

Adopted 6/16/2014

LOCAL LAW 14 OF 2014

AMENDING THE CODE OF ETHICS OF THE VILLAGE OF IRVINGTON

Be it enacted by the Board of the Trustees of the Village of Irvington that Chapter 27 (Code of Ethics) of the Code of the Village of Irvington is hereby amended as follows:

Section 1: Subsection A of § 27-3 (Conflicts of interest of Village officers and employees) is hereby amended to read as follows (deleted language ~~stricken~~; new language in *italics*):

A. *Provisions applicable to all Village officers and employees.* No Village officer or employee shall:

- ~~(1) Act as an attorney, agent, broker, employee, consultant or representative for any person in connection with any business-dealing that person has with the Village.~~
- (1) Directly or indirectly solicit, accept or agree to accept any gift from any person, other than a family member, who the Village officer or employee knows is considering, has or, within the previous 12 months, has had any business dealing with the Village that involves any discretionary act by the Village officer or employee. However, a Village officer or employee may accept from such person a gift or gifts which would otherwise be prohibited by the preceding sentence and which are customary on family, social, holiday or civic occasions, provided that they were not received under circumstances in which it reasonably might be inferred that such gift or gifts were intended to influence the Village officer or employee in the performance of his or her official duties or reward him or her for any official action. A "gift" shall include money, services, loan, travel, entertainment, hospitality, thing or promise thereof, or any other gratuity or promise thereof, including any financial transaction on terms not available to the general public, but shall not include a campaign contribution.
- (2) Take or refrain from taking any discretionary action, or agree to take or refrain from taking any discretionary action, or induce or attempt to induce any other Village officer or employee to take or refrain from taking any discretionary action, on any matter before the Village in order to obtain a pecuniary or material benefit for:

- (a) Himself or herself.
 - (b) A family member.
 - (c) Any partnership or unincorporated association of which the Village officer or employee is a member or employee or in which he or she has a proprietary interest.
 - (d) Any corporation of which the Village officer or employee is an officer or director or of which he or she legally or beneficially owns or controls more than 5% of the outstanding stock.
 - (e) Any person with whom the Village officer or employee or his or her family member has an employment, professional, business or financial relationship.
 - (f) Any person from whom the Village officer or employee, or his or her spouse, has received, within any twelve-month period during the previous 24 months, a pecuniary or material benefit having an aggregate value greater than \$2,000.
- (3) Appear before the ~~Village~~ *board, committee, agency, or commission of which (s)he is a member*, except on behalf of the Village or on his or her own behalf.
 - (4) Appear as attorney or counsel against the interests of the Village in any matter in which the Village is a party or a complainant.
 - (5) Except where such disclosure is authorized by law, disclose during his or her office *or employment* with the Village or thereafter, any confidential information acquired in the course of his or her official duties or use any such information to advance the financial or other private interest of himself or herself or any other person.
 - (6) After termination of his or her term of office or employment with the Village, appear before the Village, or receive compensation for services rendered on behalf of any person other than the Village, in relation to any particular matter upon which he or she took any action or that came before him or her during his or her term of office or employment with the Village.

- (7) During his or her term of office or employment with the Village, solicit, negotiate for or accept any employment from which he or she would be disqualified under Subsection A(6).

B. Provisions applicable to members of the Board of Trustees, Zoning Board of Appeals, Planning Board, Board of Architectural Review, Environmental Conservation Board, and Tree Preservation Commission, and to paid employees. In addition to the provisions of Subsection A, no member of the Board of Trustees, Zoning Board of Appeals, Planning Board, Board of Architectural Review, Environmental Conservation Board, Tree Preservation Commission or a paid Village employee shall:

- (1) Act as an attorney, agent, broker, employee, consultant or representative for any person in connection with any business dealing that person has with the Village.
- (2) Appear before the Village, except on behalf of the Village or on his or her own behalf.

Section 2: Subsections B through G of § 27-3 are redesignated C through H, respectively.

Section 3: All ordinances, local laws, and parts thereof inconsistent with this local law are hereby repealed.

Section 4: This local law shall take effect upon filing with the Secretary of State.