

A BILL TO CREATE AN ORDINANCE ENTITLED:

"AN ORDINANCE TO RE-ADOPT SECTION 2-7 AND SECTION 2-8 OF THE CENTRALIA CITY CODE CONCERNING PROCEDURES FOR CERTAIN CITY OFFICIALS AND EMPLOYEES TO DISCLOSE CERTAIN FINANCIAL AND OTHER INTERESTS IN MATTERS AFFECTING THE CITY OF CENTRALIA, MISSOURI."

WHEREAS, the Board of Aldermen of the City of Centralia, Missouri on August 19, 1991 adopted Ordinance Number 1633, which in part established Section 2-7 and Section 2-8 of the Centralia City Code concerning procedures to disclose certain financial and other interests in matters affecting the City of Centralia, Missouri; and

WHEREAS, the Missouri Ethics Commission rendered an advisory opinion in July 1993 that for such financial disclosure ordinances to remain effective, they must be re-adopted by the city's board of aldermen each year by September 15th of each year; and

WHEREAS, the Board of Aldermen of the City of Centralia, Missouri on August 16, 1993 re-adopted without change Section 2-7 and Section 2-8 of the Centralia City Code in Ordinance No. 1747; and

WHEREAS, the Missouri General Assembly in 1994 amended Section 105.485, Revised Statutes of Missouri, effective in 1995, to require such financial disclosure ordinances to be re-adopted biennially (every two years) by September 15th by the city's board of aldermen; and

WHEREAS, the Board of Aldermen of the City of Centralia, Missouri has, when required since then, re-adopted Section 2-7 and Section 2-8 of the Centralia Code either without change or with amendments to conform to state law changes affecting said sections; and

WHEREAS, the Board of Aldermen of the City of Centralia, Missouri now again desires to re-adopt Section 2-7 and Section 2-8 of the Centralia City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CENTRALIA, MISSOURI, as follows:

SECTION 1. Section 2-7 and Section 2-8 of the Centralia City Code, as originally adopted in Ordinance Number 1633 and re-adopted in Ordinance Numbers 1747, 1805, 1865, 1969, 2081, 2163, 2253, 2367, 2476, 2581, 2646, 2731 and 2822 are hereby re-adopted as follows:

Section 2-7. FINANCIAL INTEREST STATEMENT; WHO SHALL FILE; WHEN; CONTENTS

A. The Mayor, each member of the Board of Aldermen, the City Collector, the City Clerk and the City Administrator and every candidate for the offices of mayor, alderman and city collector shall disclose in a written financial interest disclosure statement the following information, no later than the time specified in Subsection D of this section, if any such transactions were engaged in during the applicable time period:

1. For each such person, and all persons within the first degree of consanguinity or affinity of each 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 each 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; 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 each 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.

B. The City Administrator also shall disclose in a written financial interest disclosure statement the following

information for the previous calendar year, no later than the time specified in Subsection D of this section:

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

2. The name and address of each sole proprietorship that the City Administrator owned; the name, address and the general nature of the business conducted of each general partnership and joint venture in which the City Administrator 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 City Administrator 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 City Administrator owned two percent (2%) or more of any class of outstanding stock, limited partnership units or other equity interests; and

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

C. Any written financial interest disclosure statement required to be filed in this section shall be filed with both the City Clerk and the Missouri Ethics Commission. All statements that are filed shall be available for public inspection and copying during normal business hours. The City Clerk shall provide to a person filing as a candidate for mayor, alderman or city collector, at the time of filing, written notice of the candidate's obligation to file a financial interest disclosure statement pursuant to this section, and the candidate shall sign a statement acknowledging receipt of such notice.

D. Financial Interest Statements-Filed When.

1. The financial interest disclosure statements shall be filed with the City Clerk and the Missouri Ethics Commission at the following times, but no person is required to file a written financial interest disclosure statement more than once in any calendar year:

(a) Each person appointed to an office who is required to file a financial interest disclosure statement shall file the statement within thirty (30) days of such appointment, and the statement shall cover the calendar year ending the immediately preceding December thirty-first (31st).

(b) Each candidate for mayor, alderman and city collector shall file a financial interest disclosure statement no later than fourteen days after the close of filing, which is the eleventh (11th) Tuesday immediately preceding the general municipal election day on the first Tuesday after the first Monday of April. The statement shall cover the twelve months prior to the last day for filing for election.

(c) Every other person who is required to file a financial interest disclosure statement shall file the statement annually not later than the first (1st) day of May and the statement shall cover the calendar year ending the immediately preceding December thirty-first (31st); provided that the Mayor and any member of the board of aldermen may supplement his or her financial interest disclosure statement to report additional interests acquired after December thirty-first (31st) of the covered year until the date of filing of the financial interest disclosure statement.

2. The deadline for filing any financial interest disclosure statement required by this section shall be 5:00 p.m. of the last day designated for filing the statement. When the last day of filing falls on a Saturday or Sunday or on an official state holiday, the deadline for filing is extended to 5:00 p.m. on the next day which is not a Saturday or Sunday or official holiday. Any statement required within a specified time shall be deemed to be timely filed if it is postmarked not later than midnight of the day previous to the last day designated for filing the statement.

E. Any person required in this section to file a financial interest disclosure statement who fails to file such statement with the City Clerk and the Missouri Ethic Commission by the times required in Subsection D of this section shall, if such person receives any compensation or other remuneration from public funds for the person's services, not be paid such compensation or receive such remuneration until the person has filed with the City

Clerk and the Missouri Ethics Commission the required financial interest disclosure statement.

Section 2-8. INTEREST IN MEASURE, BILL, ORDER OF ORDINANCE TO BE RECORDED:  
FINANCIAL INTEREST STATEMENT

A. Any member of the Board of Aldermen, including the Mayor, who has a personal or private interest in any measure, bill, order or ordinance proposed or pending before the Board of Aldermen which results from a "substantial interest" in a "business entity," shall, before such official passes on the measure, bill, order or ordinance, file a written report of the nature of the interest with the City Clerk and such statement shall be recorded in the appropriate journal or other record of proceedings of the City.

B. Any member of the Board of Aldermen, including the Mayor, shall be deemed to have complied with the requirements of Subsection A of this section if such official has filed, at any time before the official passes on such measure, bill, order or ordinance, a financial disclosure statement pursuant to Section 2-7 which discloses the basis for the official's said substantial personal or private interest or interests that the official may have therein. Any such person may amend the person's financial interest disclosure statement to disclose any subsequently acquired substantial interest at any time before the person passes on any measure, bill, order or ordinance, and shall be relieved of the provisions of subsection A of this section.

SECTION 2. The City Clerk shall send a certified copy of this ordinance to the Missouri Ethics Commission within ten days of its adoption.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED this 21st day of August, 2017.

\_\_\_\_\_  
Mayor, Tim Grenke

ATTEST:

\_\_\_\_\_  
City Clerk, Heather Russell

This ordinance approved by the Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Mayor, Tim Grenke

ATTEST:

\_\_\_\_\_  
City Clerk, Heather Russell