

TOWN OF ADDISON, TEXAS

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING THE TOWN'S CODE OF ORDINANCES BY AMENDING CHAPTER 2 (ADMINISTRATION), ARTICLE III (OFFICERS AND EMPLOYEES), DIVISION 2 (CODE OF ETHICS), SECTION 2-93 (STANDARDS OF CONDUCT) THEREOF BY (A) AMENDING SUBSECTION (11) OF SECTION 2-93, WHICH PROHIBITS THE USE OF OFFICIAL POSITION AND TOWN RESOURCES FOR PRIVATE PURPOSES, PERSONAL ADVANTAGE, PECUNIARY GAIN OR A POLITICAL CAMPAIGN, BY PROVIDING THAT THE PROHIBITION SHALL NOT PROHIBIT MEMBERS OF THE COUNCIL FROM LENDING THE MEMBER'S NAME AND OFFICIAL CITY TITLE IN CONNECTION WITH ANY ELECTION FOR PUBLIC OFFICE AND ANY ELECTION ORDERED BY THE TOWN ON A PROPOSITION OR MEASURE, AND (B) AMENDING SUBSECTION (12) OF SECTION 2-93, PROHIBITING USE OF PRESTIGE OF AN OFFICIAL'S POSITION IN BEHALF OF A POLITICAL PARTY, BY PROVIDING THAT IT IS NOT A VIOLATION OF THAT SUBSECTION FOR MEMBERS OF THE COUNCIL TO LEND THE MEMBER'S NAME AND OFFICIAL CITY TITLE IN CONNECTION WITH ANY ELECTION FOR PUBLIC OFFICE AND ANY ELECTION ORDERED BY THE TOWN ON A PROPOSITION OR MEASURE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. Amendment. The Code of Ordinances of the Town of Addison, Texas ("City") is hereby amended by amending Chapter 2 (Administration), Article III (Officers and Employees), Division 2 (Code of Ethics) thereof as set forth below, and no other chapters, articles, divisions, sections, paragraphs, sentences, phrases or words of the said Code of Ordinances are amended hereby:

A. Section 2-93(11) of the said Code of Ordinances is amended so that it shall hereafter read as follows (additions are underlined; deletions are ~~struck through~~; where asterisks (\*\*\*\*\*) are used, the same represents text of a section that is not included herein and is not amended or modified by this Ordinance):

**Section 2-93. Standards of conduct.**

No official shall:

\* \* \* \* \*

(11) Use his official position or town-owned facilities, personnel, equipment, supplies, vehicles, printing facilities, postage facilities, long-distance telephone services or any

other resources for private purposes, personal advantage, pecuniary gain for such official or for others or for any political campaign for himself or others. However, this shall not prohibit:

a. \_\_\_\_\_ an official from using his official position to promote or encourage economic development and businesses within the town, provided (~~ia~~) the official, and any person related to the official within the second degree by consanguinity or affinity, does not receive a benefit from such promotion or encouragement, and (~~ib~~) the promotion or encouragement of economic development and businesses is not for the purpose of promoting, and does not promote, other than incidentally, the official or any person related to the official within the second degree by consanguinity or affinity; or

b. \_\_\_\_\_ a member of the city council, including the mayor and each council member, from lending the member's name and official city title in connection with any election for public office or in connection with any election ordered by the town on a proposition or measure.

(12) Use the prestige of his position with the town in behalf of any political party; however, it is not a violation of this subsection (12) if a member of the city council lends the member's name and official city title as described in subsection (11).b. above.

\* \* \* \* \*

Section 2. Savings; Repealer. This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances are in direct conflict with the provisions of this Ordinance.

Section 3. Severability. The provisions of this Ordinance are severable, and if any section or provision of this Ordinance or the application of any section or provision to any person, firm, corporation, entity, situation or circumstance is for any reason adjudged invalid or held unconstitutional by a court of competent jurisdiction, the same shall not affect the validity of any other section or provision of this Ordinance or the application of any other section or provision to any other person, firm, corporation, entity, situation or circumstance, and the City Council declares that it would have adopted the valid portions of this Ordinance adopted herein without the invalid or unconstitutional parts and to this end the provisions of this Ordinance adopted herein shall remain in full force and effect.

Section 4. Effective Date. This Ordinance shall become effective from and after its passage and approval.

**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this the \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Todd Meier, Mayor

**ATTEST:**

By: \_\_\_\_\_  
Matt McCombs, City Secretary

**APPROVED AS TO FORM:**

By: \_\_\_\_\_  
John Hill, City Attorney