

SAN JOAQUIN REGIONAL TRANSIT DISTRICT
P.O. Box 201010, Stockton, CA 95201

NOTICE OF SPECIAL MEETING OF THE BOARD OF DIRECTORS
OF THE SAN JOAQUIN REGIONAL TRANSIT DISTRICT

PLEASE TAKE NOTICE that the Chairman of the Board of Directors of the San Joaquin Regional Transit District has called a Special Meeting of the Board of Directors for Saturday, March 25, 2017, at 8:00 A.M., in the Boardroom of the San Joaquin Regional Transit District's Downtown Transit Center, 421 East Weber Avenue, Stockton, California, to consider and act upon the following:

ACCESSIBLE PUBLIC MEETINGS: San Joaquin Regional Transit District (RTD) will make all reasonable accommodations for persons with disabilities to participate in this meeting. Upon request to the Chief Executive Officer, RTD will provide agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. Please send a written request, including your name, mailing address, phone number, and a brief description of the requested materials and/or preferred alternative format or auxiliary aid or service at least three workdays before the meeting. Requests should be sent to RTD by mail at P.O. Box 201010, Stockton, CA 95201, by fax at (209) 948-8516, or by e-mail to BoardSupport@sanjoaquinRTD.com. *Para información en Español, por favor llame al (209) 943-1111.*

1. CALL MEETING TO ORDER
2. ROLL CALL
3. PUBLIC COMMENT

Each person who addresses the Board shall not make slanderous or profane remarks to or about any member of the Board, staff, or general public. Any person who utters loud, threatening, personal or abusive language, who is unduly repetitious or engages in extended discussion of irrelevancies, or who engages in any disorderly conduct which disrupts, disturbs, or impedes the orderly conduct of any Board meeting shall, at the discretion of the presiding officer or a majority of the Board, be barred from further audience before the Board during that meeting. All public comments shall be limited to no more than THREE MINUTES. In addition, applause, loud noises, or any other outbursts or disruptions from the audience are not allowed during or after a public comment. At the discretion of the presiding officer, those who are in violation of this protocol may be removed from the meeting.

4. INFORMATION ITEMS
 - (1) Strategic Plan for FY 2018
 - (2) Updates on RTD Projects/Initiatives
 - (3) Funding Outlook

5. CONSENT CALENDAR

A. RESOLUTION: APPROVING AND ADOPTING THE AMENDED CONFLICT OF INTEREST CODE, Adopted March 25, 2017
The Board will consider the adoption of an amended Conflict of Interest Code for RTD.

6. QUESTIONS AND COMMENTS FROM DIRECTORS

7. CLOSED SESSION

A. LABOR NEGOTIATIONS

1. Conference with Labor Negotiator
Agency Negotiator: Donna DeMartino, CEO
Employee Organization: Amalgamated Transit Union, Local 276

B. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
[Paragraph (1) of subdivision (d) of Government Code, Section 54956.9]:
San Joaquin Regional Transit District vs. DSS-2731 Myrtle LLC, et al., San
Joaquin Superior Court Case No. 39-2010-00252684-CU-EI-STK

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
RTD Negotiator: Donna DeMartino, CEO

1. Property: 1704 East Fremont Street, Stockton, CA
Negotiating Party: Dr. Rami Georgies, Buyer
Under Negotiation: Sale of Real Property, including price and terms of payment
2. Property: South Union St. Parcel, Stockton, CA
Negotiating Party: Kevin Dougherty, for property owner
Under Negotiation: Purchase of Real Property, including price and terms of payment

8. ADJOURNMENT

NOTE: THE NEXT REGULARLY SCHEDULED BOARD MEETING WILL BE HELD ON **FRIDAY, APRIL 14, 2017, AT 10:00 A.M.**

DATE POSTED: March 21, 2017

RECOMMENDATION: APPROVE AND ADOPT AN AMENDED CONFLICT OF INTEREST CODE

LEAD STAFF: AL WARREN HOSLETT, RTD LEGAL COUNSEL

BACKGROUND:

All public agencies, including RTD are required to have adopted a Conflict of Interest Code in accordance with the requirements of Government Code, section 87300, et seq.

DISCUSSION:

The SAN JOAQUIN REGIONAL TRANSIT DISTRICT (RTD) intends to amend its Conflict-of-Interest Code pursuant to Government Code Section 87300 and 87306. Pursuant to Government Code Section 87302, the Code will designate employee positions who must disclose certain investments, income, interests in real property, and business positions, and who must disqualify themselves from making or participating in the making of governmental decisions affecting their interests.

RTD proposes to adopt the standard Conflict of Interest Code, as set forth in the California Code of Regulations, Section 18730. Members of the RTD Board of Directors, Members of the RTD Retirement Board, and certain RTD employees in positions who may participate in making certain financial decisions and investments will be required to annually file disclosure statements in accordance with this revised RTD Conflict of Interest Code. The primary purpose for adopting this amended Conflict of Interest Code is (a) to adopt the standard conflict of interest code adopted by the California Fair Political Practices Commission, which incorporates by reference future amendments thereto adopted by the California Fair Political Practices Commission, and (b) to update the job titles and classifications required to submit disclosure statements.

A copy of the proposed code has been posted on RTD's website and at various locations to give the public notice of this proposed action. A copy of the proposed amended Conflict of Interest Code is attached hereto.

SAN JOAQUIN REGIONAL TRANSIT DISTRICT
AMENDED CONFLICT OF INTEREST CODE
[Adopted: March 25, 2017]

The Political Reform Act, Government Code Section 81000, *et seq.*, requires state and local government agencies to adopt and promulgate a Conflict of Interest Code. The Fair Political Practices Commission has adopted a regulation, 2 California Code of Regulations Section 18730, which contains the terms of a standard Conflict of Interest Code. It can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearings to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference and, along with the attached Appendices "A" and "B", designating officials and employees and establishing disclosure categories, shall collectively constitute the conflict of interest code of SAN JOAQUIN REGIONAL TRANSIT DISTRICT (RTD).

With the adoption of this Conflict of Interest Code, it is substituted for the terms of RTD's Conflict of Interest Code already in effect.

Designated officials and employees required to do so pursuant to this Conflict of Interest Code shall file their statements of economic interests with SAN JOAQUIN REGIONAL TRANSIT DISTRICT, which will make the statements available for public inspection and reproduction (Gov. Code Section 81008). Copies of statements for all designated officials and employees will be retained by SAN JOAQUIN REGIONAL TRANSIT DISTRICT.

APPENDIX "A"

SAN JOAQUIN REGIONAL TRANSIT DISTRICT
OFFICIALS/POSITIONS REQUIRED TO FILE PURSUANT TO
GOVERNMENT CODE SECTION 87200, et seq.

<u>DESIGNATED EMPLOYEES/POSITIONS</u>	<u>ASSIGNED DISCLOSURE CATEGORY</u>
1. RTD Board of Directors	1
2. RTD Retirement Board Members	5
3. Chief Executive Officer	1
4. Deputy Chief Executive Officer	1
5. Chief Operating Officer	1
6. Legal Counsel	2
7. Director of Contract Operations	2
8. Chief Financial Officer	4
9. Chief Technology Officer	5
10. Director of Procurement	2
11. Director of Facilities	2
12. Director of Planning	2
13. Director of Finance	2
14. Director of Information Technology	5
15. Director of Human Resources	5
16. Public Affairs Manager	5
17. Marketing Manager	5
18. Customer Engagement Manager	4
19. Executive and Board Support Manager	2
20. Mobility Manager	4
21. Grants Manager	4
22. Service Development Manager	4
23. Maintenance Superintendent	5
24. Transportation Superintendent	5
25. Facilities Superintendent	4
26. Human Resources Manager	4
27. Planning Manager	4
28. Finance Manager	4
29. Information Technology Manager	5
30. Senior Specialist Procurement-Parts & Materials	4
31. Senior Specialist Procurement-Contracts	4
32. Specialist Procurement-Parts & Materials	4
33. Specialist Procurement-Contracts	4
34. Procurement Analyst-Contracts	4
35. Finance Senior Specialist	4
36. IT Senior Specialist	4
37. Procurement Analyst-Parts & Materials	4

*** Limitation with regard to "Consultants": "Consultants" shall be included in the list of Designated Employees/Positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Chairman of the Board of Directors may determine in writing that a particular consultant, although a "designated employee/position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Chairman's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Those holding any of the positions listed above may contact the Fair Political Practices Commission for assistance or written advice regarding their filing obligations if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by Government Code Section 87200.

APPENDIX "B"

SAN JOAQUIN REGIONAL TRANSIT DISTRICT
DISCLOSURE CATEGORIES

Category 1: Full Disclosure

A designated employee in this category is treated as a mandatory/statutory filer and thus must report all reportable interests in real property within two (2) miles of RTD's jurisdiction or property owned by RTD, as well as reportable investments, business positions and sources of income, including gifts, loans and travel payments, from all sources.

Category 2: Full Disclosure (Excluding Real Property)

A designated employee in this category must report all reportable investments, business positions and sources of income, including gifts, loans and travel payments, from all sources.

Category 3: Interests in Real Property

A designated employee in this category must report all reportable interests in real property within two (2) miles of the RTD's jurisdiction or property owned by RTD.

Category 4: General Contracting for RTD

A designated employee in this category must report all reportable investments, business positions and income, including gifts, loans and travel payments, from sources that provide leased facilities, goods, equipment, vehicles, machinery or services, including training or consulting services, of the type utilized by RTD.

Category 5: General Contracting for Specific Department

A designated employee in this category must report all reportable investments, business positions and income, including gifts, loans and travel payments, from sources that provide leased facilities, goods, equipment, vehicles, machinery or services, including training or consulting services, of the type utilized by the employee's department or area of authority.

RESOLUTION NO. _____
DATED: March 25, 2017

RESOLUTION APPROVING AND ADOPTING THE
AMENDED CONFLICT OF INTEREST, DATED MARCH 25,
2017, FOR THE SAN JOAQUIN REGIONAL TRANSIT DISTRICT

WHEREAS, all public agencies, including the San Joaquin Regional District (RTD), are required to have adopted a Conflict of Interest Code in accordance with the requirements of Government Code, section 87300, et seq.; and,

WHEREAS, the purpose for adopting this amended Conflict of Interest Code is (a) to adopt the standard conflict of interest code adopted by the California Fair Political Practices Commission, which incorporates by reference future amendments thereto adopted by the California Fair Political Practices Commission, and (b) to update the RTD job titles and classifications required to submit disclosure statements; and,

WHEREAS, it is in the best interests of RTD to adopt the standard Conflict of Interest Code, as set forth in the California Code of Regulations, section 18730.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Directors of the San Joaquin Regional Transit District (RTD), as follows:

1. That that certain AMENDED CONFLICT OF INTEREST CODE, Dated March 25, 2017, for the San Joaquin Regional Transit District, be and the same hereby is adopted and approved.