

MCDONALD COUNTY ETHICS RESOLUTION

A RESOLUTION OF MCDONALD COUNTY MISSOURI, TO ESTABLISH A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS OF CERTAIN OFFICIALS.

BE IT RESOLVED BY THE COUNTY COMMISSION OF MCDONALD COUNTY, MISSOURI, AS FOLLOWS :

Section 1: Declaration of Policy. The proper operation of government requires that public officials and employees be independent, impartial, responsible to the people; that government decisions and policy be made in the proper channels of the governmental structure; that public resources not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, the commission hereby established a procedure for disclosure by certain officials and employees of private financial or other interest in matters affecting the county.

Section 2: Conflicts of Interest.

a. All elected and appointed officials as well as employees of a political subdivision must comply with section 105.454 of Missouri Revised Statutes on conflicts of interest as well as any other statute governing official conduct.

b. Any member of the governing body of a political subdivision who has a "substantial personal or private interest" in a measure, bill, order or ordinance proposed or pending before the governing body and such disclosure shall be recorded in the appropriate journal of the governing body. Substantial personal or private interest is defined as ownership by the individual, his spouse, or his dependent children, whether singularly or collectively, directly or indirectly: (1) 10% or more of any business entity; or (2) an interest having a value of \$10,000.00 or more; or (3) the receipt of a salary, gratuity, or compensation or remuneration of \$5,000.00 or more, per year from an individual, partnership, organization, or association within any calendar year.

Section 3. Disclosure Reports. Each elected official, the administrative officer, the chief purchasing officer, the full-time general counsel, and officials or employees authorized to promulgate or vote on rules and regulations with the force of law 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 one 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.

b. The date and the identities of the parties to each transaction known to the person with a total value in excess of one hundred dollars, if any, that any business entity in which such person has a substantial interest, had with the political subdivision, other than payment of any tax, fee or penalty due to the political subdivision.

transactions involving payment for providing utility service to the political subdivision, and other than transfers for no consideration to the political subdivision.

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 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 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 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 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 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 the immediately preceding December 31; provided that any official may supplement their 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 an office provided for in Section 3 shall file the statement within thirty days of such appointment or employment;

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

Section 5. Filing of Ordinance. A certified copy of this ordinance resolution, 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 ammended or repealed by the County Commission.

Louis Moneymaker
Louis Moneymaker
Presiding Commissioner

9/9/93
Date

Troy Henson
Troy Henson
Eastern Commissioner

9/9/93
Date

Henry Smith
Henry Smith
Western Commissioner

9/9/93
Date

Gene Hall
Attest: Gene Hall
McDonald County Clerk

9-9-93
Date