BILL NO.: 4999 **ORDINANCE NO.: 4832**

Introduced by: City Manager Nathan Mai-Lombardo

AN ORDINANCE OF THE CITY OF BERKELEY, MISSOURI, TO REAFFIRM THE CITY'S POLICY AND PROCEDURE OF DISCLOSING POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTEREST FOR CERTAIN MUNICIPAL OFFICIALS, AS ESTABLISHED BY THE MISSOURI ETHICS LAW, CHAPTER 105 RSMO.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BERKELEY, MISSOURI, AS FOLLOWS:

Section 1. The Council of the City of Berkeley, Missouri is hereby reaffirming the City's policy and procedure of disclosing potential conflicts of interest and substantial interests for certain municipal officials as established by the Missouri Ethics Law, Chapter 105 RSMo. All as outlined below:

PERSONAL FINANCIAL INTERST STATEMENTS:

A. Declaration of Policy. The proper operation of municipal government requires that public officials and employees be independent, impartial, and responsible to the people' that government decisions and policy be made in the proper channels of the governmental structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, there is hereby established a procedure for disclosure by certain officials and employees of private financial, or other interests in matters affecting the City.

B. Conflicts of Interest. The Mayor or any member of the City Council, who has a substantial personal or private interest, as defined by State Law, in any bill shall disclose on the records of the City Council the nature of his interests and shall disqualify himself from voting on any matters relating to this interest.

C. Disclosure Reports. Each elected official, the City Manager, the Finance Director, the Assistant City Manager, and the City Attorney shall disclose the following information by May 1 of each year if any such transactions were engaged in during the previous calendar year:

1. For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of five hundred dollars ($500.00), if any, that such person had with the political subdivision, other than compensation received as an employee or payment of any tax, fee, or penalty due to the political subdivision, and other than transfers for no consideration to the political subdivision; and

2. The date and the identities of the parties to each transaction known to the person with a total value in excess of five hundred dollars ($500.00), if any, that any business entity in which such person had a substantial interest, had

with the political subdivision, other than payment of any tax, fee, or penalty due to the political subdivision or transactions involving payment for providing utility service to the political subdivision, and other than transfers for no consideration to the political subdivision.

3. The City Manager, Finance Director, and the Assistant City Manager also shall disclose by May 1 of each year, for the previous calendar year the following information:

   a) The name and address of each of the employers of such person from whom income of one thousand dollars ($1,000.00) or more was received during the year covered by the statement;

   b) The name and address of each sole proprietorship that he owned; the name, address, and the general nature of the business conducted of each general partnership and joint venture in which he was a partner or participant; the name and address of each partner or co-participant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the Missouri Ethics Commission; the name, address, and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned ten percent (10%) or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent (2%) or more of any class of outstanding stock, limited partnership units, or other equity interests;

   c) The name and address of each corporation for which such person served in the capacity of a director, officer, or receiver.

D. Filing of Reports. The Personal Financial Disclosure Statements shall be filed with the City Clerk and with the Missouri Ethics Commission prior to May 1 of each year. The reports shall be available for public inspection and copying during normal business hours.

E. When Filed. The financial interest statements shall be filed at the following times, but no person is required to file more than one (1) financial interest statement in any calendar year:

   1. Each person appointed to office shall file the statement within thirty (30) days of such appointment or employment;

   Every other person required to file a financial interest statement shall file the statement annually not later than May 1 of each year, and the statement shall cover the calendar year ending the immediately preceding December 31; provided that any member of the City Council may supplement the financial interest statement to report additional interests acquired after December 31 of the covered year until the date of filing of the financial interest statement.

Section 2. This Ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect for two years from stated date.

1st Reading this 20th day of November 2023

2nd Reading this 20th day of November 2023

3rd Reading, PASSED and APPROVED, this **27th day of November 2023**

Babatunde Deinbo, Mayor

ATTEST:

Deanna L. Jones, City Clerk

Approved as to Form:
Donnell Smith, City Attorney

Final Roll Call:

Councilwoman Verges	Aye X	Nay ___	Absent ___	Abstain ___
Councilwoman Williams	Aye X	Nay ___	Absent ___	Abstain ___
Councilman Hoskins	Aye X	Nay ___	Absent ___	Abstain ___
Councilwoman Anthony	Aye X	Nay ___	Absent ___	Abstain ___
Councilman Hindeleh	Aye X	Nay ___	Absent ___	Abstain ___
Councilwoman-at-Large Crawford-Graham	Aye X	Nay ___	Absent ___	Abstain ___
Mayor Deinbo	Aye X	Nay ___	Absent ___	Abstain ___