

BOARD OF ETHICS

T O W N O F M O N T O U R

A Resolution establishing a board of ethics.

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

Section 1. There is hereby established a board of ethics consisting of _____ members to be appointed by the Town Board and who shall ^(at least three) serve without compensation and at the pleasure of the Town Board. A majority of such members shall be persons other than officers or employees of the Town of Montour, but shall include at least one member who is an elected or appointed officer or employee of the Town of Montour.

Section 2. The board of ethics shall have the powers and duties prescribed by article eighteen of the general municipal law and shall render advisory opinions to the officers and employees of the Town of Montour with respect to article eighteen of the general municipal law and any code of ethics adopted pursuant to such article, under such rules and regulations as the board may prescribe. In addition, the board may make recommendations with respect to the drafting and adoption of a code of ethics or amendments thereto upon request of the Town Board.

Section 3. This Resolution shall take effect upon filing as provided in section twenty-seven of the general municipal law.

TOWN OF MONTOUR

RESOLUTION NO.

of the year 1970.

A Resolution relating to a code of ethics establishing a standard of conduct for officers and employees of the Town of Montour.

Be it resolved by the Town Board of the Town of Montour as follows:

Section 1

Pursuant to the provisions of section eight hundred six of the General Municipal Law, the Town Board of the Town of Montour 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 Resolution to promulgate these rules for ethical conduct for the officers and employees of the Town of Montour. These rules shall serve as a guide for official conduct of the officers and employees of the Town of Montour. These rules of ethical conduct of this Resolution 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.

Section 2 CODE OF ETHICS

A. DEFINITIONS. 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 Montour.

The term "Town" shall mean any officer or employee of the Town of Montour whether paid or unpaid, whether serving in a full-time, part-time or advisory capacity.

B. 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 his duties in the public interest.

Section 3

STANDARDS OF CONDUCT. Every officer or employee of the Town of Montour shall be subject to and abide by the following standards of conduct.

A. GIFTS. He shall not directly or indirectly, solicit any gift; or accept or receive any gift having a value of twenty-five dollars or more, whether in the form of money, services, travel, entertainment, hospitality, thing or promise, or any other form, under circumstances in which it could reasonably be inferred that the gift was intended to influence him, or could reasonably be expected to influence him, in the performance of his official duties or was intended as a reward for any official action on his part.

B. CONFIDENTIAL INFORMATION. He shall not disclose confidential information acquired by him in the course of his official duties or use such information to further his personal interest.

C. REPRESENTATION BEFORE ONE'S OWN AGENCY. He shall not receive, or enter into any agreement, express or implied, for compensation for services to be rendered in relation to any matter before any municipal agency of which he is an officer, member, or employee or of any municipal agency over which he has jurisdiction or to which he has the power to appoint any member, officer or employee.

D. REPRESENTATION BEFORE ANY AGENCY FOR A CONTINGENT FEE. He shall not receive or enter into any agreement, express or implied for compensation for services to be rendered in relation to any matter before any agency of his municipality, whereby his compensation is to be dependent or contingent upon any action by such agency with respect to such matter, provided that this paragraph shall not prohibit the fixing at any time of fees based upon the reasonable value of the services rendered.

E. DISCLOSURE OF INTEREST IN LEGISLATION. To the extent that he knows thereof, a member of the Board of Supervisors or any officer or employee of the Town of Montour, whether paid or unpaid, who participates in the discussion or gives official opinion to the Board of Supervisors on any legislation before the Board of Supervisors shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he has in such legislation.

F. INVESTMENTS IN CONFLICT WITH OFFICIAL DUTIES. He shall not invest or hold any investment directly or indirectly in any financial, business, commercial or other private transaction, which creates a conflict with his official duties.

G. PRIVATE EMPLOYMENT. He shall not engage in, solicit, negotiate for or promise to accept private employment or render services for private interests when such employment or service creates a conflict with or impairs the proper discharge of his official duties.

H. FUTURE EMPLOYMENT. He shall not after the termination of service or employment with such municipality, appear before any board or agency of the Town of Montour in relation to any case, proceeding or application in which he personally participated during the period of his service or employment or which was under his active consideration.

Section 4

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 Montour, or any agency thereof on behalf of himself or any member of his family arising out of any personal injury or property damage or for any lawful benefit authorized or permitted by law.

Section 5

DISTRIBUTION OF CODE OF ETHICS. The Supervisor of the Town of Montour shall cause a copy of this code of ethics to be distributed to every officer and employee of the Town within forty-five (45) days after the effective date of this Resolution. Each officer and employee elected or appointed thereafter shall be furnished a copy before entering upon the duties of his office or employment.

Section 6

PENALTIES. 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.

Section 7.

EFFECTIVE DATE. This Resolution shall take effect immediately
