

Local Law Filing

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Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate no matter

County
City of **TOWN OF CAZENOVIA**
Town
Village

Local Law No.....1..... of the year 2009

A Local Law..... **A LOCAL LAW TO AMEND THE CODE OF ETHICS IN THE TOWN OF CAZENOVIA**

Be it enacted by the **TOWN BOARD** of the

County
City of..... **TOWN OF CAZENOVIA** as follows:
Town
Village

Be it enacted by the Town Board of the Town of Cazenovia as follows:

SECTION 1. CODE OF ETHICS

The Town Code of the Town of Cazenovia is hereby amended by deleting Article I and Article II of Chapter 16 in their entirety and replacing them as follows:

**“Chapter 16
ETHICS, CODE OF**

**ARTICLE I
General Provisions**

§ 16-1. Policy Statement.

Pursuant to the provisions of Section 806 of the General Municipal Law which mandates the adoption of a Code of Ethics by each town government, the Town Board of the Town of Cazenovia recognizes that there are rules of ethical conduct for public officers and employees which must be observed if a high degree of moral conduct is to be obtained and if public confidence is to be maintained in our unit of local government. It is the purpose of this local law to promulgate these rules of ethical conduct for the

officers and employees of the Town of Cazenovia. These rules shall serve as a guide for official conduct of the officers and employees of the Town of Cazenovia. The rules of ethical conduct of this local law as adopted, shall not conflict with, but shall be in addition to any prohibition of article eighteen of the general municipal law or any other general or special law relating to ethical conduct and interest in contracts of municipal officers and employees.

ARTICLE II Code of Ethics

§ 16-2. Definitions.

For the purpose of the Town of Cazenovia's Code of Ethics, the following terms shall have the meanings indicated:

MUNICIPAL OFFICER OR EMPLOYEE - An officer or employee of the Town of Cazenovia, whether paid or unpaid, including members of any administrative board, commissions or other agency thereof. No person will be deemed to be a municipal officer or employee solely by reason of being a volunteer fireman or civil defense volunteer.

INTEREST - A pecuniary or material benefit accruing to a municipal officer or employee as a result of a contract with the municipality which such officer or employee serves. A municipal officer or employee shall be deemed to have an interest in the contract of:

- His or her spouse, minor children and dependents, except a contract of employment with the municipality which such officer or employee serves.
- A firm, partnership or association of which such officer or employee is a member or employee.
- A corporation of which such officer or employee is an officer director or employee.
- A corporation, any stock of which is owned or controlled directly or indirectly by such officer or employee.

§ 16-3. Conflicts of Interest.

No Town of Cazenovia officer or employee shall have any interest financial or otherwise, direct or indirect, or engage in any business transaction or professional activity or incur any obligation of any nature which is in substantial conflict with the proper discharge or his or her duties in the public interest.

§ 16-4. Standards of Conduct.

Every officer or employee of the Town of Cazenovia shall be subject to, and must abide by, the following standards of conduct:

- A. No Town employee shall accept other employment which will impair his or her independence of judgment in the exercise of his or her official duties.
- B. No Town employee shall accept employment or engage in any business or professional activity which will require him to disclose confidential information which he has gained by reason of his or her official position or authority.
- C. No Town employee shall use or attempt to use his or her official position to secure unwarranted privileges or exemptions for himself or others.
- D. No Town employee shall engage in any transaction as representative or agent of the Town with any business entity in which he has a direct or indirect financial interest that may reasonably conflict with the proper discharge of his or her official duties.
- E. A Town employee may not imply or express that any person can improperly influence him/her or unduly enjoy his or her favor in the performance of his or her official duties.
- F. Each Town employee shall abstain from making personal investments in enterprises which he has reason to believe may be directly involved in decisions to be made by him or which will otherwise create substantial conflict between his or her duty in the public interest and his or her private interest.
- G. Each Town employee shall endeavor to pursue a course of conduct which will not raise suspicion among the public that he or she is likely to be engaged in acts that are in violation of his or her 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 who or which is licensed or whose rates are fixed by the Town in which such employee serves or is employed.
- I. Each Town employee shall, to the extent that he is cognizant thereof, disclose any interest he or she may have in legislation before the Town Board.
- J. No Town employee within two years after the termination of his or her service or employment with the Town shall accept employment which will involve contacts

with the Town which can work to his or her special advantage by virtue of his or her prior contact and relationship with the Town.

- K. An officer or employee may not directly or indirectly solicit any gift or accept or receive any gift having more than nominal value, whether in the form of money, services, loan, travel, entertainment, hospitality, thing or promise or any other form, under circumstances in which it could reasonably be inferred that such gift was intended to influence the officer or employee, or could reasonably be expected to influence the officer or employee, in the performance of official duties or was intended as a reward for any official action on the officer's or employee's part;

§ 16-5. Penalties for Offenses

- A. Nothing herein shall be deemed to bar or prevent the timely filing by a present or former municipal officer or employee of any claim, account, demand or suit against the Town of Cazenovia, or any agency thereof on behalf of the officer or employee or any member of his or her family arising out of any personal injury or property damage or for any lawful benefit authorized or permitted by law.
- B. In addition to any penalty contained in any other provision of law, any person who shall knowingly and intentionally violate any of the provisions of this code may be fined, suspended or removed from office or employment, as the case may be, in the manner provided by law.

§ 16-6. Reserved.”

SECTION 2. EFFECTIVE DATE

This Local Law shall be effective upon filing with the office of the Secretary of State.

