

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 year; the general nature of such
7 outside occupation or employment; the name of the
8 outside organization employing the covered person,
9 and whether any outside entity disclosed by the
10 covered person is or has been contracted by any
11 person to perform work or services on behalf of the
12 city or has received financial assistance of any
13 kind from the city or any entity providing such
14 assistance on behalf of the city; and the nature of
15 said work, services, or financial assistance. The
16 obligations of this section do not apply to outside
17 occupations or employment exempted under sec. 2-
18 184(f). Nothing in this section requires the
19 disclosure of names of immediate family members.
- 20 3. Ownership of Real Estate. List the city and state
21 of any and all real property located with the
22 corporate limits or the one-and-a-half-mile
23 planning jurisdiction of the city in which the
24 covered person or immediate family have a direct or

indirect ownership or financial interest presently
or within the preceding calendar year, 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:

(i) In which the covered person or immediate
family have an ownership interest; fFrom which
the covered person or immediate family receive
income in excess of \$2,500;

(ii) Identify whether any entity listed in response
to (i) or (ii) is presently doing business or
has done business during the preceding
calendar year with the city;

~~(i)~~(iii) Identify whether any entity listed in response to (i) or (ii) has applied to the city for any license, franchise, certificate, annexation, permit, zoning, grant, incentive, or other authorized approval either presently or during the preceding calendar 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 calendar year.

~~5.~~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 a gift or service, or has been released from any indebtedness, during the preceding calendar year in excess of \$150.00. For purposes of this section "doing business" and "seeking to do business" shall

1 have the same definitions as Section 15-130(h) of
2 this Code.

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

14 (e) Initial disclosures. Whenever a person first becomes a
15 covered person as defined in this section, such person
16 shall make the disclosures required under paragraph (c)
17 within fifteen (15) days of qualification. The
18 disclosures shall be made with respect to the preceding
19 quarterly reporting period.

20 (f) Manner of disclosure. All disclosures required under
21 paragraph (c) shall be made electronically in a manner
22 and format approved by the city clerk sufficient to
23 capture and preserve all of the information required
24 under paragraph (c). The city clerk is authorized to

1 approve a reporting format that allows a covered person
2 to satisfy the obligations under this section by
3 confirming that the information previously disclosed
4 during the immediately preceding disclosure period
5 remains unchanged.

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

16 (h) Penalty.

17 1. A covered person who willfully fails to make the
18 disclosures required by this section within the
19 time set forth by statute or herein, shall, in
20 addition to the penalties provided by law or
21 ordinance, be subject to a civil penalty of \$100,
22 with each day of non-compliance constituting a
23 separate violation.

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