

RESOLUTION NO. 17-03

RESOLUTION OF THE CALIFORNIA INFRASTRUCTURE AND ECONOMIC DEVELOPMENT BANK SUPERSEDING RESOLUTION 06-25 AND APPROVING AND ADOPTING A REVISED CONFLICT OF INTEREST CODE FOR SUBMISSION TO THE FAIR POLITICAL PRACTICES COMMISSION

RECITALS

WHEREAS, the Political Reform Act (Govt. Code §81000 et seq.) (the “PRF Act”) requires certain public officials to file statements of economic interests;

WHEREAS, the PRF Act specifically requires public officials who manage public investments to file statements of economic interests consistent with their agency’s conflict of interest code;

WHEREAS, the Board of Directors (“Board”) of the California Infrastructure and Economic Development Bank (“IBank”) manages public investments;

WHEREAS, with the exception of the State Treasurer who has a separate statutory filing requirement, each Board director and his or her designee have previously filed their statements of economic interests pursuant to IBank’s Conflict of Interest Code (the “Prior COI Code”) as set forth in Resolution No. 06-25 adopted by the Board on May 23, 2006;

WHEREAS, the Board intends that this resolution (this “Resolution”) will supersede Resolution No. 06-25 and that the Prior COI Code will be replaced by the California Infrastructure and Economic Development Bank Conflict of Interest Code attached hereto as Exhibit A (the “Current COI Code”);

WHEREAS, the PRF Act requires all conflict of interest codes to be approved by the Fair Political Practices Commission (“FPPC”);

WHEREAS, IBank was previously housed under the Business, Transportation and Housing Agency (the “BTH Agency”) and the Prior COI Code provided that IBank’s employees shall comply with the BTH Agency’s conflict of interest code;

WHEREAS, as part of the Governor’s Reorganization Plan 2, the BTH Agency ceased to exist and IBank was moved to the Governor’s Office of Business and Economic Development (“GO-Biz”), effective July 1, 2013; and

WHEREAS, the Board intends to clarify that IBank employees will comply with the GO-Biz conflict of interest code;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the California Infrastructure and Economic Development Bank, as follows:

Section 1. Recitals. The above recitals are true and correct.

Section 2. Superseding Resolution No. 06-25. The Board hereby rescinds Resolution No. 06-25 and replaces it with this Resolution.

Section 3. Approval of Current COI Code. The Board hereby rescinds the Prior COI Code and approves and adopts the Current COI Code in the form attached hereto as Exhibit A.

Section 4. Authorization. The Board hereby directs and authorizes the Executive Director, or her designees, each acting alone, to submit the Conflict of Interest Code, as attached hereto as Exhibit A, to the FPPC for review and approval.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED AND ADOPTED at a meeting of the California Infrastructure and Economic Development Bank on January 24, 2017, by the following vote:

AYES: AVDIS, GORDAN, LUCHETTI, ANNIS, JUAREZ, JIMENEZ

NOES:

ABSENT:

ABSTAIN:

By: _____
Teveia R. Barnes, Executive Director

ATTEST:

By: _____
Stefan R. Spich,
Secretary of the Board of Directors

EXHIBIT A

CALIFORNIA INFRASTRUCTURE AND ECONOMIC DEVELOPMENT BANK CONFLICT OF INTEREST CODE

TERMS OF THE CODE

The Fair Political Practices Commission (FPPC) has adopted terms of a standard conflict of interest code (2 CCR §18730). The FPPC's standard conflict of interest code as amended, together with the terms herein, constitute the California Infrastructure and Economic Development Bank's Conflict of Interest Code.

DESIGNATED POSITIONS

It has been determined that board members of the Board of Directors of the California Infrastructure and Economic Development Bank (IBank) as set forth in Government Code section 63021.5, including such board members' designees, manage public investments pursuant to Government Code section 87200. Board members are the designated positions for purposes of this Conflict of Interest Code and shall file statements of economic interests (Form 700).

All employees of IBank shall comply with the Governor's Office of Business and Economic Development conflict of interest code (2 CCR §129) as applicable.

DISCLOSURE CATEGORIES

All designated positions under this IBank conflict of interest code shall disclose all investments, all income, business positions in business entities, interests in real property and income, including gifts, loans, and travel payments.

FILINGS

With the exception of any board member who is an elected state officer, each board member shall file their statement of economic interests with the IBank Filing Officer, as specified in 2 CCR §18753, which may change from time-to-time, and through the FPPC electronic filing system. Any board member who is an elected state officer shall file a statement of economic interests according to Government Code section 87500. IBank's Conflict of Interest Code Filing Officer for all matters dealing with this code is the Chief Deputy Executive Director, 1325 J Street, 18th Floor, Sacramento, California, 95814.