



**CITY OF EAST PALO ALTO
CONFLICT OF INTEREST CERTIFICATION**

All Measure C or Transient Occupancy Tax grant agreements funded under the City of East Palo Alto’s Grants Program are governed by the conflict of interest laws of the State of California.

STATE CONFLICT OF INTEREST LAWS

Political Reform Act: Government Code Section 87100 prohibits a public official from using his/her official position to influence a decision in which he or she knows or has reason to know he or she has a financial interest and reads as follows:

No public official at any level of State or local government shall make, participate in making or in any way attempt to use his official position to influence a governmental decision in which he knows or has reason to know he has a financial interest.

Government Code Section 87103 provides that a public official has a financial interest in a decision if it is reasonably foreseeable that the decision will have a material effect on the official or on a member of the official’s immediate family on:

- (a) a business in which the public official has a direct or indirect investment worth \$2,000 or more.
- (b) real property in which the public official has a direct or indirect interest worth \$2,000 or more.
- (c) any source of income of \$500 or more received within 12 months prior to the time when the decision is made.
- (d) a business in which the public official is a director, officer, partner, trustee, employee, or has a management position.
- (e) the donor of a gift to the public official of \$250 within 12 months prior to the time when the decision is made.

Government Code Section 1090: This code section prohibits public officials or employees from being financially interested in any contract, which includes grant agreements, made by them in their official capacity, or by any body or board (e.g. city council) of which they are members. There are also a complex set of laws defining so-called “remote interests” and “noninterest.” The nature of the interests determine what actions a public official or employee may or may not take regarding the contract.

The following is the conflict of interest clause contained in the City’s grant agreement:

8.4 Conflict of Interest.

(a) Through the execution of this Agreement, Grantee acknowledges that it is familiar with the provision of Section 87100 et seq. and Section 1090 et seq. of the Government Code of the State of California, and certifies that it does not know of any facts which constitutes a violation of those provisions and agrees that it will immediately notify the City if it becomes aware of any such fact during the term of this Agreement.

(b) Not more than one member of an immediate family serves or will serve as an officer, director or employee of Grantee, without the prior written consent of City. For purposes of this subsection, “immediate family” shall include husband, wife, domestic partners, brothers, sisters, children and parents (both legal parents and step-parents).

Applicant Certification

I have read the above conflict of interest clause and certify that the organization identified below will comply with it and identify instances where conflicts of interest may exist and immediately notify the City when it becomes aware of a conflict.

Organization

Date Signed

Signature of Authorized Representative

Title

Please Note: You are required to submit this certification as part of your grant application to the City. Failure to submit this certification will result in your application not being considered by the City.