

Chapter 2: Administration

Sec 2-185 Disclosure of Economic Interests and Campaign Finances

(a) Definitions. As used in this section, the following terms are defined as follows:

1. "Covered person" means a person required under Sec. 4A-101.5 of the Illinois Governmental Ethics Act to file a verified written statement of economic interests with the county clerk with respect to the city, ~~excluding those persons required to file such statement because of their candidacy for election to public office in the city, or their membership on any board or commission of the city.~~ The definition of "Candidate" set forth in Section 15-130 of this Code of Ordinances shall apply to when a person becomes a covered person.

2. "Political Committee" has the same definition as set forth in the Illinois Election Code, 10 ILCS 5/9-1.8, and includes a candidate political committee, a political party committee, a political action committee, a ballot initiative committee, and an independent expenditure committee.

3. "Political Action Committee" or "PAC" shall mean any group, organization, or committee registered under the Illinois Election Code or Federal

Election Campaign Act that makes contributions, expenditures, or independent expenditures to influence the outcome of an election in the City of Aurora or for candidates for city office.

~~1-4. "Immediate family" means any individual, over the age of 18 years, who resides within the same household as the covered person, including but not limited to the covered person's spouse, domestic partner, child (including adult or stepchild), parent, sibling, or any person for whom the covered person has legal or financial responsibility.~~

(b) Duty to comply with state law. All covered persons shall file a statement of economic interests in accordance with Illinois Governmental Ethics Act within the time provided by law.

(c) Local disclosure obligations. In addition to the disclosures of economic interests required by state law, each covered person shall disclose the following information:

1. Political committees and PACs. Whether the covered person or immediate family has authorized any political committee or PAC to solicit, receive, and make expenditures in furtherance of their candidacy for any public office; the name of each committee

1 so authorized; and the name of the regulatory
2 agency each committee is registered with.

3 2. Outside occupation and employment. Whether the
4 covered person or immediate family is engaged in
5 any outside occupation or employment currently or
6 in the preceding yeartwelve months; the general
7 nature of such outside occupation or employment;
8 the name of the outside organization employing the
9 covered person, and whether any outside entity
10 disclosed by the covered person is or has been
11 contracted by any person to perform work or
12 services on behalf of the city or has received
13 financial assistance of any kind from the city or
14 any entity providing such assistance on behalf of
15 the city; and the nature of said work, services, or
16 financial assistance. The obligations of this
17 section do not apply to outside occupations or
18 employment exempted under sec. 2-184(f). Nothing in
19 this section requires the disclosure of names of
20 immediate family members.

21 3. Ownership of Real Estate. List the city and state
22 of any and all real property located with the
23 corporate limits or the one-and-a-half-mile
24 planning jurisdiction of the city in which the

covered person or immediate family have a direct or indirect ownership or financial interest presently or within the preceding calendar year twelve months, and identify the nature of the ownership interest of the real property. Receipt of city work or funding. Whether any outside entity disclosed by the covered person under paragraph (2) above is or has been contracted by any person to perform work or services on behalf of the city or has received financial assistance of any kind from the city or any entity providing such assistance on behalf of the city; and the nature of said work, services, or financial assistance.

4. Entity Ownership. List the name of any entity located in whole or in part within the corporate limits of the city or doing business within said limits: In which the covered person or immediate family have an ownership interest or; From which the covered person or immediate family receive income in excess of \$2,500; and which is:

(i) Identify whether any entity listed in response to (i) or (ii) is presently doing business or has done business during the preceding twelve

monthsealendar year with the city, as defined

in Sec. 15-130(h) of this Code; or

~~(i)-(ii) Identify whether any entity listed in~~

~~response to (i) or (ii) h~~Has applied to the

city for any approval from city council,

including but not limited to a license,

franchise, certificate, annexation, permit,

zoning, grant, incentive, or other authorized

approval either presently or during the

preceding twelve monthsealendar year.

5. City-Funded and City-Affiliated Organizations.

List any organization in which the covered person

or immediate family is an employee, officer, board

member, or trustee that receives funds from the

city or has received funds from the city in the

preceding twelve monthsealendar year.

~~4.6. Gifts, Loans and Services.~~ List any person or

entity doing business or having contractual

relationship with the city or seeking to do

business with the city or any entity which has

applied to the city for any license, franchise,

certificate, annexation, permit, zoning, grant, or

incentive, or other authorized approval from whom

a covered person or immediate family have received

1 ~~a gift or service, or has been released from any~~
2 ~~indebtedness, as defined in Sec. 15-130(m) of this~~
3 ~~Code, during the preceding twelve monthsealendar~~
4 ~~year in excess of a cumulative total of \$150.00.~~
5 ~~For purposes of this section "doing business" and~~
6 ~~"seeking to do business" shall have the same~~
7 ~~definitions as Section 15-130(h) of this Code.~~

8 (d) Frequency of disclosure; reporting period. The
9 disclosures required of covered persons under paragraph
10 (c) shall be made annually on or before May June 1st of
11 the year for the previous twelve (12) months. ~~during the~~
12 ~~first fifteen (15) days of the months of January, April,~~
13 ~~July, and October of each calendar year and shall be~~
14 ~~made with respect to the three (3) months immediately~~
15 ~~preceding each reporting period.~~ Whenever city offices
16 are closed on ~~the fifteenth day of the reporting~~
17 ~~period~~ May June 1st, the reporting period shall be
18 extended until the next date that city offices are open.

19 (e) Initial disclosures. Whenever a person first becomes a
20 covered person as defined in this section, such person
21 shall make the disclosures required under paragraph (c)
22 within fifteen (15) days of qualification. The
23 disclosures shall be made with respect to the preceding
24 quarterly twelve (12) month reporting period.

(f) Manner of disclosure. All disclosures required under paragraph (c) shall be made electronically in a manner and format approved by the city clerk sufficient to capture and preserve all of the information required under paragraph (c). The city clerk is authorized to approve a reporting format that allows a covered person to satisfy the obligations under this section by confirming that the information previously disclosed during the immediately preceding disclosure period remains unchanged.

(g) Public transparency. The ~~mayer~~-clerk shall cause the information required to be disclosed under this section to be available for public inspection on the city's website along with hyperlinks to the County Clerk's Office, the Illinois State Board of Elections, and the Federal Election Commission, or any future governmental website that provides information as to a covered person's disclosures under the Illinois Governmental Ethics Act and to any election authority with which a covered person has established a political committee.

(h) Penalty.

1. A covered person who willfully fails to make the disclosures required by this section within the time set forth by statute or herein, shall, in

1 addition to the penalties provided by law or
2 ordinance, be subject to a civil penalty of \$100,
3 with each day of non-compliance constituting a
4 separate violation.

5 2. A covered person who willfully provides false
6 information as part of a disclosure required by
7 this section, shall in addition to the penalties
8 provided by ordinance, be subject to a civil
9 penalty of not less than \$1,000 and not more than
10 \$5,000.