

**Town of Greene
Chenango Co., New York**

Code of Ethics and Board of Ethics

Local Law No. of

Adopted 8/12/1970

A resolution relating to a Code of Ethics and a Board of Ethics for the Town of Greene.

RESOLVED, be it enacted by the Town Board of the Town of Greene as follows:

**Article I
SECTION I
INTENT OF TOWN BOARD**

Statement of legislative intent: The Town Board of the Town of Greene recognizes that there are state statutory provisions mandating towns to establish rules and standards of ethical conduct for public officers and employees which, if observed, can enhance public confidence in local government. In the light of a tendency today on the part of some people to down-grade our local governments and to discredit our public servants and our free institutions generally, it appears necessary that every effort be made to assure the highest caliber of public administration of this Town as part of our state's important system of local government. It is the purpose of this resolution to implement this objective through the establishment of standards of conduct, to provide the punishment of violation of such standards and to create a Board of Ethics to render advisory opinions to the Town's officers and employees as provided for herein.

**Section II
Standards, Prohibited Acts and Procedures**

The standards, prohibited acts and procedures established herein are in addition to any prohibited acts, conflicts of interest provisions or procedures prescribed by statute of the State of New York and also in addition to common law rules and judicial decisions relating the conduct of town officers to the extent that the same are more severe in their application than this resolution.

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Article II
Code of Ethics

Section I
Definitions

- A. **Town**: As used in this resolution, the term "Town" shall mean any board, commission, district, council or other agency, department or unit of the government of the Town of Greene.
- B. **Town employee**: Shall mean any officer or employee of the Town of Greene whether paid or unpaid, whether serving in a full-time, part-time or advisory capacity.

Section II
Conflicts of Interest

Rule with respect to conflicts of interest: No Town employee shall have any interest, financial or otherwise, direct or indirect, or engage in any business or transaction or professional activity or incur any obligation of any nature, which is in substantial conflict with the proper discharge of their duties in the public interest.

Section III
Standards

- A. No Town employee shall accept other employment which will impair their independence of judgment in the exercise of their official duties.
- B. No town employee shall accept employment or engage in any business or professional activity which will require them to disclose confidential information which they have gained by reason of their official position or authority.
- C. No town employee shall use or attempt to use their official position to secure unwarranted privileges or exemptions for themselves or others.
- D. No Town employee shall engage in any transaction as representative or agent of the Town with any business entity in which they have a direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of their official duties.
- E. A Town employee shall not by their conduct give reasonable basis for the impression that any person can improperly influence them or unduly enjoy their favor in the performance of their official duties, or that they are affected by, the kinship, rank, position or influence of any party or person.
- F. Each Town employee shall abstain from making personal investments in enterprises which they have reason to believe may be directly involved in decisions to be made by them or which will otherwise create substantial

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conflict between their duty in the public interest and their private interest.

- G. Each Town employee shall endeavor to pursue a course of conduct which will not raise suspicion among the public that they are likely to be engaged in acts that are in violation of their trust.
- H. No Town employee employed on a full-time basis nor any firm or association of which such employee is a member nor corporation a substantial portion of the stock of which is owned or controlled directly or indirectly by such employee, shall sell goods or services to any person, firm, corporation or association, which is licensed or whose rates are fixed by the Town in which such employee serves or is employed.

Section IV
Violations

In addition to any penalty contained in any other provision of law, any such Town employee who shall knowingly and intentionally violate any of the provisions of this resolution may be fined, suspended or removed from office or employment in the manner provided by law.

Article III
Board of Ethics

Section I

There is hereby established a Board of Ethics consisting of three (3) members to be appointed by the Town Board, all of whom reside in the Town of Greene and who shall serve without compensation and at the pleasure of the Town Board of the Town of Greene. A majority of such members shall be persons other than town employees but shall include at least one member who is an elected or appointed town employee of the Town of Greene.

Section II

The Board of Ethics established hereunder shall render advisory opinions to Town employees on written request and upon request of the Town Board make recommendations to such Town Board as to any amendments to this resolution. The opinions of the Board of Ethics shall be advisory and confidential and in no event shall the identity of the Town employee be disclosed except to authorized persons and agencies. Such opinions shall be on the advice of counsel employed by the Board of Ethics, or if none, of the Town Attorney.

Section III

Such Board of Ethics upon its formation shall promulgate its own rules and regulations as to its form and procedures and shall maintain appropriate records of its opinions and proceedings.

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Article IV
Administration

Section I

Upon the adoption of this resolution, the Town Supervisor shall cause a copy thereof to be distributed to every Town employee of this Town. Failure to distribute any such copy or failure of any Town employee to receive such copy shall have no effect on the duty of compliance with this code, nor the enforcement of provisions hereof. The Town Supervisor shall further cause a copy of this resolution to be kept posted conspicuously in each public building under the jurisdiction of the Town. Failure to so post this resolution shall have no effect on the duty of compliance herewith, nor the enforcement of provisions hereof.

Section II

Within thirty (30) days of the adoption of this resolution, the Town Clerk shall file a copy thereof in the Office of the State Comptroller.

Section III

The Town Board may appropriate moneys from the General Town Funds for the maintenance of and for personnel services to the Board of Ethics established hereunder, but such Board of Ethics may not commit the expenditure of Town moneys except within the appropriations provided herein.

Article V
Severability Clause

Section I

If any clause, sentence, paragraph, section or part of this resolution shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Article VI
Effective Date

Section I

This resolution shall take effect immediately.



