BILL 2019-50

****** Second & Final ******

AGENDA ITEM

TO: Mayor and City Council

FROM: Shellie J. Blades, City Clerk

DATE: September 3, 2019

RE: Annual Disclosure for Potential Conflicts of Interest

Issue:
In 1991, the General Assembly adopted the ethics/personal disclosure law. This law affects municipalities with an annual operating budget in excess of $1,000,000. The City of Cameron's operating budget is well in excess of the minimum amount. The attached Bill meets the requirements for disclosure and must be adopted by September 15th.

Recommendation:
Staff recommends approval.

Bill 2019-50

AN ORDINANCE FOR THE CITY OF CAMERON, MISSOURI, TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN MUNICIPAL OFFICIALS

BE IT ENACTED by the Council of the City of Cameron, Missouri as follows:

Section 1. 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.

Section 2. Conflicts of Interest.

a. The Mayor or any member of the City Council, as well as employees of the City must comply with the conflict of interest statutes under Chapter 105 of the Missouri Revised Statutes as well as any other state law governing official conduct.
b. The Mayor or any member of the City Council who has a "substantial personal or private interest", in any measure, bill, order or ordinance proposed or pending before the City Council shall disclose that interest to the City Clerk, including the nature of his or her interest, and such disclosure shall be on the records of the City Council and shall disqualify himself or herself from council chambers during discussion and voting on any matters relating to this interest. Substantial personal or private interest is defined as ownership by the individual, his or her spouse, or his or her 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, candidate for elected office and the City Manager shall disclose the following information by May 1, or the appropriate deadline as referenced in Section 105.487 RSMo., if any such transactions were engaged in 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 five hundred dollars, 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

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the City, and other than transfers for no consideration to 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

b. 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, 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 City Manager also shall disclose by May 1, or the appropriate deadline as referenced in Section 105.487, RSMo., 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 one thousand dollars or more was received during the year covered by the statement;
    2. The name and address of each sole proprietorship that he owned; the name, address and 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 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 ten percent 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 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 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 the immediately preceding December 31; provided that any member of the City Council may supplement the financial interest statement to report additional interest 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 thirty days of such appointment or employment covering the calendar year ending the previous December 31;

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3. Every candidate required to file a person financial disclosure statement shall file no later than fourteen days after the close of filing at which the candidate seeks nomination or election or nomination by caucus. The time period of this statement shall cover the twelve months prior to the closing date of filing for candidacy.

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

Section 5. Filing or Ordinance. A certified copy of this Ordinance, adopted prior to September 15th, shall be sent within ten days of its adoption to the Missouri Ethics Commission.

Section 6. Effective Date. This ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the City Council.

Passed and approved on first reading this 19th day of August 2019.
Passed and approved on second & final reading this 3rd day of September 2019.

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Mayor Darlene Breckenridge

ATTEST:

_____
City Clerk

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