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Ordinance No. 1999-B**An Ordinance of The Town of
Edgewood, New Mexico;
Prohibiting Nepotism in Employment
of Town Employees;
Prohibiting Financial Conflicts of Interest;
Providing for a Penalty**

Be it ordained by the Town Council of the Town of Edgewood, New Mexico that:

Section 1. NEPOTISM DEFINED AND PROHIBITED.

It is a rule of the Town to avoid the practice or appearance of nepotism in employment. Relative includes spouse, live-in marital partner, child, parent, brother, sister, son-in-law, daughter-in-law, parent-in-law, brother-in-law, sister-in-law or first cousin. In carrying out this rule the following shall apply without exception:

A. no person shall be hired in any capacity or appointed in any capacity as a volunteer if the person is a relative of the Mayor, the Councilors or the Municipal Judge;

B. no person shall be hired, promoted, or transferred or appointed in any capacity as a volunteer to a position which is under the supervision of his relative. Supervision includes immediate and intermediate supervisor; and

C. except as prohibited in this Section, no applicant or employee who is a relative of another Town employee shall be prohibited from seeking and holding a position in the service of the Town or from retention and advancement in the Town service, provided such applicant or employee meets all applicable qualifications on a competitive basis.

Section 2. FINANCIAL CONFLICT OF INTEREST DEFINED AND PROHIBITED.

No employee, Mayor, Councilor, Municipal Judge or volunteer in the service of the Town shall have any financial interest in or profit from any contract, service or other work performed by or for the Town. No employee, Mayor, Councilor, Municipal Judge or volunteer shall accept any free or preferred services, benefits or concession from any person or company which does business with the Town. Violation of these prohibitions with the knowledge expressed or implied of the person or corporation contracting with or making sale to the Town shall render the contract voidable by the Town Council.

Section 3. PENALTY.

Any Town official or employee or volunteer who willfully violates this Section is guilty of malfeasance of office or position and shall be subject to dismissal or removal. In addition, violation of any prohibition in this Ordinance shall be punishable as a misdemeanor subject to a fine not exceeding \$500.00 or ninety (90) days in jail or both.

Passed, Adopted, and Approved this 19 day of August, 1999.

Lawrence B. Gentry
Mayor

Attest:

Karen Alard
Town Clerk

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