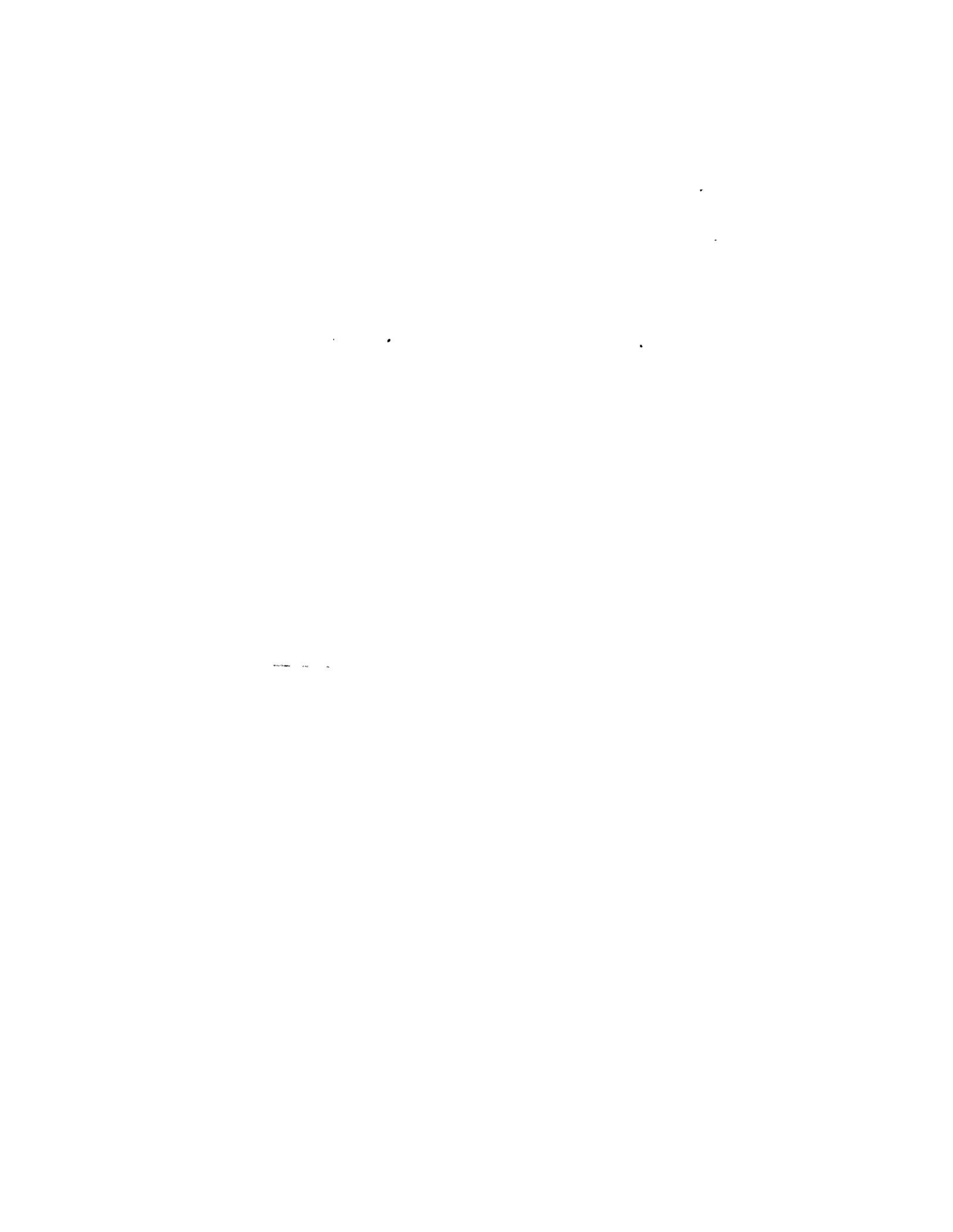


**CITY OF HORNELL.
CODE OF ETHICS
FOR OFFICERS
AND EMPLOYEES**

*Adopted Feb. 12, 2007 by the
Common Council of the City of Hornell.*



appointed, thereafter will receive a copy before beginning the duties of office or employment.

§44-6. Penalties.

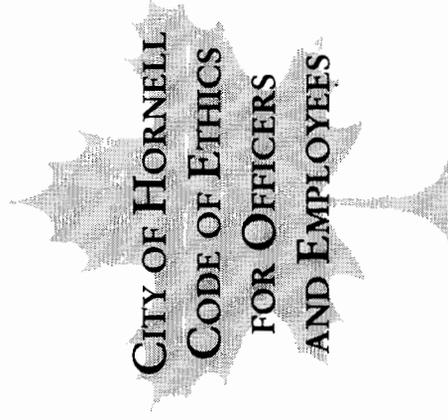
In addition to any penalty contained in any other provision of law, any person who knowingly and intentionally violates any of the provisions of this Code may be fined, suspended, or removed from office or employment, in the manner provided by law.

§44-7. Effective date.

This ordinance amendment shall take effect immediately.

§44-8. Amendment of original.

This ordinance amends the Code of Ethics adopted Sept. 27, 1971, by the Common Council of the City of Hornell.



*Adopted Feb. 12, 2007 by the
Common Council of the City of Hornell.*

§ 44-1. Findings; purpose; conflicts with other provisions.

Section 1. The Common Council of the City of Hornell, in compliance with Section 806 of the New York State General Municipal Law, recognizes that public officers and employees must observe rules of ethical conduct to ensure a high degree of moral conduct and maintain public confidence. It is the purpose of this ordinance to establish these rules of ethical conduct for all City of Hornell officers and employees. Furthermore, these rules will serve as a guide for official conduct for all city officers and employees. The rules in this ordinance are in addition to any probation of Article 18 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.

case, proceeding or application in which the former officer/employee personally participated, or was under active consideration, during the period of service or employment.

§44-4. Claims against city by employees

Nothing in this ordinance bars or prevents the timely filing by a present or former City officer or employee of any claim, account, demand or lawsuit against the City of Hornell, or any City agency on behalf of the officer/employee or family member, arising out of any personal injury or property damage or for any lawful benefit authorized or permitted by law.

§44-5. Distribution of code.

A copy of this Code of Ethics will be distributed to every City officer and employee within 60 days after the effective date of this ordinance. Each officer and employee, elected or

any direct or indirect financial or other private interest the officer/employee has in such legislation, to the extent known thereof.

F. Investments in conflict with official duties. The officer/employee shall not invest or hold investment directly or indirectly in any financial business, commercial, or other private transaction, which conflicts with official duties.

G. Private employment. The officer/employee shall not engage in, solicit, negotiate for, or promise to accept private employment or render services for private interests, when that creates a conflict with official duties, or impairs the proper discharge of official duties.

H. Future employment. After ending service or employment with the City of Hornell, a former officer/employee shall not appear before any City board or agency regarding any

§44-2. Definitions

As used in this chapter, the following terms shall have the meanings indicated:

MUNICIPAL OFFICER

OR EMPLOYEE – An officer or employee of the City of Hornell, paid or unpaid, including members of all administrative board, commission, or agency. No person shall be deemed to be a municipal officer or employee solely because of being a volunteer firefighter or Civil Defense volunteer, except a chief engineer or assistant chief engineer.

INTEREST – A financial or material benefit accumulated by a municipal officer unless the context otherwise requires.

§44-3. Standards of Conduct.

Every officer or employee of the City of Hornell shall be subject to and abide by the following standards of conduct:

A. Gifts. The officer/employee shall not directly or indirectly solicit any gifts, or accept or receive any gift with a value of \$25.00 or more whether in the form of money, services, loan, travel, entertainment, hospitality, thing or promise, or any other form, under circumstances in which it could be reasonably inferred that the gift was intended to influence the officer/employee in the performance of duties, or was intended as a reward for any official action.

B. Confidential information. The officer/employee shall not disclose confidential information acquired in the course of official duties, nor use such information to further personal interest.

C. Representation before one's own agency. The officer/employee shall not receive compensation – nor enter into any agreement, expressed or implied – for services rendered as regards any matter before any City

agency served by the officer/employee or any City agency over which the officer/employee has jurisdiction or the power of appointment.

D. Representation before any agency for a contingent fee. The officer/employee shall not receive compensation – nor enter into any agreement, expressed or implied – for services rendered as regards to any matter before any agency of the City of Hornell, whereby the compensation is contingent upon any action by a City agency. This does not prohibit setting fees based upon the reasonable value of services rendered.

E. Disclosure of interest in legislation. Any officer/employee of the City of Hornell, paid or unpaid, who participates in the discussion or gives official opinion to the Common Council on any legislation before the Council, shall publicly disclose on the official record the nature and extent of