

CITY OF DOVER PROPOSED ORDINANCE #2023-11

1 **BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN**
 2 **COUNCIL MET:**

3
 4 That Chapter 30 – Standards of Ethical Conduct and Ethics Commission, Article III – Ethics
 5 Commission, Section 30-71. Established; composition; removal; terms of office; vacancies;
 6 chairperson; quorum; compensation; legal counsel be amended by inserting the text indicated in bold,
 7 blue, and deleting the text indicated in red strikethrough as follows:

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 9 **Sec. 30-71. – Established; composition; removal; terms of office; vacancies; chairperson;**
 10 **quorum; compensation; legal counsel**

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 12 (a) *Established; composition; removal.* The city ethics commission is hereby established
 13 to administer and implement this chapter. The ethics commission shall consist of five
 14 members, **all residents of the city**, appointed by the mayor and confirmed by the city
 15 council. No member of the commission shall hold any elected or appointed office under
 16 the government of the United States or the state, county, or city. Members of the ethics
 17 commission may be removed by the mayor, with the concurrence of the city council,
 18 for substantial neglect of duty, gross misconduct in office, or a violation of this chapter.
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 20 (b) *Terms of office; vacancies.* A member of the ethics commission shall be appointed for
 21 a term of office of five years and until his successor has been appointed and has
 22 qualified. The members shall be appointed for staggered terms of office, and until their
 23 successors have been appointed. When a vacancy occurs in the membership of the
 24 ethics commission, it shall be filled by appointment for the unexpired portion of the
 25 term in the same manner as the original appointment.
 26
 27 (c) *Chairperson; quorum.* The ethics commission shall elect a chairperson from among its
 28 membership. Three members of the ethics commission shall constitute a quorum, and,
 29 if a quorum is present, a vacancy on the ethics commission shall not impair the right of
 30 the remaining members to exercise all the powers of the ethics commission.
 31 Disciplinary hearings may be conducted, and sanctions may be imposed only by the
 32 affirmative action of at least three members; otherwise, the ethics commission may
 33 delegate authority to the chairperson to act for the ethics commission between
 34 meetings.
 35
 36 (d) *Compensation.* Members of the ethics commission shall receive no compensation.
 37
 38 (e) *Legal counsel.* The city solicitor shall provide legal counsel to the ethics commission
 39 and shall be the legal representative of the ethics commission in connection with its
 40 duties hereunder, on a case-by-case basis, or determine that outside counsel is needed
 41 and obtain such outside counsel for a particular matter.
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43 (Ord. No. 2017-14, 12-11-2017)
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45 ADOPTED:

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SYNOPSIS

48 This ordinance adds a residency requirement to serve on the Ethics Commission.

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(SPONSORS: ANDERSON AND PILLSBURY)

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Actions History

52 11/13/2023 – Scheduled for Final Reading - City Council

53 10/23/2023 – First Reading - City Council

54 10/10/2023 – Introduction - Council Committee of the Whole/Legislative, Finance, and Administration Committee

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DRAFT