

**Laketown, Utah**  
**ORDINANCE 2021-01**

**AN ORDINANCE OF LAKETOWN AMENDING THE ADMINISTRATION OF  
LAKETOWN CODE TITLE 1 ADDING  
CHAPTER 9 CONFLICT OF INTEREST POLICY**

**WHEREAS**, the town council desires to establish standards of conduct for municipal officers and employees and to require these persons to disclose actual or potential conflicts of interest between their public duties and their personal interests; and

**WHEREAS**, the state of Utah auditor's office recommends this addition and the town council conducted a public hearing for this amendment.

**NOW THEREFORE, BE IT ORDAINED** by the Laketown Town Council that the Laketown code Administration Title 1 be amended to add chapter 9 Conflict of Interest Policy.

**SECTION 1:** Language to be added.

**1-9 Conflict of Interest Policy**

**Overview**

The Town of Laketown officers individually commit themselves in their official capacity to ethical, businesslike, and lawful conduct, including appropriate use of their authority and decorum at all times. Officers must avoid even the appearance of impropriety to ensure and maintain public confidence in the town. Officers owe a fiduciary duty to the town and must not act in a manner that is contrary to that duty or to the interests of the town. Officers must place the interests of the town over their own personal interests with respect to the governance, policy, strategic direction and operations of the town.

**Policy**

It is the intent of the Laketown Town Council to meet and exceed those protections against conflicts of interest contained in State law. Under this policy, a conflict of interest arises when an officer has a personal interest in a matter that is or may be in conflict with or contrary to the town's interests and objectives to such an extent that the officer is or may not be able to exercise independent and objective judgment within the context of the best interest of the town. For the purposes of this policy, an officer's "personal interest" includes those of his or her relatives, business associates or other persons or organizations with whom he or she is closely associated.

1. The following provisions shall serve as a guide to officers with respect to the affairs of the town:
  - a. The Town of Laketown officers shall not receive, accept, take or solicit, directly or indirectly, anything of economic value as a gift, gratuity, or favor from a person or entity if it could be reasonably expected that the gift, gratuity, or favor would influence the vote, action, or judgment, or be considered as part of a reward for action or inaction. Officers are required to

submit a report to the town council and the town's Internal Auditor of the actual or estimated value of any gifts or casual entertainment received as an officer that exceeds \$50.00.

- b. The complete confidentiality of proprietary business information must be respected at all times. Officers are prohibited from knowingly disclosing such information, or in any way using such information for personal gain or advancement, or to the detriment of the town, or to individually conduct negotiations or make contacts or inquiries on behalf of the town unless officially designated by the Laketown Town Council.
- c. Officers are prohibited from acquiring or having a financial interest in any property that the town acquires, or a direct or indirect financial interest in a supplier, contractor, consultant, or other entity with which the town does business. This does not prohibit the ownership of securities in any publicly owned company except where such ownership places the officer in a position to materially influence or affect the business relationship between the town and such publicly owned company. Any other interest in or relationship with an outside organization or individual having business dealings with the town is prohibited if this interest or relationship might tend to impair the ability of the officer(s) to be independent and objective in his or her service to the town.
- d. If members of the immediate family of an officer have a financial interest as specified above, such interest shall be fully disclosed to the town council which shall decide if such interest should prevent the town from entering into a particular transaction, purchase, or engagement of services. The term "immediate family" means officer's spouse, parent, dependent children, and other dependent relatives.
- e. When a conflict of interest exists, the officer shall publicly declare the nature of the conflict and may recuse him or herself on any official action involving the conflict.
- f. Officers may not realize, seek, or acquire a personal interest in a business that does business with the town.
- g. Officers shall complete a Conflict-of-Interest Disclosure Form annually by the end of January. This Form shall be signed and notarized. Completed Forms shall be submitted to the town clerk and made available to the public upon request.
- h. The town clerk shall provide copies of all completed Forms to the mayor at the end of January each year.
- i. The mayor shall review all completed forms and consider the disclosures. The mayor should make changes to assignments, duties, or contracts deemed appropriate to eliminate or mitigate conflicts of interest within the town.

**SECTION 2:** This ordinance shall take effect upon adoption.

**PASSED and ADOPTED THIS 7<sup>th</sup> day of April 2021.**

**Town of Laketown:**

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**Burdette W. Weston**  
**Laketown Mayor**

**TOWN COUNCIL VOTE AS RECORDED:**

	<b>Aye</b>	<b>Nay</b>
<b>Council Member Clark:</b>	_____	_____
<b>Council Member Ogilvie:</b>	_____	_____
<b>Council Member Robinson:</b>	_____	_____
<b>Council Member Wight:</b>	_____	_____
<b>(In event of a tie vote of the Council):</b>		
<b>Mayor Burdette W. Weston</b>	_____	_____

**ATTEST:**

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**Amber Droesbeke**  
**Clerk**