

RESOLUTION NO. 2022-12

**A RESOLUTION OF THE BOARD OF DIRECTORS OF SAN DIEGO
COMMUNITY POWER ADOPTING A REVISED CONFLICT OF
INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF
1974**

WHEREAS, the State of California enacted the Political Reform Act of 1974, Government Code Section 81000 et seq. (the "Act"), which contains provisions relating to conflicts of interest that potentially affect all officers, employees, and consultants of the San Diego Community Power ("SDCP") Governing Board (the "Governing Board"), and requires all public agencies to adopt and promulgate a conflict of interest code; and

WHEREAS, the potential penalties for violation of the provisions of the Act are substantial and may include criminal and civil liability, as well as equitable relief which could result in SDCP being restrained or prevented from acting in cases where the provisions of the Act may have been violated; and

WHEREAS, the Board of Directors has previously adopted a Conflict of Interest Code on April 23, 2020 and now desires to amend said Code; and

WHEREAS, notice of the time and place of a public meeting on, and of consideration by the Board of Directors, the proposed Conflict of Interest Code was provided each designated position and publicly posted for review at the offices of SDCP; and

WHEREAS, a public meeting was held upon the proposed Conflict of Interest Code at a regular meeting of the Board of Directors on August 25, 2022, at which all present were given an opportunity to be heard on the proposed Conflict of Interest Code.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of San Diego Community Power that the Board of Directors does hereby adopt the proposed Conflict of Interest Code, a copy of which is attached hereto and shall be on file with the Chief Executive Officer, and available to the public for inspection and copying during regular business hours;

BE IT FURTHER RESOLVED that the said Conflict of Interest Code shall be submitted to the Board of Supervisors of the County of San Diego for approval and said Code shall become effective 30 days after the Board of Supervisors approves the proposed Conflict of Interest Code as submitted.

APPROVED AND ADOPTED this 25th day of August, 2022.



Chair, Board of Directors
San Diego Community Power

ATTEST:



Assistant Clerk of the Board of Directors
San Diego Community Power

APPROVE AS TO FORM:



General Counsel
San Diego Community Power

I, Kimberly Isley, Assistant Board Clerk, San Diego Community Power, San Diego, California, do hereby certify under penalty of perjury that the foregoing resolution was duly adopted at a regular meeting of the Board of Directors of San Diego Community Power on the 25th day of August, 2022, by the following roll call vote:

AYES: 6

NOES: 0

ABSENT: 1

ABSTAIN: 0