

MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

DATE: 1/14/03
AGENDA ITEM NO.: #10

DEPARTMENT: County Counsel

BY: Jeffrey G. Green

PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No ___)

Amend Article V-C of Resolution No. 90-231 entitled "Rules of Procedure for Meetings of the Board of Supervisors of Mariposa County".

Government Code Section 87105 has been amended effective January 1, 2003 regarding the process for a Board member recusing himself or herself when there is a financial interest in a matter before the Board.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board adopted Resolution No. 90-231 rescinding and replacing Resolution Nos. 86-463 and 88-616 amending "Rules of Procedure for Meetings of the Board of Supervisors of Mariposa County".

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

COSTS: () Not Applicable

A. Budgeted current FY \$ _____

B. Total anticipated costs \$ _____

C. Required additional funding \$ _____

D. Internal transfers \$ _____

SOURCE: () 4/5ths Vote Required

A. Unanticipated revenues \$ _____

B. Reserve for contingencies \$ _____

C. Source description: _____

Balance in Reserve for Contingencies, if approved: \$ _____

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

Amended Resolution
Memo from County Counsel

CLERK'S USE ONLY:

Res. No.: 03-16 Ord. No. _____

Vote - Ayes: _____ Noes: _____

Absent: _____ Abstained: _____

Approved: _____ () Denied

Minute Order Attached () No Action Necessary

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:

_____ Recommended

_____ Not Recommended

_____ For Policy Determination

_____ Submitted with Comment

_____ Returned for Further Action

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____

ATTEST: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: _____
Deputy

Comment: _____

A.O. Initials: *[Signature]*

MARIPOSA COUNTY RESOLUTION NO. 03-16

A RESOLUTION AMENDING ARTICLE V-C OF RESOLUTION NO. 90-231 ENTITLED
"RULES OF PROCEDURE FOR MEETINGS OF
THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY

WHEREAS, Section 87105 was added to the Government Code necessitating an amendment to Resolution No. 90-231, and

WHEREAS, Article V-C of "Rules of Procedure for Meetings of the Board of Supervisors of Mariposa County" need to be amended to reflect the revisions to Government Code Section 87105,

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Mariposa County, a political subdivision of the State of California, that Article V-C in the "Rules of Procedure for Meetings of the Board of Supervisors of Mariposa County" be replaced in its entirety as follows:

VI. VOTING:

C. A supervisor who has a financial interest in a decision within the meaning of Section 87100 of the California Government Code shall, upon identifying a conflict of interest or a potential conflict of interest and immediately prior to consideration of the matter, do all of the following:

5. Publicly identify the financial interest that gives rise to the conflict of interest or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required.

6. Recuse himself or herself from discussing and voting on the matter, or otherwise acting in violation of Government Code Section 87100.

7. Leave the room until after the discussion, vote, and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters.

8. Notwithstanding paragraph 3, a supervisor may speak on the issue during the time that the general public speaks on the issue.

PASSED AND ADOPTED this 14th day of January 2003, by the Mariposa County Board of Supervisors by the following vote:

AYES:	STETSON, BALMAIN, BIBBY, PARKER, PICKARD
NOES:	NONE
ABSENT:	NONE
ABSTAINED:	NONE



BOB PICKARD, Chairman
Mariposa County Board of Supervisors

ATTEST:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



MARGIE WILLIAMS, Clerk of the Board



JEFFREY G. GREEN, County Counsel