

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE
OF AVA COMMUNITY ENERGY

NOTICE IS HEREBY GIVEN that Ava Community Energy, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its conflict of interest code. A comment period has been established commencing on Wednesday, January 28, 2026 and closing on Monday, March 16, 2026. All inquiries should be directed to the contact listed below.

Ava Community Energy proposes to amend its conflict of interest code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The amendment carries out the purposes of the law and no other alternative would do so and be less burdensome to affected persons.

Changes to the conflict of interest code include: **Updates to Designated Positions and Categories** and also makes other technical changes.

The proposed amendment and explanation of the reasons can be obtained from the agency's contact.

Any interested person may submit written comments relating to the proposed amendment by submitting them no later than **March 16, 2026**, or at the conclusion of the public hearing, if requested, whichever comes later. At this time, no public hearing is scheduled. A person may request a hearing no later than **February 27, 2026**.

Ava Community Energy has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small businesses.

All inquiries concerning this proposed amendment and any communication required by this notice should be directed to:

Adrian Bankhead
Board Clerk
510-906-0491
abankhead@avaenergy.org

DECLARATION OF CHIEF EXECUTIVE OFFICER
Multi-County Agency Conflict of Interest Code for

Name of Agency

The proposed conflict of interest code specifically includes each agency position that involves the making or participation in the making of decisions which may foreseeably have a material financial effect on an economic interest. Positions that do not make or participate in decisions are not included.

The disclosure categories are written to address the agency's current programs and require disclosure of only foreseeable interests that may create a conflict of interest.

The agency has satisfied all of the requirements of Title 2, Division 6 of the California Code of Regulations Section 18750 preliminary to approval of the proposed code, including providing a comment period for both employees and the public.



Signature

28 January 2026

Date

Printed Name

Title

CONFLICT OF INTEREST CODE FOR
Ava Community Energy Authority

The Political Reform Act (Government Code §81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations §18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations §18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the **Ava Community Energy Authority (Authority)**.

Members and Alternates of the Board of Directors must file their statements of economic interests electronically with the **Fair Political Practices Commission**. All other individuals holding designated positions must file their statements with the **Authority**. All statements must be made available for public inspection and reproduction under Government Code Section 81008.

CONFLICT OF INTEREST CODE FOR
Ava Community Energy Authority

APPENDIX A
Designated Positions

<u>DESIGNATED POSITIONS</u>	<u>DISCLOSURE CATEGORIES</u>
Chief Executive Officer	1, 2, 3, 4
General Counsel	1, 2, 3, 4
Clerk of the Board	2, 3, 4
Chief Customer Officer	1, 2, 3, 4
Vice President of Local Development, Electrification, and Innovation	1, 2, 3, 4
Senior Vice President of Power Resources	1, 2, 3, 4
Senior Director of Public Policy and Deputy General Counsel	1, 2, 3, 4
Legal Director	1, 2, 3, 4
Vice President of Human Resources	1, 2, 3, 4
Consultants/New Positions	*

*Consultants and new positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Chief Executive Officer may determine in writing that a particular consultant or new position, although a “designated position,” is hired to perform a range of duties that is limited in scope and thus, is not required to comply fully with the disclosure requirements described in this section. Such written determination shall include a description of the consultant’s or new position’s duties and, based upon that description, a statement of the extent of disclosure requirements. The Chief Executive Officer’s determination is a public record and shall be retained for public inspection in the same manner and location of this conflict of interest code (Gov. Code Sec. 81008).

The following positions are not covered by the code because the positions manage public investments. Individuals holding such positions must file under Government Code Section 87200 and are listed for informational purposes only. Section 87200 requires disclosure of all investments and business positions in business entities, all income, including gifts, loans and travel payments, and real property.

- Members and Alternates of the Board of Directors
- Chief Financial Officer/Treasurer

APPENDIX B
Disclosure Categories

Designated positions must report financial interests in accordance with the assigned disclosure categories.

Category 1: Interests in real property located within the jurisdiction or within two miles of the boundaries of the jurisdiction or within two miles of any land owned or used by the Authority, including any leasehold, beneficial or ownership interest or option to acquire such interest in real property.

Category 2: Investments and business positions in business entities, and sources of income, including the receipt of gifts, loans, and travel payments, from entities that provide services (including, but not limited to, consulting services), supplies, materials, machinery, or equipment of the type utilized by the Authority.

Category 3: Investments and business positions in business entities, and sources of income, including the receipt of gifts, loans, and travel payments, from entities that are public or private electric utility companies or other companies which supply power to the Authority.

Category 4: Investments and business positions in business entities, and sources of income, including the receipt of gifts, loans, and travel payments, from entities that design, build, manufacture, sell, distribute or service equipment of the type that is either presently utilized by electric power suppliers or that is used by the federal, state, or local government or by private industry in research designed to refine or develop new methods of electrical power generation.

CONFLICT OF INTEREST CODE FOR
Ava Community Energy Authority

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<u>Chief Customer Officer</u>	1, 2, 3, 4
<u>Senior Director of Technology and Analytics</u>	1, 2, 3, 4
Vice President of Local Development, Electrification, and Innovation	1, 2, 3, 4
<u>Senior Vice President of Power Resources</u>	1, 2, 3, 4
Senior Director of Public Policy and Deputy General Counsel	1, 2, 3, 4
<u>Vice President of Human Resources</u>	1, 2, 3, 4
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