1	ORDINANCE BILL NO. 13-16
2	AN ORDINANCE RELATING TO ETHICS FOR PUBLIC OFFICIALS; AMENDING SRC
3	12.052, 12.070 AND 12.090; REPEALING SRC 12.100, 12.110, 12.120, 12.130 AND 12.140;
4	The City of Salem ordains as follows:
5	Section 1. SRC 12.052 is amended to read as follows:
6	12.052. Representing Private Interests Before City Agencies or Courts. No member of the
7	council or employee whose salary is paid in whole or in part by the city shall appear on behalf of
8	private interests before any agency of the city. He or she shall not represent private interests in
9	any action or proceeding against the interests of the city in any litigation to which the city is a
10	party. A member of the council may appear before city agencies on behalf of constituents in the
11	course of his or her duties as a representative of the electorate or in the performance of public or
12	civic obligations. However, no member of the council or employee whose salary is paid in
13	whole or in part by the city shall accept a retainer or compensation that is contingent upon a
14	specific action by a city agency.
15	Section 2. SRC 12.070 is amended to read as follows:
16	12.070. Applicability. A public official who has doubt as to the applicability of a provision of
17	this Chapter to a particular situation should apply to the Hearings Officer for an advisory opinion
18	and be guided by that opinion when given. The public official shall have the opportunity to
19	present an interpretation of the facts at issue and of any applicable provision of this Chapter
20	before such advisory decision is made. This Chapter shall be operative in all instances covered
21	by its provisions except when superseded by an applicable statutory or charter provision or when
22	the application of a statutory or charter provision is discretionary but determined by the Hearings
23	Officer to be more appropriate or desirable.
24	Section 3. SRC 12.090 is amended to read as follows:
25	12.090. Powers and Duties of Hearings Officer. The Hearings Officer shall have the
26	following powers and duties:
27	(a) To receive and investigate complaints of violations of this Chapter, and transmit
28	findings and recommendations, if any, to the City Manager or Council, as appropriate;
29	and
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1	<b>(b)</b> To issue decisions in the form of advisory opinions or interpretations with respect to
2	application of this Chapter;
3	Section 4. SRC 12.100, 12.110, 12.120, 12.130, and 12.140 are repealed.
4	Section 5. Codification. In preparing this ordinance for publication and distribution, the City
5	Recorder shall not alter the sense, meaning, effect or substance of this ordinance, but within such
6	limitations, may:
7	(a) Renumber sections and parts of sections of the ordinance;
8	(b) Rearrange sections;
9	(c) Change reference numbers to agree with renumbered chapters, sections or other parts;
10	(d) Delete references to repealed sections;
11	(e) Substitute the proper subsection, section or chapter, or other division numbers;
12	(f) Change capitalization and spelling for the purpose of uniformity;
13	(g) Add headings for purposes of grouping like sections together for ease of reference; and
14	(h) Correct manifest clerical, grammatical or typographical errors.
15	Section 6. Severability. Each section of this ordinance, and any part thereof, is severable, and
16	if any part of this ordinance is held invalid by a court of competent jurisdiction, the remainder of
17	this ordinance shall remain in full force and effect.
18	PASSED by the City Council this day of, 2016.
19	ATTEST:
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22	City Recorder
23	Approved by City Attorney:
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25	Checked by: D.Atchison
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