCENTAGE OF FISCAL YEAR REMAINING 41.67%			\$0 \$0 \$0 \$3,259,000
H. TOTAL REPLACEMENT FOOTAGE PAID TO DATE	(\$	- /LF)	
A. BUDGET ALLOCATION B. PRIOR BUDGET EXPENDED C. SEWER REPAIRS PAID THIS MONTH 1. 1875 Carlson Blvd. 2. 846 Arlington Blvd.	<u>REP</u> 4	AIR COST \$4,850 \$6,965	\$70,000 \$36,810
SUBTOTAL FOR THIS MONTH SUBTOTAL FOR LAST MONTH D. TOTAL BUDGET EXPENDED 69.46% E. TOTAL RETENTION HELD 0.00% F. BUDGET REMAINING 30.54% G. PERCENTAGE OF FISCAL YEAR REMAINING 41.67%			\$11,815 \$36,810 \$48,625 \$0 \$21,375
H. TOTAL NUMBER OF REPAIRS PAID TO DATE 7	(\$6,946 /REI	PAIR)

STEGE SANITARY DISTRICT MONTHLY REPLACEMENT AND REPAIR SUMMARY

January 2023

III SAN PABLO AVE SPECIFIC PLAN AREA (SPASI	PA) UPGKAD	E-FY.	ZUZZ=/	2023	
A. BUDGET ALLOCATION					\$0
B. PRIOR BUDGET EXPENDED (WITH RETENTION)					\$0
C. SPASPA UPGRADES PAID THIS MONTH (NO RETENT	ION)				
1					
GUPTOTAL FOR	THE MONTH				Φ0
SUBTOTAL FOR	THIS MONTH				\$0
D. TOTAL BUDGET EXPENDED (NO RETENTION)	0.00%				\$0
E. TOTAL 5% RETENTION HELD	0.00%				\$0 \$0
	100.00%				
F RUDGET REMAINING					
F. BUDGET REMAINING G. PERCENTAGE OF FISCAL YEAR REMAINING					\$0
F. BUDGET REMAINING G. PERCENTAGE OF FISCAL YEAR REMAINING	41.67%				\$0
	41.67%	(\$	_	/LF)	\$0

2022/2023 Form 700 Statement of Economic Interests



Reference Pamphlet

California Fair Political Practices Commission

1102 Q Street, Suite 3000 • Sacramento, CA 95811

Email advice: advice@fppc.ca.gov

Toll-free advice line: 1 (866) ASK-FPPC • (866) 275-3772 Telephone: (916) 322-5660 • Website: www.fppc.ca.gov

Contents

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•	Terms & Definitions	Page 8

Who Must File

 Officials and Candidates Specified in Gov. Code Section 87200 and Members of Boards and Commissions of Newly Created Agencies

The Act requires the following individuals to fully disclose their personal assets and income described in Form 700, Statement of Economic Interests:

State Offices

- Governor
- Lieutenant Governor
- · Attorney General
- Controller
- Insurance Commissioner
- Secretary of State
- Treasurer
- · Members of the State Legislature
- Superintendent of Public Instruction
- State Board of Equalization Members
- Public Utilities Commissioners
- State Energy Resources Conservation and Development Commissioners
- · State Coastal Commissioners
- Fair Political Practices Commissioners
- State public officials (including employees and consultants) who manage public investments
- Elected members of and candidates for the Board of Administration of the California Public Employees' Retirement System
- Elected members of and candidates for the Teachers' Retirement Board
- · Members of the High Speed Rail Authority

Other officials and employees of state boards, commissions, agencies, and departments file Form 700 as described in Part 2 on this page.

Judicial Offices

- Supreme, Appellate, and Superior Court Judges
- Court Commissioners
- Retired Judges, Pro-Tem Judges, and part-time Court Commissioners who serve or expect to serve 30 days or more in a calendar year

County and City Offices

- · Members of Boards of Supervisors
- Mayors and Members of City Councils
- Chief Administrative Officers
- District Attorneys
- County Counsels
- City Attorneys
- · City Managers
- Planning Commissioners
- · County and City Treasurers
- County and city public officials (including employees and consultants) who manage public investments

Members of Newly Created Boards and Commissions
Generally, such a member must file an assuming office
statement within 30 days as well as subsequent statements
until the member's position is designated in a conflict of
interest code. See Regulation 18754.

2. State and Local Officials, Employees, Candidates, and Consultants Designated in a Conflict of Interest Code ("Code Filers")

The Act requires every state and local government agency to adopt a unique conflict of interest code. The code lists each position within the agency filled by individuals who make or participate in making governmental decisions that could affect their personal economic interests.

The code requires individuals holding those positions to periodically file Form 700 disclosing certain personal economic interests as determined by the code's "disclosure categories." These individuals are called "designated employees" or "code filers."

Obtain your disclosure categories from your agency – they are not contained in the Form 700. Persons with broad decisionmaking authority must disclose more interests than those in positions with limited discretion. For example, you may be required to disclose only investments and business positions in or income (including loans, gifts, and travel payments) from businesses of the type that contract with your agency, or you may not be required to disclose real property interests.

In addition, certain consultants to public agencies may qualify as public officials because they make, participate in making, or act in a staff capacity for governmental decisions. Agencies determine who is a consultant and the level of disclosure and may use Form 805.

Note: An official who holds a position specified in Gov. Code Section 87200 is not required to file statements under the conflict of interest code of any agency that has the same or a smaller jurisdiction (for example, a state legislator who also sits on a state or local board or commission).

Employees in Newly Created Positions of Existing Agencies An individual hired for a position not yet covered under an agency's conflict of interest code must file Form 700 if the individual serves in a position that makes or participates in making governmental decisions. These individuals must file under the agency's broadest disclosure category until the code is amended to include the new position unless the agency has provided in writing a limited disclosure requirement. The Form 804 may be used to satisfy this requirement.

Types of Form 700 Filings

Assuming Office Statement:

If you are a newly appointed official or are newly employed in a position designated, or that will be designated, in a state or local agency's conflict of interest code, your assuming office date is the date you were sworn in or otherwise authorized to serve in the position. If you are a newly elected official, your assuming office date is the date you were sworn in.

 Report: Investments, interests in real property, and business positions held on the date you assumed the office or position must be reported. In addition, income (including loans, gifts, and travel payments) received during the 12 months prior to the date you assumed the office or position.

For positions subject to confirmation by the State Senate or the Commission on Judicial Appointments, your assuming office date is the date you were appointed or nominated to the position.

Example: Maria Lopez was nominated by the Governor
to serve on a state agency board that is subject to state
Senate confirmation. The assuming office date is the
date Maria's nomination is submitted to the Senate.
Maria must report investments, interests in real
property, and business positions she holds on that date,
and income (including loans, gifts, and travel payments)
received during the 12 months prior to that date.

If your office or position has been added to a newly adopted or newly amended conflict of interest code, use the effective date of the code or amendment, whichever is applicable.

 Report: Investments, interests in real property, and business positions held on the effective date of the code or amendment must be reported. In addition, income (including loans, gifts, and travel payments) received during the 12 months prior to the effective date of the code or amendment.

Annual Statement:

Generally, the period covered is January 1, 2022, through December 31, 2022. If the period covered by the statement is different than January 1, 2022, through December 31, 2022, (for example, you assumed office between October 1, 2021, and December 31, 2021 or you are combining statements), you must specify the period covered.

 Investments, interests in real property, business positions held, and income (including loans, gifts, and travel payments) received during the period covered by the statement must be reported. Do not change the preprinted dates on Schedules A-1, A-2, and B unless you are required to report the acquisition or disposition of an interest that did not occur in 2022. If your disclosure category changes during a reporting period, disclose under the old category until the effective date of the conflict of interest code amendment and disclose under the new disclosure category through the end of the reporting period.

Leaving Office Statement:

Generally, the period covered is January 1, 2022, through the date you stopped performing the duties of your position. If the period covered differs from January 1, 2022, through the date you stopped performing the duties of your position (for example, you assumed office between October 1, 2021, and December 31, 2021, or you are combining statements), the period covered must be specified. The reporting period can cover parts of two calendar years.

 Report: Investments, interests in real property, business positions held, and income (including loans, gifts, and travel payments) received during the period covered by the statement. Do not change the preprinted dates on Schedules A-1, A-2, and B unless you are required to report the acquisition or disposition of an interest that did not occur in 2022.

Candidate Statement:

If you are filing a statement in connection with your candidacy for state or local office, investments, interests in real property, and business positions held on the date of filing your declaration of candidacy must be reported. In addition, income (including loans, gifts, and travel payments) received during the 12 months <u>prior to</u> the date of filing your declaration of candidacy is reportable. Do not change the preprinted dates on Schedules A-1, A-2, and B.

Candidates running for local elective offices (e.g., county sheriffs, city clerks, school board trustees, or water district board members) must file candidate statements, as required by the conflict of interest code for the elected position. The code may be obtained from the agency of the elected position.

Amendments:

If you discover errors or omissions on any statement, file an amendment as soon as possible. You are only required to amend the schedule that needs to be revised; it is not necessary to refile the entire form. The amended schedule(s) is attached to your original filed statement. Obtain amendment schedules from the FPPC website at www.fppc.ca.gov.

Where to File

1. Officials Specified in Gov. Code Section 87200 (See Reference Pamphlet, page 3):

In most cases, the filing officials listed below will retain a copy of your statement and forward the original to the FPPC.

Filers	Where to File
87200 Filers	
State offices	Your agency
Judicial offices	The clerk of your court
Retired Judges	Directly with FPPC
County offices	Your county filing official
City offices	Your city clerk
Multi-County offices	Your agency
87200 Candidates	
State offices Judicial offices Multi-County offices	County elections official with whom you file your declaration of candidacy
County offices	County elections official
City offices	City Clerk
Public Employees' Retirement System (CalPERS)	CalPERS
State Teachers' Retirement Board (CalSTRS)	CalSTRS

Note: Individuals that invest public funds for a city or county agency must file Form 700 with the agency. Unlike most other 87200 filers, the original statement will **not** be forwarded to the FPPC pursuant to Regulation 18753.

Code Filers — State and Local Officials, Employees, Candidates, and Consultants Designated in a Conflict of interest Code:

File with your agency, board, or commission unless otherwise specified in your agency's conflict of interest code. In most cases, the agency, board, or commission will retain the statements.

Candidates for local elective offices designated in a conflict of interest code file with the elections office where the declaration of candidacy or other nomination documents are filed.

3. Members of Newly Created Boards and Commissions:

File with your agency or with your agency's code reviewing body. See Regulation 18754.

State Senate and Assembly staff members file statements directly with the FPPC.

Exceptions:

- Elected state officers are not required to file statements under any agency's conflict of interest code.
- Filers listed in Section 87200 are not required to file statements under any agency's conflict of interest code in the same jurisdiction. For example, a county supervisor who is appointed to serve in an agency with jurisdiction in the same county has no additional filing obligations.

4. Positions Not Yet Covered Under a Conflict of interest Code

An individual hired for a position not yet covered under an agency's conflict of interest code must file Form 700 if the individual serves in a position that makes or participates in making governmental decisions. These individuals must file under the broadest disclosure category until the code is amended to include the new position unless the agency has provided in writing a limited disclosure requirement. Agencies may use FPPC Form 804 for this disclosure. Such individuals are referred to as "code filers." See Regulation 18734.

When to File

Assuming Office Statements:

Filer	Deadline
Elected officials	30 days after assuming office
Appointed positions specified in Gov. Code Section 87200	30 days after assuming office
<u>or</u>	<u>or</u>
Members of newly created boards and commissions not covered by a conflict of interest code	10 days after appointment or nomination if subject to Senate or judicial confirmation
Other appointed positions (including those held by newly- hired employees) that are or will be designated in a conflict of interest code	30 days after assuming office (30 days after appointment or nomination if subject to Senate confirmation)
Positions newly added to a new or amended conflict of interest code	30 days after the effective date of the code or code amendment

Exceptions:

- Elected state officers who assume office in December or January are not required to file an assuming office statement, but will file the next annual statement due.
- If you complete a term of office and, within 30 days, begin a new term of the same office (for example, you are reelected or reappointed), you are not required to file an assuming office statement. Instead, you will simply file the next annual statement due.
- If you leave an office specified in Gov. Code Section 87200 and, within 45 days, you assume another office or position specified in Section 87200 that has the same jurisdiction (for example, a city planning commissioner elected as mayor), you are not required to file an assuming office statement. Instead, you will simply file the next annual statement due.
- If you transfer from one designated position to another designated position within the same agency, contact your filing officer or the FPPC to determine your filing obligations.
- If a due date falls on a weekend or an official state holiday, the due date is the next regular business day.

Annual Statements:

 Elected state officers (including members of the state legislature, members elected to the Board of Administration of the California Public Employees' Retirement System and members elected to the Teachers' Retirement Board);

Judges and court commissioners; and

Members of state boards and commissions specified in Gov. Code Section 87200:

File no later than Wednesday, March 1, 2023.

2. County and city officials specified in Gov. Code Section 87200:

File no later than Monday, April 3, 2023.

3. Multi-County officials:

File no later than Monday, April 3, 2023.

4. State and local officials and employees designated in a conflict of interest code:

File on the date prescribed in the code (April 3 for most filers).

Exception:

If you assumed office between October 1, 2022, and December 31, 2022, and filed an assuming office statement, you are not required to file an annual statement until March 1, 2024, or April 1, 2024, whichever is applicable. The annual statement will cover the day after you assumed office through December 31, 2023.

Incumbent officeholders who file candidate statements also must file annual statements by the specified deadlines.

Late statements are subject to a late fine of \$10 per day per position up to \$100 for each day the statement is late.

When to File - (continued)

Leaving Office Statements:

Leaving office statements must be filed no later than 30 days after leaving the office or position.

Exceptions:

- If you complete a term of office and, within 30 days, begin a new term of the same office (for example, you are reelected or reappointed), you are not required to file a leaving office statement. Instead, you will simply file the next annual statement due.
- If you leave an office specified in Gov. Code Section 87200 and, within 45 days, you assume another office or position specified in Section 87200 that has the same jurisdiction (for example, a city planning commissioner elected as mayor), you are not required to file a leaving office statement. Instead, you will simply file the next annual statement due.
- If you transfer from one designated position to another designated position within the same agency, contact your filing officer or the FPPC to determine your filing obligations.

Candidate Statements:

All candidates (including incumbents) for offices specified in Gov. Code Section 87200 must file statements no later than the final filing date for their declaration of candidacy.

Candidates seeking a position designated in a conflict of interest code must file no later than the final filing date for the declaration of candidacy or other nomination documents.

Exception:

A candidate statement is not required if you filed an assuming office or annual statement for the same jurisdiction **within 60 days** before filing a declaration of candidacy or other nomination documents.

Late Statements:

Late statements should be submitted as soon as possible after the filing deadline, in the same manner and place as a timely filed statement.

The filing officer who retains originally-signed or electronically filed statements of economic interests may impose on an individual a fine for any statement that is filed late. The fine is \$10 per day up to a maximum of \$100. Late filing penalties may be reduced or waived under certain circumstances.

Persons who fail to timely file their Form 700 may be referred to the FPPC's Enforcement Division (and, in some cases, to the Attorney General or District Attorney) for investigation and possible prosecution. In addition to the late filing penalties from the filing officer, a fine of up to \$5,000 per violation may be imposed.

Terms & Definitions

The instructions located on the back of each schedule describe the types of interests that must be reported. The purpose of this section is to explain other terms used in Form 700 that are not defined in the instructions to the schedules or elsewhere.

Blind Trust: See Trusts, Reference Pamphlet, page 16.

Business Entity: Any organization or enterprise operated for profit, including a proprietorship, partnership, firm, business trust, joint venture, syndicate, corporation, or association. This would include a business for which you take business deductions for tax purposes (for example, a small business operated in your home). When reporting a business entity on the Form 700, do not use acronyms for the name of entity.

Code Filer: An individual who has been designated in a state or local agency's conflict of interest code to file statements of economic interests.

An individual hired on or after January 1, 2022 for a position not yet covered under an agency's conflict of interest code must file Form 700 if the individual serves in a position that makes or participates in making governmental decisions. These individuals must file under the broadest disclosure category until the code is amended to include the new position unless the agency has provided in writing a limited disclosure requirement. Agencies may use FPPC Form 804 for such disclosure. See Regulation 18734.

Commission Income: "Commission income" means gross payments of \$500 or more received during the period covered by the statement as a broker, agent, or salesperson, including insurance brokers or agents, real estate brokers or agents, travel agents or salespersons, stockbrokers, and retail or wholesale salespersons, among others.

In addition, you may be required to disclose the names of sources of commission income if your pro rata share of the gross income was \$10,000 or more from a single source during the reporting period. If your spouse or registered domestic partner received commission income, you would disclose your community property share (50%) of that income (that is, the names of sources of \$20,000 or more in gross commission income received by your spouse or registered domestic partner).

Report commission income as follows:

- If the income was received through a business entity in which you and your spouse or registered domestic partner had a 10% or greater ownership interest (or if you receive commission income on a regular basis as an independent contractor or agent), use Schedule A-2.
- If the income was received through a business entity in which you or your spouse or registered domestic

partner did not receive commission income on a regular basis or you had a less than 10% ownership interest, use Schedule C.

The "source" of commission income generally includes all parties to a transaction, and each is attributed the full value of the commission.

Examples:

- You are a partner in Jameson and Mulligan Insurance Company and have a 50% ownership interest in the company. You sold two American Insurance Company policies to XYZ Company during the reporting period. You received commission income of \$5,000 from the first transaction and \$6,000 from the second. On Schedule A-2, report your partnership interest in and income received from Jameson and Mulligan Insurance Company in Parts 1 and 2. In Part 3, list both American Insurance Company and XYZ Company as sources of \$10,000 or more in commission income.
- You are a stockbroker for Prince Investments, but you have no ownership interest in the firm. You receive commission income on a regular basis through the sale of stock to clients. Your total gross income from your employment with Prince Investments was over \$100,000 during the reporting period. On Schedule A-2, report your name as the name of the business entity in Part 1 and the gross income you have received in Part 2. (Because you are an employee of Prince Investments, you do not need to complete the information in the box in Part 1 indicating the general description of business activity, fair market value, or nature of investment.) In Part 3, list Prince Investments and the names of any clients who were sources of \$10,000 or more in commission income to you.
- You are a real estate agent and an independent contractor under Super Realty. On Schedule A-2, Part 1, in addition to your name or business name, complete the business entity description box. In Part 2, identify your gross income. In Part 3, for each transaction that resulted in commission income to you of \$10,000 or more, you must identify the brokerage entity, each person you represented, and any person who received a finder's or other referral fee for referring a party to the transaction to the broker.

Note: If your pro rata share of commission income from a single source is \$500 or more, you may be required to disqualify yourself from decisions affecting that source of income, even though you are not required to report the income. (See Reference Pamphlet, page 12.)

Conflict of Interest: A public official or employee has a conflict of interest under the Act when all of the following occur:

- The official makes, participates in making, or uses their official position to influence a governmental decision;
- It is reasonably foreseeable that the decision will affect the official's economic interest;
- The effect of the decision on the official's economic interest will be material; and
- The effect of the decision on the official's economic interest will be different than its effect on the public generally.

Conflict of Interest Code: The Act requires every state and local government agency to adopt a conflict of interest code. The code may be contained in a regulation, policy statement, or a city or county ordinance, resolution, or other document.

An agency's conflict of interest code must designate all officials and employees of, and consultants to, the agency who make or participate in making governmental decisions that could cause conflicts of interest. These individuals are required by the code to file statements of economic interests and to disqualify themselves when conflicts of interest occur.

The disclosure required under a conflict of interest code for a particular designated official or employee should include only the kinds of personal economic interests they could significantly affect through the exercise of their official duties. For example, an employee whose duties are limited to reviewing contracts for supplies, equipment, materials, or services provided to the agency should be required to report only those interests they hold that are likely to be affected by the agency's contracts for supplies, equipment, materials, or services.

Consultant: An individual who contracts with or whose employer contracts with state or local government agencies and who makes, participates in making, or acts in a staff capacity for making governmental decisions. The agency determines who is a consultant. Consultants may be required to file Form 700. Such consultants would file under full disclosure unless the agency provides in writing a limited disclosure requirement. Agencies may use FPPC Form 805 to assign such disclosure. The obligation to file Form 700 is always imposed on the individual who is providing services to the agency, not on the business or firm that employs the individual.

FPPC Regulation 18700.3 defines "consultant" as an individual who makes a governmental decision whether to:

- Approve a rate, rule, or regulation
- Adopt or enforce a law

- Issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement
- Authorize the agency to enter into, modify, or renew a contract provided it is the type of contract that requires agency approval
- Grant agency approval to a contract that requires agency approval and to which the agency is a party, or to the specifications for such a contract
- Grant agency approval to a plan, design, report, study, or similar item
- Adopt, or grant agency approval of, policies, standards, or guidelines for the agency or for any of its subdivisions

A consultant also is an individual who serves in a staff capacity with the agency and:

- participates in making a governmental decision; or
- performs the same or substantially all the same duties for the agency that would otherwise be performed by an individual holding a position specified in the agency's conflict of interest code.

Designated Employee: An official or employee of a state or local government agency whose position has been designated in the agency's conflict of interest code to file statements of economic interests or whose position has not yet been listed in the code but makes or participates in making governmental decisions. Individuals who contract with government agencies (consultants) may also be designated in a conflict of interest code.

A federal officer or employee serving in an official federal capacity on a state or local government agency is not a designated employee.

Digital Signature: Under the Act and Commission regulations, the Form 700s may be filed with a "digital signature," which may be used to sign documents electronically, if permitted by the filing officer. A digital signature is a type of certificate-based electronic signature that offers increased security to ensure the identity of the signer and prevent the alteration of documents after signing. For more information on how to use a digital signature, please refer to the Filing with a Digital Signature Fact Sheet on the FPPC's website.

For filing officers required to forward original statements filed via digital signature to the FPPC, the filing officer must verify the signature on the statement, and forward the statement via email to the FPPC at Form700@fppc.ca.gov. Do not mail the FPPC a copy of a Form 700 with a digital signature affixed.

Disclosure Categories: The section of an agency's conflict of interest code that specifies the types of personal economic interests officials and employees of the agency must disclose on their statements of economic interests. Disclosure categories are usually contained in an appendix or attachment to the conflict of interest code. Contact your agency to obtain a copy of your disclosure categories.

Diversified Mutual Fund: Diversified portfolios of stocks, bonds, or money market instruments that are managed by investment companies whose business is pooling the money of many individuals and investing it to seek a common investment goal. Mutual funds are managed by trained professionals who buy and sell securities. A typical mutual fund will own between 75 to 100 separate securities at any given time so they also provide instant diversification. Only diversified mutual funds registered with the Securities and Exchange Commission under the Investment Company Act of 1940 are exempt from disclosure. In addition, Regulation 18237 provides an exception from reporting other funds that are similar to diversified mutual funds. (See Reference Pamphlet, page 13.)

Elected State Officer: Elected state officers include the Governor, Lieutenant Governor, Attorney General, Insurance Commissioner, State Controller, Secretary of State, State Treasurer, Superintendent of Public Instruction, members of the State Legislature, members of the State Board of Equalization, elected members of the Board of Administration of the California Public Employees' Retirement System and members elected to the Teachers' Retirement Board.

Enforcement: The FPPC investigates suspected violations of the Act. Other law enforcement agencies (the Attorney General or district attorney) also may initiate investigations under certain circumstances. If violations are found, the Commission may initiate administrative enforcement proceedings that could result in fines of up to \$5,000 per violation.

Instead of administrative prosecution, a civil action may be brought for negligent or intentional violations by the appropriate civil prosecutor (the Commission, Attorney General, or district attorney), or a private party residing within the jurisdiction. In civil actions, the measure of damages is up to the amount or value not properly reported.

Persons who violate the conflict of interest disclosure provisions of the Act also may be subject to agency discipline, including dismissal.

Finally, a knowing or willful violation of any provision of the Act is a misdemeanor. Persons convicted of a misdemeanor may be disqualified for four years from the date of the conviction from serving as a lobbyist or running for elective office, in addition to other penalties that may

be imposed. The Act also provides for numerous civil penalties, including monetary penalties and damages, and injunctive relief from the courts.

Expanded Statement: In some circumstances, an official or an employee who holds multiple positions subject to filing obligations (for example, a city council member who also holds a designated position with a county agency, board, or commission) may complete one expanded statement for all those positions. The expanded statement must disclose all reportable interests for all jurisdictions and list all positions for which it is filed. The rules and processes governing the filing of an expanded statement are set forth in Regulation 18723.1.

Fair Market Value: When reporting the value of an investment, interest in real property, or gift, you must disclose the fair market value – the price at which the item would sell for on the open market. This is particularly important when valuing gifts, because the fair market value of a gift may be different from the amount it cost the donor to provide the gift. For example, the wholesale cost of a bouquet of flowers may be \$10, but the fair market value may be \$25 or more. In addition, there are special rules for valuing free tickets and passes. Call or email the FPPC for assistance.

Gift and Honoraria Prohibitions Gifts:

State and local officials who are listed in Gov. Code Section 87200 (except judges – see below), candidates for these elective offices (including judicial candidates), and officials and employees of state and local government agencies who are designated in a conflict of interest code were prohibited from accepting a gift or gifts totaling more than \$520 in a calendar year from a single source in 2021-2022.

In addition, elected <u>state</u> officers, candidates for elective <u>state</u> offices, and officials and employees of <u>state</u> agencies are subject to a \$10 per calendar month limit on gifts from lobbyists and lobbying firms registered with the Secretary of State.

Honoraria:

State and local officials who are listed in Gov. Code Section 87200 (except judges – see below), candidates for these elective offices (including judicial candidates), and employees of state and local government agencies who are designated in a conflict of interest code are prohibited from accepting honoraria for any speech given, article published, or attendance at any public or private conference, convention, meeting, social event, meal, or like gathering.

Exceptions:

- Some gifts are not reportable or subject to the gift and honoraria prohibitions, and other gifts may not be subject to the prohibitions, but are reportable. For detailed information, see the FPPC fact sheet entitled "Limitations and Restrictions on Gifts, Honoraria, Travel, and Loans," which can be obtained from your filing officer or the FPPC website (www.fppc.ca.gov).
- The gift limit and the honorarium prohibitions do not apply to a part-time member of the governing board of a public institution of higher education, unless the member is also an elected official.
- If you are designated in a state or local government agency's conflict of interest code, the gift limit and honorarium prohibition are applicable only to sources you would otherwise be required to report on your statement of economic interests. However, this exception is not applicable if you also hold a position listed in Gov. Code Section 87200 (See Reference Pamphlet, page 3.)
- For state agency officials and employees, the \$10 lobbyist/lobbying firm gift limit is applicable only to lobbyists and lobbying firms registered to lobby your agency. This exception is not applicable if you are an elected state officer or a member or employee of the State Legislature.
- Payments for articles published as part of the practice
 of a bona fide business, trade, or profession, such as
 teaching, are not considered honoraria. A payment for
 an "article published" that is customarily provided in
 connection with teaching includes text book royalties
 and payments for academic tenure review letters. An
 official is presumed to be engaged in the bona fide
 profession of teaching if they are employed to teach at
 an accredited university.

Judges:

Section 170.9 of the Code of Civil Procedure imposes gift limits on judges and prohibits judges from accepting any honorarium. Section 170.9 is enforced by the Commission on Judicial Performance. The FPPC has no authority to interpret or enforce the Code of Civil Procedure. Court commissioners are subject to the gift limit under the Political Reform Act.

Income Reporting: Reporting income under the Act is different than reporting income for tax purposes. The Act requires **gross** income (the amount received before deducting losses, expenses, or taxes, as well as income reinvested in a business entity) to be reported.

Pro Rata Share: The instructions for reporting income refer to your pro rata share of the income received. Your pro rata share is normally based on your ownership interest in the entity or property. For example, if you are a sole proprietor, you must disclose 100% of the gross income to the business entity on Schedule A-2. If you own 25% of a piece of rental property, you must report 25% of the gross rental income received. When reporting your community property interest in your spouse's or registered domestic partner's income, your pro rata share is 50% of their income. You must also report the name of your spouse's or registered domestic partner's employer as the source of income, not the name of spouse or registered domestic partner.

<u>Separate Property Agreement:</u> Generally, a public official is required to disclose their community property share of their spouse's income. But, when a public official and their spouse have a legally separate property agreement (e.g., prenuptial agreement), the official is not required to report the spouse's community property share of income, unless the funds are commingled with community funds or used to pay for community expenses or to produce or enhance the separate income of the official.

Note: This reporting exception does not apply to investments and interests in real property. Even if a public official and their spouse have a separate property agreement, the spouse's investments and interests in real property must still be disclosed because the definitions of reportable investments and interests in real property include those held by the official's immediate family (spouse, registered domestic partner, and dependent children). These definitions are not dependent on community property law.

Income to a Business Entity: When you are required to report sources of income to a business entity, sources of rental income, or sources of commission income, you are only required to disclose individual sources of income of \$10,000 or more. However, you may be required to disqualify yourself from decisions affecting sources of \$500 or more in income, even though you are not required to report them.

Examples:

Alice Ruiz is a partner in a business entity. Alice has
a 25% interest. On Schedule A-2, Alice must disclose
25% of the fair market value of the business entity;
25% of the gross income to the business entity (even
though all of the income received was reinvested in

- the business and Alice did not personally receive any income from the business); and the name of each source of \$40,000 or more to the business.
- Pat and Mark Johnson, a married couple, own Classic Autos. Income to this business was \$200,000. In determining the amount to report for income on Schedule A-2, Part 2, Mark must include Mark's 50% share (\$100,000) and 50% of Mark's spouse's share (\$50,000). Thus, Mark's reportable income would be \$150,000 and Mark will check the box indicating \$100,001-\$1,000,000. (See Reference Pamphlet, page 13, for an example of how to calculate the value of this investment and interest in real property.)
- Renee Smith is an employee of a private company.
 Renee's employer offers the option of receiving a
 stipend in lieu of healthcare insurance provided by the
 employer. Since Renee Smith receives payments from
 their employer instead of healthcare insurance, Renee
 is required to report the gross income from the stipend
 payments. Renee would aggregate and report the total
 gross income received from both their stipend and
 salary on Schedule C.

You are not required to report:

- Salary, reimbursement for expenses or per diem, social security, disability, or other similar benefit payments received by you or your spouse or registered domestic partner from a federal, state, or local government agency
- A travel payment that was received from a nonprofit entity exempt from taxation under Internal Revenue Code Section 501(c)(3) for which you provided equal or greater consideration, such as reimbursement for travel on business for a 501(c)(3) organization for which you are a board member.
- Campaign contributions
- A cash bequest or cash inheritance
- Returns on a security registered with the Securities and Exchange Commission, including dividends, interest, or proceeds from a sale of stocks or bonds unless the purchaser can be identified.
- · Redemption of a mutual fund
- Payments received under an insurance policy, such as life insurance policy payments, including an annuity
- Interest, dividends, or premiums on a time or demand deposit in a financial institution, shares in a credit union, an insurance policy, or a bond or other debt instrument issued by a government agency
- Your spouse's or registered domestic partner's income that is legally "separate" income so long as the funds are not commingled with community funds or used to pay community expenses
- · Income of dependent children

- Automobile trade-in allowances from dealers
- Loans and loan repayments received from your spouse or registered domestic partner, child, parent, grandparent, grandchild, brother, sister, parent-inlaw, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin unless they were acting as an intermediary or agent for any person not covered by this provision
- · Alimony or child support payments
- Payments received under a defined benefit pension plan qualified under Internal Revenue Code Section 401(a)
- Any loan from a commercial lending institution made in the lender's regular course of business on terms available to the public without regard to your official status
- Any retail installment or credit card debts incurred in the creditor's regular course of business on terms available to the public without regard to your official status
- Loans made to others. However, repayments may be reportable on Schedule C
- A loan you co-signed for another person unless you made payments on the loan during the reporting period

Incentive Compensation: "Incentive compensation" means income over and above salary that is either ongoing or cumulative, or both, as sales or purchases of goods or services accumulate. Incentive compensation is calculated by a predetermined formula set by the official's employer which correlates to the conduct of the purchaser in direct response to the effort of the official.

Incentive compensation does not include:

- Salary
- Commission income (For information regarding disclosure of "commission income," see Reference Pamphlet, page 8.)
- Bonuses for activity not related to sales or marketing, the amount of which is based solely on merit or hours worked over and above a predetermined minimum
- Executive incentive plans based on company performance, provided that the formula for determining the amount of the executive's incentive income does not include a correlation between that amount and increased profits derived from increased business with specific and identifiable clients or customers of the company
- Payments for personal services which are not marketing or sales

The purchaser is a source of income to the official if all three of the following apply:

- the official's employment responsibilities include directing sales or marketing activity toward the purchaser; and
- there is direct personal contact between the official and the purchaser intended by the official to generate sales or business: and
- there is a direct relationship between the purchasing activity of the purchaser and the amount of the incentive compensation received by the official.

Report incentive compensation as follows:

- In addition to salary, reimbursement of expenses, and other income received from your employer, separately report on Schedule C the name of each person who purchased products or services sold, marketed or represented by you if you received incentive compensation of \$500 or more attributable to the purchaser during the period covered by the statement.
- If incentive compensation is paid by your employer in a lump sum, without allocation of amounts to specific customers, you must determine the amount of incentive compensation attributable to each of your customers. This may be based on the volume of sales to those customers.

(See Regulations 18700.1 and 18728.5 for more information.)

Investment Funds: The term "investment" no longer includes certain exchange traded funds, closed-end funds, or funds held in an Internal Revenue Code qualified plan. These non-reportable investment funds (1) must be bona fide investment funds that pool money from more than 100 investors, (2) must hold securities of more than 15 issuers, and (3) cannot have a stated policy of concentrating their holdings in the same industry or business ("sector funds"). In addition, the filer may not influence or control the decision to purchase or sell the specific fund on behalf of their agency during the reporting period or influence or control the selection of any specific investment purchased or sold by the fund. (See Regulation 18237.)

Investments and Interests in Real Property: When disclosing investments on Schedules A-1 or A-2 and interests in real property on Schedules A-2 or B, you must include investments and interests in real property held by your spouse or registered domestic partner, and those held by your dependent children, as if you held them directly.

Examples:

 Julia Pearson, spouse, and two dependent children each own \$600 in stock in General Motors. Because the total value of their holdings is \$2,400, Julia must disclose the stock as an investment on Schedule A-1. Pat and Mark Johnson, a married couple, jointly own Classic Autos. Mark must disclose Classic Autos as an investment on Schedule A-2. To determine the reportable value of the investment, Mark will aggregate the value of each of their 50% interest. Thus, if the total value of the business entity is \$150,000, Mark will check the box \$100,001 - \$1,000,000 in Part 1 of Schedule A-2. (Also see Reference Pamphlet, page 12, for an example of how to calculate reportable income.)

The Johnsons also own the property where Classic Autos is located. To determine the reportable value of the real property, Mark will again aggregate the value of each of their 50% interest to determine the amount to report in Part 4 of Schedule A-2.

Katie Lee rents out a room in their home. Katie
receives \$6,000 a year in rental income. Katie will
report the fair market value of the rental portion of the
residence and the income received on Schedule B.

Jurisdiction: Report disclosable investments and sources of income (including loans, gifts, and travel payments) that are either located in or doing business in your agency's jurisdiction, are planning to do business in your agency's jurisdiction, or have done business during the previous two years in your agency's jurisdiction, and interests in real property located in your agency's jurisdiction.

A business entity is doing business in your agency's jurisdiction if the entity has business contacts on a regular or substantial basis with a person who maintains a physical presence in your jurisdiction.

Business contacts include, but are not limited to, manufacturing, distributing, selling, purchasing, or providing services or goods. Business contacts do not include marketing via the Internet, telephone, television, radio, or printed media.

The same criteria are used to determine whether an individual, organization, or other entity is doing business in your jurisdiction.

Exception:

Gifts are reportable regardless of the location of the donor. For example, a state agency official with full disclosure must report gifts from sources located outside of California. (Designated employees/code filers should consult their <u>disclosure categories</u> to determine if the donor of a gift is of the type that must be disclosed.)

When reporting interests in real property, if your jurisdiction is the state, you must disclose real property located within the state of California unless your agency's conflict of interest code specifies otherwise.

For local agencies, an interest in real property is located in your jurisdiction if any part of the property is located in, or within two miles of, the region, city, county, district, or other geographical area in which the agency has jurisdiction, or if the property is located within two miles of any land owned or used by the agency.

See the following explanations to determine what your jurisdiction is:

State Offices and All Courts: Your jurisdiction is the state if you are an elected state officer, a state legislator, or a candidate for one of these offices. Judges, judicial candidates, and court commissioners also have statewide jurisdiction. (*In re Baty* (1979) 5 FPPC Ops. 10) If you are an official or employee of, or a consultant to, a state board, commission, or agency, or of any court or the State Legislature, your jurisdiction is the state.

<u>County Offices</u>: Your jurisdiction is the county if you are an elected county officer, a candidate for county office, or if you are an official or employee of, or a consultant to, a county agency or any agency with jurisdiction solely within a single county.

<u>City Offices</u>: Your jurisdiction is the city if you are an elected city officer, a candidate for city office, or you are an official or employee of, or a consultant to, a city agency or any agency with jurisdiction solely within a single city.

Multi-County Offices: If you are an elected officer, candidate, official or employee of, or a consultant to a multi-county agency, your jurisdiction is the region, district, or other geographical area in which the agency has jurisdiction. (Example: A water district has jurisdiction in a portion of two counties. Members of the board are only required to report interests located or doing business in that portion of each county in which the agency has jurisdiction.)

Other (for example, school districts, special districts and <u>JPAs</u>): If you are an elected officer, candidate, official or employee of, or a consultant to an agency not covered above, your jurisdiction is the region, district, or other geographical area in which the agency has jurisdiction. See the multi-county example above.

Leasehold Interest: The term "interest in real property" includes leasehold interests. An interest in a lease on real property is reportable if the value of the leasehold interest is \$2,000 or more. The value of the interest is the total amount of rent owed by you during the reporting period or, for a candidate or assuming office statement, during the prior 12 months.

You are not required to disclose a leasehold interest with a value of less than \$2,000 or a month-to-month tenancy.

Loan Reporting: Filers are not required to report loans from commercial lending institutions or any indebtedness created as part of retail installment or credit card transactions that are made in the lender's regular course of business, without regard to official status, on terms available to members of the public.

Loan Restrictions: State and local elected and appointed public officials are prohibited from receiving any personal loan totaling more than \$250 from an official, employee, or consultant of their government agencies or any government agency over which the official or the official's agency has direction or control. In addition, loans of more than \$250 from any person who has a contract with the official's agency or an agency under the official's control are prohibited unless the loan is from a commercial lending institution or part of a retail installment or credit card transaction made in the regular course of business on terms available to members of the public.

State and local elected officials are also prohibited from receiving any personal loan of \$500 or more unless the loan agreement is in writing and clearly states the terms of the loan, including the parties to the loan agreement, the date, amount, and term of the loan, the date or dates when payments are due, the amount of the payments, and the interest rate on the loan.

Campaign loans and loans from family members are not subject to the \$250 and \$500 loan prohibitions.

A personal loan made to a public official that is not being repaid or is being repaid below certain amounts will become a gift to the official under certain circumstances. Contact the FPPC for further information, or see the FPPC fact sheet entitled "Limitations and Restrictions on Gifts, Honoraria, Travel, and Loans," which can be obtained from your filing officer or the FPPC website (www.fppc.ca.gov).

Original Statement: A statement containing either a handwritten "wet" signature or a "secure electronic signature" signed under the penalty of perjury and verified by the filer pursuant to Gov. Code Section 81004. A "secure electronic signature" means either (1) a signature submitted using an approved electronic filing system or (2) if permitted by the filing officer, a digital signature submitted via the filer's agency email address. (See Regulations 18104 and 18757.)

Privileged Information: FPPC Regulation 18740 sets out specific procedures that must be followed in order to withhold the name of a source of income. Under this regulation, you are not required to disclose on Schedule A-2, Part 3, the name of a person who paid fees or made payments to a business entity if disclosure of the name would violate a legally recognized privilege under California

or Federal law. However, you must provide an explanation for nondisclosure, separately stating for each undisclosed person: the legal basis for the assertion of the privilege, facts demonstrating why the privilege is applicable, and that to the best of your knowledge you have not and will not make, participate in making, or use your official position to influence a governmental decision affecting the undisclosed person in violation of Government Code Section 87100. This explanation may be included with, or attached to, the public official's Form 700.

We note that the name of a source of income is privileged only to a limited extent under California law. For example, a name is protected by attorney-client privilege only when facts concerning an attorney's representation of an anonymous client are not publicly known and those facts, when coupled with disclosure of the client's identity, might expose the client to an official investigation or to civil or criminal liability. A patient's name is protected by physician-patient privilege only when disclosure of the patient's name would also reveal the nature of the treatment received by the patient. A patient's name is also protected if the disclosure of the patient's name would constitute a violation by an entity covered under the Federal Health Insurance Portability and Accountability Act (also known as HIPAA).

Public Officials Who Manage Public Investments: Individuals who invest public funds in revenue-producing programs must file Form 700. This includes individuals who direct or approve investment transactions, formulate or approve investment policies, and establish guidelines for asset allocations. FPPC Regulation 18700.3 defines

for asset allocations. FPPC Regulation 18700.3 defines "public officials who manage public investments" to include the following:

- Members of boards and commissions, including pension and retirement boards or commissions, and committees thereof, who exercise responsibility for the management of public investments;
- High-level officers and employees of public agencies who exercise primary responsibility for the management of public investments (for example, chief or principal investment officers or chief financial managers); and
- Individuals who, pursuant to a contract with a state or local government agency, perform the same or substantially all the same functions described above.

Registered Domestic Partners: Filers must report investments and interests in real property held by, and sources of income to, registered domestic partners. (See Regulation 18229.)

Retirement Accounts (for example, deferred compensation and individual retirement accounts (IRAs)): Assets held in retirement accounts must be disclosed if the assets are reportable items, such as

common stock (investments) or real estate (interests in real property). For help in determining whether your investments and real property are reportable, see the instructions to Schedules A-1, A-2, and B.

If your retirement account holds reportable assets, disclose only the assets held in the account, not the account itself. You may have to contact your account manager to determine the assets contained in your account.

Schedule A-1: Report any business entity in which the value of your investment interest was \$2,000 or more during the reporting period. (Use Schedule A-2 if you have a 10% or greater ownership interest in the business entity.)

<u>Schedule B</u>: Report any piece of real property in which the value of your interest was \$2,000 or more during the reporting period.

Examples:

- Anaya Tiwari deposits \$500 per month into the employer's deferred compensation program. Anaya has chosen to purchase shares in two diversified mutual funds registered with the Securities and Exchange Commission. Because Anaya's funds are invested solely in non-reportable mutual funds (see Schedule A-1 instructions), Anaya has no disclosure requirements with regard to the deferred compensation program.
- Earl James Jones has \$6,000 in an individual retirement account with an investment firm. The account contains stock in several companies doing business in his jurisdiction. One of the stock holdings, Misac Computers, reached a value of \$2,500 during the reporting period. The value of the investment in each of the other companies was less than \$2,000. Earl must report Misac Computers as an investment on Schedule A-1 because the value of the stock in that company was \$2,000 or more.
- Adriane Fisher has \$5,000 in a retirement fund that invests in real property located in Adriane's jurisdiction. The value of Adriane's interest in each piece of real property held in the fund was less than \$2,000 during the reporting period. Although this retirement fund holds reportable assets, there is no disclosure requirement because it did not have a \$2,000 or greater interest in any single piece of real property. If, in the future, the value of Adriane's interest in a single piece of real property reaches or exceeds \$2,000, it will be required to be disclosed on Schedule B for that reporting period.

Trusts: Investments and interests in real property held and income received by a trust (including a living trust) are reported on Schedule A-2 if you, your spouse or registered domestic partner, and your dependent children together had a 10% or greater interest in the trust and your pro rata share of a single investment or interest in real property was \$2,000 or more.

You have an interest in a trust if you are a trustor and:

- · Can revoke or terminate the trust;
- Have retained or reserved any rights to the income or principal of the trust or retained any reversionary or remainder interest; or
- Have retained any power of appointment, including the power to change the trustee or the beneficiaries.

Or you are a beneficiary and:

- Presently receive income (see Gov. Code Section 82030); or
- Have an irrevocable future right to receive income or principal. (See FPPC Regulation 18234 for more information.)

Examples:

- Sarah Murphy has set up a living trust that holds Sarah's principal residence, stock in several companies that do business in the jurisdiction, and a rental home in the agency's jurisdiction. Since Sarah is the trustor and can revoke or terminate the trust, Sarah must disclose any stock worth \$2,000 or more and the rental home on Schedule A-2. Sarah's residence is not reportable because it is used exclusively as a personal residence.
- Chao Yee is listed as a beneficiary in a family's trust.
 However, Chao does not presently receive income
 from the trust, nor an irrevocable future right to receive
 income or principal. Therefore, Chao is not required to
 disclose any assets contained in the family trust.

Blind Trusts:

A blind trust is a trust managed by a disinterested trustee who has complete discretion to purchase and sell assets held by the trust. If you have a direct, indirect, or beneficial interest in a blind trust, you may not be required to disclose your pro rata share of the trust's assets or income. However, the trust must meet the standards set out in FPPC Regulation 18235, and you must disclose reportable assets originally transferred into the blind trust and income from those original assets on Schedule A-2 until they have been disposed of by the trustee.

Trustees:

If you are only a trustee, you do not have a reportable interest in the trust. However, you may be required to report the income you received from the trust for performing trustee services.

Wedding Gifts: Wedding gifts must be disclosed if they were received from a reportable source during the period covered by the statement. Gifts valued at \$50 or more are reportable; however, a wedding gift is considered a gift to both spouses equally. Therefore, you would count one-half of the value of a wedding gift to determine if it is reportable and need only report individual gifts with a total value of \$100 or more.

For example, you receive a place setting of china valued at \$150 from a reportable source as a wedding gift. Because the value to you is \$50 or more, you must report the gift on Schedule D, but may state its value as \$75.

Wedding gifts are not subject to the \$520 gift limit, but they are subject to the \$10 lobbyist/lobbying firm gift limit for state officials.

Privacy Information Notice

Information requested on all FPPC forms is used by the FPPC to administer and enforce the Political Reform Act (Gov. Code Sections 81000-91014 and California Code of Regulations Sections 18110-18997). All information required by these forms is mandated by the Political Reform Act. Failure to provide all of the information required by the Act is a violation subject to administrative, criminal, or civil prosecution. All reports and statements provided are public records open for public inspection and reproduction.

If you have any questions regarding this Privacy Notice or how to access your personal information, please contact the FPPC at:

General Counsel Fair Political Practices Commission 1102 Q Street, Suite 3000 Sacramento, CA 95811 (916) 322-5660 (866) 275-3772

Agenda Item No. VII.A Board of Directors Meeting Meeting Date: 2/16/2023 Stege Sanitary District

DRAFT LONG RANGE PLANNING WORKSHOP AGENDA AND USE OF A MEETING FACILITATOR

ISSUE:

The Board will consider the updated draft long range planning workshop agenda and consider the use of a meeting facilitator.

FISCAL IMPACT:

The fiscal impact to review the agenda is minimal.

STRATEGIC PLAN:

GOAL 2: Maintain and Improve Infrastructure

GOAL 3: Ensure Financial Stability and Efficiency

BACKGROUND:

The Board has a Long Range Planning Workshop scheduled for March 5, 2022. The updated draft agenda for the workshop is ready for review and input from the Board. District Counsel will report on possible candidates to use as a meeting facilitator.

RECOMMENDATION:

Review the agenda and suggest changes and/or additions. Consider the use of a meeting facilitator, if available.

ALTERNATIVES:

1. Cancel or reschedule the Long Range Planning Workshop.

ATTACHMENTS:

Draft Long Range Planning Agenda

Stege Sanitary District **DRAFT** Long Range Planning Workshop Agenda Saturday, March 4, 2023 @9:00am

TIME	ТОРІС
9:00 AM	San Dable Ave. Specific Dlan Area (SDASDA) Dregress and Dlanning [1.0 br.]
9:15 AM	San Pablo Ave. Specific Plan Area (SPASPA) Progress and Planning [1.0 hr.]
9:30 AM	The Board will review and discuss the progress and planning of the San Pablo Ave. Specific Plan Area.
9:45 AM	and planning of the San Pablo Ave. Specific Plan Area.
10:00 AM	Review of Agenda & Last Action Plan
10:15 AM	Past 5 Years Expenditures Review [0.5 hr.]
10:30 AM	The Board will review and discuss trends from the past 5 years.
10:45 AM	Break
11:00 AM	USEPA Consent Decree Progress and Planning [0.75 hr.]
11:15 AM	The Board will review and discuss the progress
11:30 AM	and planning of the USEPA Consent Decree.
11:45 AM	Wet Weather Planning [0.5 hr.]
12:00 PM	The Board will review and discuss strategies for dealing with wet weather.
12:15 PM	Lunch
12:30 PM	Lunch
12:45 PM	Structure of Future Board Meetings [0.75 hr.]
1:00 PM	The Board will consider the possible use of committee meetings, consent agendas, and
1:15 PM	brainstorm other ideas to speed up meetings.
1:30 PM	Strategic Plan [0.5 hr.]
1:45 PM	The Board will review and discuss the plan.
2:00 PM	Break
2:15 PM	Diversity, Equity, and Inclusion (DEI) [0.5 hr.]
2:30 PM	The Board will review and discuss DEI strategies.
2:45 PM	Individual Self Assessment of Governance
3:00 PM	Review & Discussion [0.5 hr.]
3:15 PM	Wrap Up, Review, Action Items

Agenda Item No. VII.B Board of Directors Meeting Meeting Date: 2/16/2023 Stege Sanitary District

CONSIDER THE NEED AND ABILITY TO CONDUCT MEETINGS REMOTELY PURSUANT TO AB 361

ISSUE:

The Board last considered the need to conduct meetings remotely due to the COVID-19 pandemic pursuant to Assembly Bill 361 (AB 361) on January 19, 2023. Pursuant to AB 361, the Board is required to consider the need to conduct meetings remotely every 30 days and the Board adopted Resolution No. 2221-0123 which provided that the Board would revisit the need to conduct remote meetings within 30 days.

FISCAL IMPACT:

The fiscal impact to continue to meet remotely is minimal.

STRATEGIC PLAN:

GOAL 4: Provide a Safe and Rewarding Work Environment that Recognizes the Worth and Value of Employees

BACKGROUND:

On September 16, 2021, Governor Gavin Newsom signed AB 361 which allows public agencies to continue to meet remotely when there is a declared State of Emergency and pursuant to certain procedural requirements. AB 361 essentially allows the District to continue to meet remotely under similar circumstances as under the Governor's Executive Order N-29-20, allowing local agencies to meet remotely. The teleconferencing provisions of Executive Order N-29-20 expired on September 30.

AB 361 allows the following:

- While maintaining transparency and public access, local agencies would be able to meet remotely during a declared state of emergency
- While agencies would still be required to post agendas and meeting information, agencies would not be required to post meeting notices and/or agendas at all teleconference locations when remotely meeting during an emergency
- While the public must continue to have access to the remote meeting and provided the ability to make public comment, agencies would not be required to make all remote meeting sites accessible to the public, nor include the remote location details in the meeting notice or agenda during a declared state of emergency
- Additionally, agency board members would not be required to be at remote sites within the territorial bounds of the agency during a declared state of emergency

Since September 23, 2021, pursuant to AB 361, the Board has approved recurring resolutions authorizing remote teleconferenced meetings for a 30-day period. AB 361 requires the existence of a statewide State of Emergency to continue with remote meetings pursuant to the provisions contained therein.

In October 2022, Governor Newsom indicated that he will end the statewide State of Emergency effective February 28, 2023. Circumstances remain the same and all indications are that the State of Emergency will end on that date. Once the State of Emergency expires, the Board will no longer be able to conduct meetings pursuant to AB 361.

As this Board meeting is the last scheduled meeting prior to the end of the State of Emergency, staff recommends proceeding without adopting a resolution to continue remote meetings pursuant to AB 361. Absent an unanticipated change in circumstances, the Board will no longer conduct meetings pursuant to AB 361.

RECOMMENDATION:

Revisit the need to conduct meetings pursuant to AB 361 and take no further action. Staff will monitor the statewide State of Emergency and, if circumstances change, advise the Board and seek further direction.

ALTERNATIVES:

- 1. Direct staff to prepare a resolution to conduct meetings pursuant to AB 361 through the end of February.
- 2. Take no action and provide staff further direction.

ATTACHMENTS:

None.

STEGE SANITARY DISTRICT Operating Statement

December 2022

02/13/2023

50.68% of Fiscal year Completed	July- December 2022	Annual Budget	% of Annual Budget
Income			
31 · OPERATING REVENUE			
31010 · Sewer Service Charges	1,843,533	3,209,000	57%
31020 · Permit & Insp. Fees	5,470	12,000	46%
31030 · Connection Fees	37,363	50,000	75%
31040 · San Pablo Impact Fee	16,301	50,000	33%
31080 · Contracted Services	-	33,000	0%
31010a · Capital Service Charges	1,843,533	3,775,000	49%
Total 31 · OPERATING REVENUE	3,746,199	7,129,000	53%
32 · NON-OPERATING REVENUE	, ,		
32050 - Interest - 3418	53,164	15,000	354%
32052 - Interest - 3423	9,355	5,000	187%
32080 · Property Taxes	350,952	500,000	70%
32085 · Insurance Dividend	, -	· -	0%
32090 · Miscellaneous	8,202	21,000	39%
Total 32 · NON-OPERATING REVENUE	421,672	541,000	78%
Transfer (to)/from Reserves	-	(109,643)	0%
Total Income	4,167,871	7,560,357	55%
Expense OPERATING EXPENSES Administration/General			
45-010 · Salaries & Wages	143,570	255,300	56%
45-020 · Employee Benefits	261,157	141,506	185%
45-029 · Retiree Health	6,671	13,600	49%
45-030 · Directors Expenses	19,022	41,007	46%
45-070 · Insurance	95,841	250,400	38%
Administration - Other	102,436	291,000	35%
Total Administration	628,697	992,813	63%
Maintenance/Engineering	020,007	002,010	0070
41-010 · Salaries & Wages	731,869	1,260,660	58%
41-020 · Employee Benefits	231,103	521,701	44%
41-029 · Retiree Health	6,467	15,556	42%
41-100 · Operating Supplies	3,321	40,000	8%
41-110 · Contractual Services	26,188	101,300	26%
41-207 · Contracted Repairs	54,975	70,000	79%
Maintenance- Other	141,498	286,257	49%
Total Maintenance/Engineering	1,195,421	2,295,474	52%
Duma Stations	20.479	40.020	000/
Pump Stations	39,478	40,020	99%
Total OPERATING EXPENSES CAPITAL	1,863,596	3,328,307	56%
41-650 · Debt Repayment (SRF Loans)	43,939	43,900	100%
Construction Projects	-	3,833,150	0%
Outlay(Maintenance/Engineering)	211,193	355,000	59%
Total CAPITAL	255,131	4,232,050	6%
Total Expense	2,118,727	7,560,357	28%
Net	2,049,144	0	

STEGE SANITARY DISTRICT Investment, Cash & Receivables Report

11:45:23 AM 02/13/2023

As of January 31, 2023

	January 31, 2023	December 31, 2022	\$ Change	Deposits	Checks	Transfers
ASSETS						
Current Assets						
Checking/Savings						
LAIF Investment Accts						
11012 · Sewer Operations- 3418	7,952,628	5,422,201	2,530,427	30,427	0	2,500,000
11014 · System Rehab- 3423	1,025,138	1,019,417	5,721	5,721	0	0
Total LAIF Investment Accts	8,977,766	6,441,618	2,536,148	36,148	0	2,500,000
Checking Accts						
100 · Mechanics Bank	1,132,513	4,020,405	-2,887,892	68,790	-456,683	-2,500,000
100 · County Cash Acct #3418	7,695	7,695	0 *	0 *	0	0
Total Checking Accts	1,140,208	4,028,100	-2,887,892	68,790	-456,683	-2,500,000
11021 · Petty Cash	250	250	0	0	0	0
Total Checking/Savings	10,118,223	10,469,968	-351,744	104,938	-456,683	0
301 · Ca Employer's Retiree Benefit Trust	254,975	238,670	16,305	16,305	0	0
Total CA Employer's Retiree Benefit Trust	254,975	238,670	16,305	0	0	0
Accounts Receivable						
11072 · Accounts Receivable	77,092	111,533	-34,441			
Total Accounts Receivable	77,092	111,533	-34,441			

Note: * Reduction or Increase is based on property tax estimate.

I hereby certify that the invested funds of the Stege Sanitary District are in compliance with the investment policies of the Stege Sanitary District and provide sufficient liquidity to meet budgeted expenses for the next six month period.

Rex Delizo, District Manager	Date

Email - Time Value Investments (TVI)

From: Aaron Bonck

Sent: Wednesday, February 8, 2023 10:35 AM

To: Kary R.

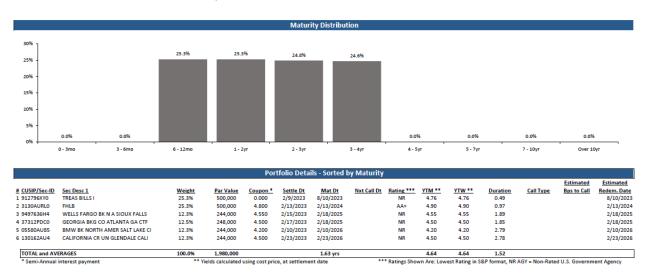
Subject: RE: Public Funds Investment Market Update from TVI

Good morning Kary,

Sorry for the delayed response on this, the first week back from being gone at a conference is always a little hectic.

Below is the type of laddered portfolio I would typically recommend for a public entity based on the parameters you gave me. We usually recommend staggering, or laddering, maturities at relatively regular intervals. Below I started with \$500,000 at 6 months, then \$500,000 at 1 year, 2 years, and 3 years. We can certainly adjust the maturity ranges if you think there is a different type of ladder, so this is just an example and could easily be adjusted depending on what the District may ultimately want to do.

The proposed portfolio is a mix of federally insured CDs issued by banks/credit unions and government bonds. In the 2-year and longer maturity range CDs provide a very solid pick-up in yield over comparable government bonds and are insured up to \$250,000 so they are very safe and very common for public entities to utilize. Under 2 years, bonds are actually slightly better than CDs so for those ranges I selected bonds. Here is what that portfolio would look like:



The average yield on the portfolio is 4.64% and the weighted average maturity is 1.63 years. This portfolio would earn approximately 2% more than the current LAIF rate which is ~2.50%.

Please note that the yields shown above would be inclusive of the compensation TVI would earn. As a broker, our compensation is always built into the purchase of a CD or bond and is reflected in the yield shown. There are no ongoing fees or other costs to purchasing securities through our firm. Once a CD or bond is purchased it belongs to the District and there is no ongoing obligation to TVI.

Please let me know if you have any questions or if there is any additional information I can provide.

Email - Time Value Investments (TVI)

Thanks,

Aaron

Aaron Bonck, CFA | Vice President

Time Value Investments, Inc. | 9725 3rd Ave NE, Suite 610 | Seattle, WA 98115 Direct: 206-365-3000 | Toll Free: 877-707-7787 | Fax: 206-417-6000 | www.timevalueinv.com



Securities offered through Concourse Financial Group Securities, Inc. a Registered Broker-Dealer, Member, FINRA & SIPC. Any non-securities activities conducted by Time Value Investments, Inc. are independent of Concourse Financial Group Securities, Inc.

Email - CalTRUST

From: Todd Winslow

Sent: Friday, February 3, 2023 11:01 AM

To: Kary R.

Subject: Re: Investments

Hello Kary, I hope this email finds you well! I tried to call, but it sounded like you were out of the office today. Please give me a call back at your convenience – my number is 916.396.1907.

Since this email, there are a couple of updates: we have about 160 public agencies involved as a participant or shareholder and our pool is upward of close to \$2.9B in assets.

Currently our 7 day yields on our platform of products are:

- Liquidity stable NAV 4.53%
- Short term floating NAV 3.48%
- Medium term floating NAV 2.58%

I will talk to you soon, and have a great weekend, Todd

Todd Winslow

Outreach & Relationship Manager CalTRUST

Office: (916) 396-1907 todd@caltrust.org

From: Todd Winslow

Sent: Tuesday, December 13, 2022 9:21 AM

To: Kary R.

Subject: Re: Investments

Hello Kary, great to "virually" meet you. 🚱

I am excited so share with you some general information about CalTRUST. Out investment solutions can be used as a compliment or alternative, depending on the needs of your agency. Below is some information about the history of CalTRUST and specific features that set us apart from others in the space.

CalTRUST assists over 150 California agencies and invests roughly \$2.5 billion on their behalf. Being a public agency ourselves, our core value is set in transparency and trust, and we focus on the importance of safety, liquidity, and yield. Attached, you will find a general information sheet introducing our investment funds, as well as a list of other features that set CalTRUST apart from other investment solutions. These features also include:

- Transparency Our shareholders have access to holding information 24/7 through the online portal
- No minimum or maximum investment amounts
- No transaction limitations

Email - CalTRUST

- Additional subaccounts to help manage funds
- Do not have to join the JPA
- Fully independent to the JPA and not tied to any for-profit, non-profit, or private entity

I would love the opportunity to chat about it with you, and believe that CalTRUST could be a great diversification tool for your agency. 🕄

With gratitude, Todd

Todd Winslow

Outreach & Relationship Manager CalTRUST

Office: (916) 396-1907 todd@caltrust.org





Your Public Agency Investment Solution

CalTRUST[™] is a California public agency, created by and for California public agencies, to provide efficient, convenient, and professionally managed investment solutions.

LIQUIDITY FUND

LIQUIDITY: SAME-DAY
Cut-Off Time: 12:00 P.M.
S&P Rating: AAAm
Stable NAV

SHORT-TERM FUND

LIQUIDITY: NEXT-DAY Cut-Off Time: 9:30 A.M. S&P Rating: AAf Floating NAV

MEDIUM-TERM FUND

LIQUIDITY: TWO-DAYS Cut-Off Time: 9:30 A.M. S&P Rating: AA-f Floating NAV

ESG MONEY MARKET FUND

LIQUIDITY: SAME-DAY
Cut-Off Time: 11:00 A.M.
S&P Rating: AAAm

GOV MONEY MARKET FUND

LIQUIDITY: SAME DAY Cut-Off Time: 1:00 P.M. S&P Rating: AAAm

Assets expertly managed by:



Contact info

Laura Labanieh, CAE CHIEF EXECUTIVE OFFICER laura@caltrust.org t: 916.745.6701

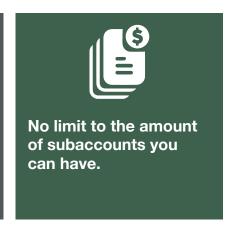
Todd Winslow
RELATIONSHIP MANAGER
todd@caltrust.org
t: 916.745.6705
www.caltrust.org



Key Features of CalTRUST[™]

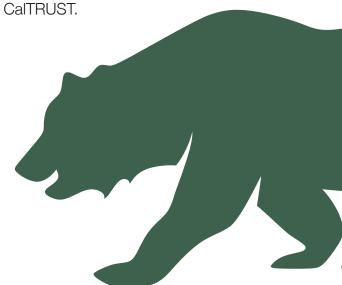






And more...

- CalTRUST is governed by a Board of Trustees that is comprised of public agency treasurers and investment officers.
- Fully transparent with updated holdings available every other month.
- Access to BlackRock® investment expertise.
- Ability to easily move assets between our different accounts as you'd like to meet your cash flow needs.
- Online shareholder portal allows you to utilize online trading features and set levels of access for individuals (ie: you could have staff authorized to perform trades or just to view statements and other information).
- Agencies do not have to join the JPA to participate in CalTRUST.
- CalTRUST is only open to California public agencies so our investment policy mirrors California investment code.
- Currently, over 140 California public agencies invest with CalTRUST.



Email - Mechanics Bank

From: Apryl Demarco

Sent: Thursday, January 12, 2023 10:58 AM

To: Kary@StegeSan.org
Cc: govbanking ; Jury Zamora
Subject: Money Market Discussion

This message was sent securely by Mechanics Bank®

Good Morning Kary-

Thank you for taking the time to speak with me today. Below is a bit of information on our money market account. This is a standard bank product and is considered liquid. We could set the account up on online banking, and you could transfer funds back and forth between your checking account.

As an institution that houses public funds, we are familiar with collateralization rules. We collateralize all public deposits up to 110% and keep contracts on file for each client.

The exception rate we are offering today on this account is 2.75% apy. If there are additional funds that you may be interested in bringing over, we could talk about a higher rate.

The process to open the account is very streamlined, and only requires a letter from a resolution signer requesting that the account be opened, and added to online banking. The letter should also note that the signers should be the same as your existing account, or specify who should be a signer if different.

Please let me know if you have any other questions.

Money Market Accounts- Transactions involving these accounts are limited. You may only make up to six withdrawals and/or transfers each monthly statement cycle by check (for accounts with check privileges), preauthorized or automatic transfer (e.g., automatic payments to an insurance company), draft, point-of-sale debit card, telephone and/or online banking. If you exceed this limitation, we may convert it to another type of account, and/or impose a fee for exceeding the limits (see Fee Schedule). Note: We count checks for purposes of the transaction limitation as of the date we post them to your account (not as of the date you write them). As such, a check you write during one statement period may not be counted until a subsequent statement period.

This limit does not apply to withdrawals made in person, at an ATM, by mail, messenger, or telephone (via check mailed to you), or to transfers made to repay a loan with us. Nor is there any limit on the number of deposits that can be made to your account each month (e.g., in person or by preauthorized or automatic transfer). We may refuse or limit telephone and mail withdrawals, at our discretion.

Apryl DeMarco

Vice President / Operations Manager Government and Corporate Enterprise Banking

Mechanics Bank
1111 Civic Drive Suite 385 | Walnut Creek, CA 94596
Tel 925.256.3036
apryl demarco@mechanicsbank.com
www.mechanicsbank.com

Email - Mechanics Bank



When sending confidential information to the bank, please use our secure email system: https://web1.zixmail.net/s/login?b=mechbank

10:46 AM	STEGE SANITARY DISTRICT					
02/13/2023	Check Report					
Accrual Basis	February 16, 2023					
	Name	Name Memo				
Feb 16, 23						
	Aramark Uniform Services	Unform Services	-1,570.01	28047		
	Aries	Camera Repair	-1,252.35	28048		
	Clark Pest Control	Pest Control	-153.00	28049		
	Dante Deluca.	DOT Exam Reimb	-100.00	28050		
	Department of Consumer Affairs	Civil Engineer Certificate Renewal Paul Soo	-180.00	28051		
	Direct Line	Answering Service 01/01-31/23	-133.12	28052		
	E&J Truck and Equipment Repair LLC	Vehicle Maintenance	-1,450.02	28053		
	Fred Bondoc	DOT Exam Reimb	-100.00	28054		
	Mission Communication, LLC	Manhole Monitor Floats	-942.00	28055		
	Pac Machine Co. Inc	Hose	-1,501.59	28056		
	Pastime Hardware	Maintenance Supplies	-115.65	28057		
	PG&E- #0607499583-5	Canon Pump Station	-882.78	28058		
	Universal Building Services	Janitorial Service Jan	-449.00	28059		
Feb 16, 23			-8,829.52			

STEGE SANITARY DISTRICT BOARD OF DIRECTORS MEETING AGENDA CALENDAR

JANUARY 2023	FEBUARY 2023	MARCH 2023	APRIL 2023	MAY 2023	JUNE 2023
1/2 & 1/16 HOLIDAY	2/20 HOLIDAY			5/29 HOLIDAY	6/19 HOLIDAY
CASA Winter Conf. Jan 25-27, Palm Springs	CASA Policy Forum Feb 27-Mar. 1, Wash, DC				
1/19/2023 – 7:00 P.M.	2/2/2023 – 7:00 P.M.	3/4/2023 – 9:00 A.M .	4/6/2023 – 7:00 P.M.	5/4/2023 – 7:00 P.M.	6/1/2023 – 7:00 P.M.
 Board Governance Manual Review Service Rate Discussion Long Range Planning Workshop Agenda Director's Contact Info Board Training Summ. CASA Conference Quarterly Financial Statements SPASPA Status Report CLOSED SESSION Quarterly Claims Rpt Manager Perf. Eval. 	 Actuarial Analysis of Retiree Health Benefits Report (even years) Performance Report District of Distinction (every 3 years) Service Rate Discussion Long Range Planning Workshop Agenda Board Training Summ. CASA Conference CASA Conference Attendee Reports 	Description Descripti	 Service Rate Discussion/ Approval (& 30-day Notice) Board Training Summ. 	 Appoint Labor Negot. Draft Budget Board Training Summ. July 4th Fair Discussion Review of Comparable Agencies CLOSED SESSION Conf. Labor Negot. 	 Draft Budget Review Directors' Meeting Compensation District Working Capital and Reserve Policy Approve Project Plans and Specs (+CEQA) July 4th Fair Discussion CASA Conference
- Manager Ferr. Evar.	2/16/2023 – 7:00 P.M.	3/16/2023 – 7:00 P.M.	4/20/2023 – 7:00 P.M.	5/18/2023 – 7:00 P.M.	6/15/2023 – 7:00 P.M.
	 Board Governance Manual Approval Long Range Planning Workshop Agenda Service Rate Discussion Form 700 	 Auditor – RFP California Employer's Retiree Benefit Trust (CERBT) Service Rate Discussion Action Plan Board Training Summ. Consent Decree Quarterly Report CASA Conference Attendee Reports Form 700 	 Draft Budget Employee Benefit Package Review Service Rate Discussion/Approval (+ 30-day Notice) July 4th Fair Discussion Quarterly Financial Statements SPASPA Status Report CLOSED SESSION Quarterly Claims Rpt 	 Resolution Ordering Board Election (even years) Draft Budget July 4th Fair Discussion Service Rate Discussion/Approval (+ 30-day Notice) CLOSED SESSION Manager Perf. Eval. Conf. Labor Negot. 	Resolution Salary of District Manager Resolution Employee Salary Ranges Resolution Approve/Adopt Budget Review and Approve Incentive Award Adopt Incentive Award Goals & Objectives July 4 th Fair Discussion CD Quarterly Report CASA Conference CLOSED SESSION — Counsel Perf. Eval.

STEGE SANITARY DISTRICT BOARD OF DIRECTORS MEETING AGENDA CALENDAR

THE \$7.0000	A LICHIGE AGAS	CEDEEL (DED 2022	OCTORER ANA	NOVEMBER 4043	DECEMBED 4043
JULY 2023	AUGUST 2023	SEPTEMBER 2023	OCTOBER 2023	NOVEMBER 2023	DECEMBER 2023
7/4 HOLIDAY	CASA Annual Conf.	9/4 HOLIDAY		11/23-24 HOLIDAY	12/7 HOLIDAY
4 th of July Fair Booth	Aug 9-11, San Diego	Board Training			LUNCHEON
	CSDA Annual Conf.	AB 1234 (even years)			12/25 HOLIDAY
	Aug 28-31, Monterey	AB 1661 (odd years)			12/23 HOLIDA I
7/6/2023 – 7:00 P.M.	8/17/2023 – 7:00 P.M.	9/7/2023 – 7:00 P.M.	10/5/2023 – 7:00 P.M.	11/9/2023 – 7:00 P.M.	12/7/2023 – 2:00 P.M.
7/0/2023 - 7.001.1VI.	8/17/2023 - 7:00 1:N1.	9/ //2023 — /.00 I .lvI.	10/3/2023 - 7:00 T.WL	11/9/2023 - 7.001:101.	12///2023 - 2.001. [VI.
 July 4th Fair Debrief CASA/CSDA Conf. 7/20/2023 – 7:00 P.M. Hearing +Res./Ord. Establish and Collect Sewer Service Charges Director Meeting Compensation Resolution Filing Notice of Completion District Investment Policy Reimb. Report per Gov. Code 53065.5 Candidate filing period (even years) Quarterly Financial Statements SPASPA Status Report CASA/CSDA Conf. Form 470 CLOSED SESSION – Quarterly Claims Rpt 	 Select Actuary for Analysis of Retiree Health Benefits (odd years) Quarterly (FY End) Financial Statements Conn. Charge Report per Gov. Code 66013 CASA/CSDA Conf. 	CASA/CSDA Conf. Attendee Reports 9/21/2023 – 7:00 P.M. Health Care Benefits Review Consent Decree Quarterly Report	 Regional PSL Program Update Regional FOG Program Update 10/19/2023 – 7:00 P.M. Quarterly Financial Statements SPASPA Status Report CLOSED SESSION – Quarterly Claims Rpt – Manager Perf. Eval. 	 Proposed Meeting Calendar Board Officer Succession Plan CASA Conference 	 2PM MEETING TIME Fiscal Year Financial Audit Resolution Certifying Election Results (even years) Connection Charge Review Emergency Contact Update Meeting Calendar Consent Decree Quarterly Report CASA Conference Pension + OPEB UAL Reports Nomination & Election of Officers