

Summary
Board Bill Number 20
As Amended
Introduced by: President Lewis Reed
May 7, 2021

The proposed bill repeals **Ordinance 71025**, which establishes the City's policy for disclosing and reporting conflicts of interests and substantial personal interests by elected officials and certain City officers, and reestablishes and reaffirms said policy. Sections 105.483(11) and 105.485, 4 Revised Statutes of Missouri require that elected officials and certain officers file a personal financial interest statement. Section 105.485, 4 Revised Statutes of Missouri requires political subdivisions, such as the City, to establish a policy for disclosing potential conflicts of interest and substantial interests by ordinance on a biennial basis.

BOARD BILL NUMBER 20 AS AMENDED INTRODUCED BY: PRESIDENT LEWIS REED/ ALDERMAN JOHN COLLINS-MUHAMMAD

1 An ordinance repealing **Ordinance 71025** concerning the establishment a policy for the
2 disclosure of potential conflicts of interest and substantial personal interests, and the reporting
3 of certain personal financial interests as required under Section 105.483(11) Revised Statutes
4 of Missouri, and in lieu thereof enacting a new ordinance reestablishing and affirming said
5 policies as required under Section 105.483(11), and containing an emergency clause.

6 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

7 **SECTION ONE.** Declaration of Policy.

8 The proper operation of municipal government requires that public officials and employees be
9 independent, impartial and responsible to the people; that government decisions and policy be
10 made in the proper channels of the governmental structure; that public office not be used for
11 personal gain; and that the public have confidence in the integrity of its government. In
12 recognition of these goals, there is hereby established a procedure for disclosure by certain
13 officials and employees of private financial or other interests in matters affecting the city.

14 **SECTION TWO.** Ordinance 71025 Repealed. **Ordinance 71025** concerning the
15 establishment a policy for the disclosure of potential conflicts of interest and substantial
16 personal interests, and the reporting of certain personal financial interests as required under
17 Section 105.483(11) Revised Statutes of Missouri, and in lieu thereof enacting a new ordinance
18 reestablishing and affirming said policies as required under Section 105.483(11) is hereby
19 repealed.

1 **SECTION THREE.** Conflicts of Interest.

2 A. All elected and appointed officials as well as employees of a political subdivision must
3 comply with section 105.454 Revised Statutes of Missouri on conflicts of interest as well as
4 any other state law governing official conduct.

5 B. Any member of the board of aldermen who has a "substantial or private interest" in any
6 measure, bill, order or ordinance proposed or pending before such governing body must
7 disclose that interest to the clerk of the Board and such disclosure shall be recorded in the
8 Journal of the Board of Aldermen. Substantial or private interest is defined as ownership by the
9 individual, his spouse, or their dependent children, whether singularly or collectively, directly
10 or indirectly of:

- 11 1. Ten percent (10 percent) or more of any business entity; or
- 12 2. An interest having a value of \$10,000 or more; or
- 13 3. The receipt of a salary, gratuity, or other compensation or remuneration of \$5,000 or
14 more, per year from any individual, partnership, organization, or association within
15 any calendar year.

16 **SECTION FOUR.** Personal Financial Disclosure Reports.

17 A. Each elected official, candidate for elective office, the mayor, the supply commissioner,
18 and the city counselor shall disclose the following information by May 1st, or the appropriate

1 deadline as referenced in Section 105.487 Missouri Revised Statutes if any such transactions
2 were engaged in during the previous calendar year:

3 1. For such person, and all persons within the first degree of consanguinity or
4 affinity of such person, the date and the identities of the parties to each transaction
5 with a total value in excess of \$500.00, if any, that such person had with the political
6 subdivision, other than compensation received as an employee or payment of any tax,
7 fee or penalty due to the political subdivision, and other than transfers for no
8 consideration to the political subdivision.

9 2. The date and the identities of the parties to each transaction known to the person
10 with a total value in excess of \$500.00, if any, that any business entity in which
11 such person had a substantial interest, had with the political subdivision, other than
12 payment of any tax, fee or penalty due to the political subdivision or transactions
13 involving payment for providing utility service to the political subdivision, and other
14 than transfers for no consideration to the political subdivision.

15 3. The mayor and the supply commissioner also shall disclose by May 1, or the
16 appropriate deadline as referenced in Section 105.487 Revised Statutes of Missouri, the
17 following information for the previous calendar year:

18 a. The name and address of each of the employers of such person from whom
19 income of \$1,000.00 or more was received during the year covered
20 by the statement;

1 b. The name and address of each sole proprietorship that they owned; the name,
2 address and the general nature of the business conducted of each general
3 partnership and joint venture in which he was a partner or participant; the name
4 and address of each partner or co-participant for each partnership or joint
5 venture unless such names and addresses are filed by the partnership or joint
6 venture with the secretary of state; the name, address and general nature of the
7 business conducted of any closely held corporation or limited partnership in
8 which the person owned ten percent or more of any class of the outstanding
9 stock or limited partnership that is listed on a regulated stock exchange or
10 automated quotation system in which the person owned two percent (2 percent)
11 or more of any class of outstanding stock, limited partnership units or other
12 equity interests;

13 c. The name and address of each corporation for which such person served in
14 the capacity of a director, officer or receiver.

15 **SECTION FIVE. Filing of Reports.**

16 A. The financial interest statements shall be filed at the following times, but no person is
17 required to file more than one financial interest statement in any calendar year;

18 1. Every person required to file a financial interest statement shall file the statement
19 annually not later than May 1st, or the appropriate deadline as referenced in Section
20 105.487 Revised Statutes of Missouri, and the statement shall cover the calendar year
21 ending the immediately preceding December 31st, provided that any such person may

1 supplement their financial interest statement to report additional interests acquired
2 after December 31st, of the covered year until the date of filing of the financial interest
3 statement.

4 2. Each person appointed to office shall file the statement within thirty (30) days of
5 such appointment or employment covering the calendar year ending the previous
6 December 31st.

7 B. Financial disclosure reports giving the financial information required in Section Three
8 shall be filed with the Clerk of the Board of Aldermen and with the Missouri Ethics
9 Commission. The reports shall be available for public inspection and copying during normal
10 business hours.

11 **SECTION SIX. Filing of Ordinance.** The City Register shall send a certified copy of this
12 ordinance to the Missouri Ethics Commission within ten days of its approval.

13 **SECTION SEVEN. Effective Date.** This ordinance shall be in full force and effect from and
14 after the date of its passage and approval and shall remain in effect until amended or repealed
15 by the Board of Aldermen.

16 **SECTION SEVEN. Emergency Clause.** This being an Ordinance necessary for the
17 immediate preservation of public peace, health and safety, it is hereby declared to be an
18 emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of
19 the City of St. Louis and therefore this Ordinance shall become effective immediately upon its
20 passage and approval by the Mayor.

BOARD BILL NO.78AA INTRODUCED BY: PRES. LEWIS E. REED

1 An ordinance adopted pursuant to Section 105.483 (11) RSMo., reaffirming the provisions of
2 Ordinances 62391, 66691, 67617, 68409, 68934, 70622 establishing a policy for the
3 disclosure of potential conflicts of interest and substantial interests for certain municipal
4 officials, and containing an emergency clause.

5

6 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

7

8 **SECTION ONE.** Declaration of Policy.

9 The proper operation of municipal government requires that public officials and employees be
10 independent, impartial and responsible to the people; that government decisions and policy be
11 made in the proper channels of the governmental structure; that public office not be used for
12 personal gain; and that the public have confidence in the integrity of its government. In
13 recognition of these goals, there is hereby established a procedure for disclosure by certain
14 officials and employees of private financial or other interests in matters affecting the city.

15

16 **SECTION TWO.** Conflicts of Interest.

17 A. All elected and appointed officials as well as employees of a political subdivision must
18 comply with section 105.454 of Missouri Revised Statutes on conflicts of interest as well as
19 any other state law governing official conduct.

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1 B. Any member of the board of aldermen who has a "substantial or private interest" in
2 any measure, bill, order or ordinance proposed or pending before such governing body must
3 disclose that interest to the clerk of the Board and such disclosure shall be recorded in the
4 Journal of the Board of Aldermen. Substantial or private interest is defined as ownership by
5 the individual, ~~his~~ their spouse, or ~~his~~ their dependent children, whether singularly or
6 collectively, directly or indirectly of:

- 7 1. 10% or more of any business entity; or
- 8 2. an interest having a value of \$10,000 or more; or
- 9 3. the receipt of a salary, gratuity, or other compensation or remuneration of ~~\$5~~**51**,000
10 or more, per year from any individual, partnership, organization, or association
11 within any calendar year.

12

13 **SECTION THREE.** Disclosure Reports.

14 A. Each elected official, candidate for elective office, the mayor, the supply
15 commissioner, and the city counselor shall disclose the following information by May 1st if
16 any such transactions were engaged in during the previous calendar year:

- 17 1. For such person, and all persons within the first degree of consanguinity or
18 affinity of such person, the date and the identities of the parties to each transaction
19 with a total value in excess of five hundred dollars, if any, that such person had with
20 the political subdivision, other than compensation received as an employee or payment

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1 of any tax, fee or penalty due to the political subdivision, and other than transfers for
2 no consideration to the political subdivision.

3 2. The date and the identities of the parties to each transaction known to the person
4 with a total value in excess of five hundred dollars, if any, that any business entity
5 in which such person had a substantial interest, had with the political
6 subdivision, other than payment of any tax, fee or penalty due to the political
7 subdivision or transactions involving payment for providing utility service to the
8 political subdivision, and other than transfers for no consideration to the political
9 subdivision.

10 3. The mayor and the supply commissioner also shall disclose by May 1, or the
11 appropriate deadline as referenced in Section 105.487, RSMo., the following
12 information for the previous calendar year:

13 a. The name and address of each of the employers of such person from whom
14 income of one thousand dollars or more was received during the year covered
15 by the statement;

16 b. The name and address of each sole proprietorship that ~~he~~ they owned; the
17 name, address and the general nature of the business conducted of each
18 general partnership and joint venture in which he was a partner or participant;
19 the name and address of each partner or co-participant for each partnership or
20 joint venture unless such names and addresses are filed by the partnership or
21 joint venture with the secretary of state; the name, address and general nature

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1 of the business conducted of any closely held corporation or limited
2 partnership in which the person owned ten percent or more of any class of the
3 outstanding stock or limited partnership that is listed on a regulated stock
4 exchange or automated quotation system in which the person owned two
5 percent or more of any class of outstanding stock, limited partnership units or
6 other equity interests;

7 c. The name and address of each corporation for which such person served in
8 the capacity of a director, officer or receiver.

9

10 **SECTION FOUR.** Filing of Reports.

11 A. The financial interest statements shall be filed at the following times, but no person is
12 required to file more than one financial interest statement in any calendar year;

13 1. Every person required to file a financial interest statement shall file the statement
14 annually not later than May 1st and the statement shall cover the calendar year ending
15 the immediately preceding December 31st; provided that any such person may
16 supplement their financial interest statement to report additional interests acquired
17 after December 31st, of the covered year until the date of filing of the financial interest
18 statement.

19 2. Each person appointed to office shall file the statement within thirty days of such
20 appointment or employment covering the calendar year ending the previous December
21 31st.

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1 B. Financial disclosure reports giving the financial information required in Section 3 shall
2 be filed with the Clerk of the Board of Aldermen and with the Missouri Ethics Commission.

3 The reports shall be available for public inspection and copying during normal business hours.

4

5 **SECTION FIVE.** Filing of Ordinance.

6 The city register shall send a certified copy of this ordinance to the Missouri Ethics

7 Commission within ten days of its approval.

8

9 **SECTION SIX.** Effective Date.

10 This ordinance shall be in full force and effect from and after the date of its passage and

11 approval and shall remain in effect until amended or repealed by the Board of Aldermen.

12

13 **SECTION SEVEN.** Emergency Clause.

14 This being an Ordinance necessary for the immediate preservation of public peace, health and

15 safety, it is hereby declared to be an emergency measure within the meaning of Sections 19

16 and 20 of Article IV of the Charter of the City of St. Louis and therefore this Ordinance shall

17 become effective immediately upon its passage and approval by the Mayor.