

BILL NO. 5213

ORDINANCE NO. 3390

SPONSOR: Cleeve

AN ORDINANCE ESTABLISHING A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN OFFICIALS.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PACIFIC, MISSOURI, AS FOLLOWS:

Section 1: Declaration of Policy

The proper operation of 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.

Section 2: Conflicts of Interest

a. All elected and appointed officials as well as employees of the City must comply with Section 105.454 of Missouri Revised Statutes on conflicts of interest as well as any other state law governing official conduct.

b. Any member of the governing body of the City who has a "substantial or private interest" in any measure, bill, order or ordinance proposed or pending before such governing body must disclose that interest to the secretary or clerk of such body and such disclosure shall be recorded in the appropriate journal of the governing body. Substantial or private interest is defined as ownership by the individual, spouse, or dependent children, whether singularly or collectively, directly or indirectly of, (1) 10% or more of any business entity; or (2) an interest having a value of \$10,000 or more; or (3) the receipt of a salary, gratuity, or other compensation or remuneration of \$5,000 or more, per year from any individual, partnership, organization or association within any calendar year.

Section 3: Disclosure Reports

Each elected official, the chief administrative officer, the chief purchasing officer, the full time general counsel and employees with rule-making authority shall disclose the following information by May 1 if any such transactions occurred during the previous calendar year.

a. 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 \$500, if any, that such person had with the city, other than compensation received as an

employee or payment of any tax, fee or penalty due to the City, and other than transfers for no consideration to the City.

b. The date and the identities of the parties to each transaction known to the person with a total value in excess of \$500, if any, that any business entity in which such person had a substantial interest, had with the City, other than payment of any tax, fee or penalty due to the City or transactions involving payment for providing utility service to the City, and other than transfers for no consideration to the City.

c. The chief administrative officer and the chief purchasing officer also shall disclose by May 1 for the previous calendar year the following information;

1) The name and address of each of the employers of such person from whom income of \$1,000 or more was received during the year covered by the statement;

2) The name and address of each sole proprietorship that such person owned; the name, address and the general nature of the business conducted of each general partnership and joint venture in which such person was a partner or participant; the name and address of each partner or coparticipant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the Secretary of State; the name, address and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned 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 2% or more of any class of outstanding stock, limited partnership units or other equity interests;

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

Section 4: Filing of Reports

a. The financial interest statements shall be filed at the following times, but no person is required to file more than one financial interest statement in any calendar year;

1) Every person required to file a financial interest statement shall file the statement annually not later than May 1 and the statement shall cover the calendar year ending immediately preceding December 31; provided that any member of the Board of Aldermen 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.

2) Each person appointed to office shall file the statement within 30 days of such appointment or employment;

b. Financial disclosure reports giving the financial information required in Section 3 shall be filed with the City and the Missouri Ethics Commission. The reports shall be available for public inspections and copying during the normal business hours.

Section 5: Filing of Ordinance

A certified copy of this ordinance, adopted prior to September 15, shall be sent to the Missouri Ethics Commission within 10 days of its adoption.

Section 6: Effective Date

This ordinance shall take effect and be in full force from and after its passage and approval and shall remain in effect for two years from the date of passage.

PASSED this 15 day of August, 2023. *Heather Filley*
Heather Filley, MAYOR

APPROVED this 15 day of August, 2023. *Heather Filley*
Heather Filley, MAYOR

ATTEST:

Kimberly Barfull
City Clerk

