

AN ORDINANCE OF THE CITY OF VALLEY PARK, MISSOURI AMENDING
CHAPTER 120 OF THE MUNICIPAL CODE OF THE CITY OF VALLEY PARK
PERTAINING TO CONFLICTS OF INTEREST

WHEREAS, the City of Valley Park believes its elected and appointed officials should commit to the highest standards regarding disclosure of real or potential conflicts of interest; and

WHEREAS, Chapter 120 of the Municipal Code of the City of Valley Park discusses and describes the requirements for disclosing real and potential conflicts of interest for elected and certain appointed officials; and

WHEREAS, from time to time, the City of Valley Park reaffirms its commitment to these requirements by reapproving Chapter 120.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the City of Valley Park, Missouri as follows:

Section One: Chapter 120 of the Municipal Code of the City of Valley Park is hereby repealed in its entirety and replaced with the following language:

Chapter 120 Conflicts of Interest

Section 120.010 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 120.020 Conflicts of Interest

- A. All elected and appointed officials as well as employees of a political subdivision must comply with Section 105.454, RSMo., on conflicts of interest as well as any other State law governing official conduct.
- B. Any member of the Board of Aldermen who has a “substantial or private interest” in any measure, bill, order, or ordinance proposed or pending before the Board of Aldermen must disclose that interest to the City Clerk or City Administrator and such disclosure shall be recorded in the minutes of the Board of Aldermen. "Substantial or private interest" is defined as ownership by the individual, his/her spouse, or his/her dependent children, whether singularly or collectively, directly or indirectly of:

1. Ten percent or more of any business entity; or
2. An interest having a value of ten thousand dollars or more; or
3. The receipt of a salary, gratuity, or other compensation or remuneration of five thousand dollars or more per year from any individual, partnership, organization, or association within any calendar year.

Section 120.030 Disclosure Reports

A. Each elected official, candidate for elective office, the City Administrator, the Chief Purchasing Officer (if not the City Administrator), and the City Attorney (if employed full-time) shall disclose, in writing, the following information by May 1st, or the appropriate deadline as referenced in Section 105.487, RSMo., if any such transactions occurred 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, 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.
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, 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 Administrator, the Chief Purchasing Officer (if not the City Administrator), and candidates for either of these positions also shall disclose, in writing, by May 1st, or the appropriate deadline as referenced in Section 105.487, RSMo., the following information for the previous calendar year:
 - a. 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;
 - b. The name and address of each sole proprietorship that he/she owned; the name, address and the general nature of the business conducted of each general partnership and joint venture in which he/she 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;

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

Section 120.040 Filing of Ordinance

A certified copy of the ordinance shall be sent to the Missouri Ethics Commission within ten days of its adoption.

Section 120.050 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 1st, and the statement shall cover the calendar year ending the immediately preceding December 31st; provided that any member of the Board may supplement the financial interest statement to report additional interests acquired after December 31st 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 31st.
 - 3. Every candidate required to file a personal 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 Chapter 120 shall be filed with the City of Valley Park and with the Missouri Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.
- C. Failure to file a personal financial statement by the close of business on the twenty-first day after the last day for filing for election for which the person is a candidate shall disqualify the candidate, and the clerk or election official shall remove the candidate's name from the ballot in conformance with Section 105.492.2., RSMo.

Section Two: It is hereby declared to be the intention of the Board of Aldermen that each and every part, section, and subsection of this ordinance shall be separate and severable from each and every other part, section, and subsection hereof and that the Board of Aldermen intends to adopt each said part, section, and subsection separately and independently of any other part, section, and subsection. In the event that any part of this ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections, and subsections shall be and remain in full force and effect.

Section Three: Typographical errors and other matters of a similar nature that do not affect the intent of this ordinance, as determined by the City Administrator and City Attorney, may be corrected with the endorsement of the City Administrator or City Attorney without the need to present the ordinance back before the Board of Aldermen.

Section Four: This ordinance shall take full effect and be in full force upon its passage by the Board of Aldermen and Approval of the Mayor of the City of Valley Park.

Read two times and passed as read this 21st day of August 2023.

VOTES CAST:

To Approve Bill No. 2023-15

Motion:	<u>HALKER</u>		Second:	<u>WALKER</u>	
	Yes	No		Yes	No
Reynolds	<u>X</u>	---	Young	<u>X</u>	---
Rose	<u>X</u>	---	Walker	<u>X</u>	---
Bowen	<u>X</u>	---	White	<u>X</u>	---
Halker	<u>X</u>	---	Braswell	<u>X</u>	---

Absent: _____

Approved this 21st day of August 2023.


Chandra Webster
Mayor

ATTEST:

Nathan Schauf
City Administrator