

Exhibit 9270-E(1): Conflict Of Interest

Status: ADOPTED

Original Adopted Date: 03/09/2023 | **Last Reviewed Date:** 03/09/2023

**RESOLUTION ADOPTING A
CONFLICT OF INTEREST CODE**

WHEREAS, the Political Reform Act, Government Code 87300-87313, requires each public agency in California to adopt a conflict of interest code; and

WHEREAS, the Governing Board of the Alpaugh Unified School District has previously adopted a local conflict of interest code; and

WHEREAS, past and future amendments to the Political Reform Act and implementing regulations may require conforming amendments to be made to the district's conflict of interest code; and

WHEREAS, a regulation adopted by the Fair Political Practices Commission, 2 CCR 18730, provides that incorporation by reference of the terms of that regulation, along with an agency-specific appendix designating positions and disclosure categories shall constitute the adoption and amendment of a conflict of interest code in conformance with Government Code 87300 and 87306; and

WHEREAS, the Alpaugh Unified School District has recently reviewed its positions, and the duties of each position, and has determined that (changes/no changes) to the current conflict of interest code are necessary; and

WHEREAS, any earlier resolutions, bylaws, and/or appendices containing the district's conflict of interest code shall be rescinded and superseded by this resolution and Appendix; and

NOW THEREFORE BE IT RESOLVED that the Alpaugh Unified School District Governing Board adopts the following Conflict of Interest Code including its Appendix of Designated Employees and Disclosure Categories.

PASSED AND ADOPTED THIS 9 day of March, 2023 at a meeting, by the following vote:

AYES: 5 NOES: 0 ABSENT: 0

Attest:



Secretary/President

**Conflict of Interest Code of the
Alpaugh Unified School District**

The provisions of 2 CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with the attached Appendix specifying designated positions and disclosure categories, are incorporated by reference and shall constitute the district's conflict of interest code.

Governing Board members and designated employees shall file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories listed in the attached Appendix. The Statement of Economic Interest shall be filed with the district's filing officer and/or, if so required, with the district's code reviewing body. The district's filing officer shall make the statements available for public review and inspection.

APPENDIX

Disclosure Categories

1. Category 1: A person designated Category 1 shall disclose:
 - a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
 - b. Investments or business positions in or income from sources which are engaged in the acquisition or disposal of real property within the district, are contractors or subcontractors which are or have been within the past two years engaged in work or services of the type used by the district, or manufacture or sell supplies, books, machinery, or equipment of the type used by the district.

2. Category 2: A person designated Category 2 shall disclose:
 - a. Investments or business positions in or income from sources which are contractors or subcontractors engaged in work or services of the type used by the department which the designated person manages or directs.
 - b. Investments or business positions in or income from sources which manufacture or sell supplies, books, machinery, or equipment of the type used by the department which the designated person manages or directs. For the purposes of this category, a principal's department is his/her entire school.

3. Full Disclosure: Because it has been determined that the district's Board members and/or Superintendent "manage public investments," they and other persons designated for "full disclosure" shall disclose, in accordance with Government Code 87200:
 - a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries, or of any land owned or used by the district.
 - b. Investments, business positions, and sources of income, including gifts, loans, and travel payments.

Designated Positions

Designated Position	Disclosure Category
Governing Board Members	1
Superintendent of Schools	1
Assistant/Associate Superintendent	0
Purchasing Agent	0
Director	1
Principal	0
Assistant Principal	0
Maintenance and Operations Director	1
Program Coordinator	0
Project Specialist	0
Supervisor	1
Dean of Students	0

Disclosures for Consultants

Consultants are designated employees who must disclose financial interests as determined on a case-by-case basis by the Superintendent or designee. The Superintendent or designee's written determination shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.

A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: (2 CCR 18700.3)

1. Approve a rate, rule, or regulation

2. Adopt or enforce a law
3. Issue, deny, suspend, or revoke any permit, license, application, certificate, approval, order, or similar authorization or entitlement
4. Authorize the district to enter into, modify, or renew a contract that requires district approval
5. Grant district approval to a contract that requires district approval and in which the district is a party, or to the specifications for such a contract
6. Grant district approval to a plan, design, report, study, or similar item
7. Adopt or grant district approval of district policies, standards, or guidelines

A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18704, subsections (a) and (b), or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's conflict of interest code. (2 CCR 18700.3)



Board Meeting - Mar 09 2023 Minutes

Thursday, March 9, 2023 at 6:00 PM

School Office - Collaboratory Room

Page

1. Call to Order (flag salute) 6:00 P.M.

1.1 Roll Call

Mrs. Debra Gibbs Present

Mrs. Araseli Leal Present

Mr. James Atwell Present

Mr. Rafael Loera Present

Mrs. Kristy Mitchell Present

2. Public Comment Section

Members of the public may address the Board on any agenda item of interest within the subject matter jurisdiction of the Board during the public comment period. The Board is not able to discuss or act on any item that is not on the agenda.

In compliance with the Americans with Disabilities Act, those requiring special assistance to access the Board meeting room, to access documents discussed at the Board meeting or to otherwise participate at the Board meetings, please contact the Superintendent, Troy Hayes, at thayes@alpaugh.k12.ca.us or 559-949-8413 for assistance.

Yesica Guzman with Save the Children provided an update on the project they have been working on these past weeks. She shared that they have been able to install a Little Library/Resource are in the Post Office and would like to also provide one outside the school office for the community.

She also shared the current projects that her team will be working on to provide an easter egg hunt for the community.

3. Closed Session (time:) 6:06 P.M.

3.1 Superintendent Evaluations

Ken Caves provided the Board the material to submit by March 30th for input.

3.2 Update on Personnel

4. Return from closed session (time:) 6:54 P.M.

5. Consent Agenda






Consent Action

Moved by: Araseli Leal

Seconded by: Kristy Mitchell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

- 5.1 **Approval of the minutes from February 9, 2023 Meeting** 7 - 13
[Board Meeting - Feb 09 2023 - Minutes.pdf](#) 
- 5.2 **Approval of the Board Agenda**
- 5.3. **Approval of the Fund Balance** 14
[FUND BALANCE.pdf](#) 
- 5.4. **Approval of the Warrant Register** 15 - 26
February 23 - March 9, 2023
[APY.pdf](#) 
- 5.5. **Approval of the ASB/Revolving Account** 27 - 31
[ASB 2022-2023.pdf](#)  [Revolving Fund Account 2022-2023.pdf](#)

- 5.6. **Approval of the Payroll Register**

6. Business Services (Juana Limon, Chief Business Officer)

6.1 **Board Approval of the 2022-2023 2nd Interim** 32 - 193
[2nd Interim 2022-2023.pdf](#) 

32 - 193

Moved by: Araseli Leal

Seconded by: James Atwell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

6.2 **Board Approval of the Budget Revisions** 194 - 199
[Budget Revisions.pdf](#) 


194 - 199

Moved by: Araseli Leal

Seconded by: James Atwell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

6.3 Board Approval of 2022-2023 and 2023-2024 AB 181 - Provided 200 - 201
ongoing funds to reimburse LEAs for up to 60% of all home-to
school transportation cost. LEAs shall develop a plan
describing the transportation services it will offer to its pupils,
and how it will prioritize planned transportation services to
pupils in TK, Kinder and any grades 1-6, including low income.
[Transportation Plan - Alpaugh USD.pdf](#) 

200 - 201

Moved by: Araseli Leal

Seconded by: Kristy Mitchell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

- 6.4 **Board Approval to accept the proposed contractual agreement with M. Green and Company for 22/23 school year.** 202 - 217

Education Code section 41020/84040 requires school districts to contract for an audit of their books and accounts by April 1 of each year.

[Alpaugh.pdf](#) 

202 - 217

Moved by: Araseli Leal

Seconded by: James Atwell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

- 6.5 PG&E - Solar Presentation

7. **Instructional Services (Mr. Troy Hayes, Superintendent)**

- 7.1 **Instructional Highlights/Comments:**

Mr. Haye shared a PowerPoint of students' classroom instruction and the use of problem-solving interaction.

- 7.2 **Board Approval of the 2023-2024 School Calendar** 218

[23-24 DISTRICT CALENDAR.pdf](#) 

218

Moved by: James Atwell

Seconded by: Rafael Loera

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

- 7.3 **Board Approval of the Class of 2023 Senior Overnight Trip** 219

[Class of 2023 Senior Trip.pdf](#) 

219

Moved by: James Atwell

Seconded by: Araseli Leal

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

8. Personnel

9. Superintendent Discussion

- 9.1 **Board Approval of Board Policy Exhibit 9270-E(1) as previously adopted Board Policy 9270, this Exhibit E(1) Designates positions that shall file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories listed in the appendix.** 220 - 226

[Exhibit 9270-E\(1\)_Conflict Of Interest.pdf](#) 

220 - 226

Moved by: Kristy Mitchell

Seconded by: Araseli Leal

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

- 9.2 **Board Approval of the TK/Preschool Geotech/Geohazard Proposal**

[G00000554 Alpaugh ES New Classroom Building Project Proposal.pdf](#) 

Moved by: Araseli Leal

Seconded by: James Atwell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0

10. Adjourn meeting (time:) 7:34 P.M.

Moved by: Araseli Leal

Seconded by: Kristy Mitchell

Aye Araseli Leal, Kristy Mitchell, Debra Gibbs,
James Atwell, and Rafael Loera

Carried 5-0



Board Meeting - Nov 10 2022 Minutes

Thursday, November 10, 2022 at 6:00 PM

Superintendent's Office, Portable Classroom 7B

Page

1. Call to Order (flag salute) 6:01 P.M.

1.1. Roll Call

Mr. David Castodio

Mrs. Debra Gibbs

Absent

Mrs. Araseli Leal

Mr. Rafael Loera

Mr. James Atwell

Absent

2. Public Comment Section

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Mr. Luis Vasquez addressed the Board with an update of his experience as the Alpaugh Football Assistant Coach. His positive view on the season and the future direction in promoting school spirit to help students participate.

- 3. **Closed Session (time:)**
- 4. **Return from closed session (time:)**
- 5. **Consent Agenda**

Consent Action

Moved by: Araseli Leal
Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

- 5.1. **Approval of the Board Agenda**
- 5.2. **Approval of the minutes from October 13, 2022 Meeting** 6 - 9
[Board Meeting - Oct 13 2022 - Minutes.pdf](#)
- 5.3. **Approval of the Fund Balance** 10
[Fund Balance.pdf](#)
- 5.4. **Approval of the Warrant Register** 11 - 19
[APY.pdf](#)
- 5.5. **Approval of the ASB/Revolving Account** 20
[ASB 2022-2023.pdf](#)
- 5.6. **Approval of the Payroll Register**

6. Business Services (Juana Limon, Chief Business Officer)

- 6.1. **Board Approval of Change Order/Construction** 21 - 28
[memo.pdf](#) [COR-08 Work Associated with RFI 23.pdf](#)
- 21 - 28



Moved by: Araseli Leal
Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

- 6.2. **Board Approval of Resolution 2023-9 CalShape AB 841 Plumbing Grant Program-** 29 - 31

PGE 1 funding category has issued an award to Alpaugh Unified for a School Plumbing Fixture and Appliance Replacement Grant for an amount of \$164,947.20.

[CalSHAPE Governing Body Resolution Plumbing.pdf](#) 
[SCOPE OF WORK.pdf](#)  [CalSHAPE Budget.pdf](#) 

29 - 31

Moved by: Araseli Leal

Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

- 6.3. **Board Approval of Resolution 2023-10 Declaring Intentions to Reimburse Expenditures from the Proceeds of Obligations.** 32 - 33

[Resolution to Reimburse.pdf](#) 

32 - 33

Moved by: Araseli Leal

Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

7. Instructional Services (Mr. Troy Hayes, Superintendent)

7.1. Instructional Highlights/Comments:

Mr. Hayes shared the participation of Alpaugh 4th Grade through 8th Grade at COS Expanding your Horizon's over the weekend. Ms. Natalie Rodriguez made a quick presentation of her experience.

Future events shared/updates: High School COS trip, Fall Festival, 6th Grade Scicon.

8. Personnel

- 8.1. **Board Approval of Initial Bargaining Reopener with Alpaugh Teachers Associations/CTA/NEA for July 1, 2022- June 30, 2023** 34

[Initial Proposal of District with ATA 2022-2023.pdf](#) 

34

Moved by: Araseli Leal

Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

9. Superintendent's Discussion:

- 9.1. **Board Approval to Adopt Board Policy Bylaw 9270-Conflict of Interest** 35 - 44

[Bylaw 9270 Conflict Of Interest \(1\).pdf](#) 

The Political Reform Act (Gov. Code, 81000 et seq.) which is administered by the State Fair Political Practice Commission (FPPC, requires local governmental agencies to adopt a conflict-of-interest code).

35 - 44

Moved by: Araseli Leal

Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

- 9.2. **Board Approval of the Annual Organizational Meeting: Pursuant to Ed Code 35143, the organizational meeting must be held during a 15-day window beginning on the second Friday in December.** 45

In order to meet the requirement, December 8, 2022 Regular Board Meeting will be rescheduled to Monday, December 12, 2022, at 6PM.

[NOTIFICATION OF ANNUAL ORGANIZATIONAL MEETING.pdf](#)



45

Moved by: Araseli Leal
Seconded by: Rafael Loera

Aye Araseli Leal, David Castodio, and Rafael Loera

Carried 3-0

10. Adjourn meeting (time:) 6:31 PM