

ORDINANCE NO. 9784

AN ORDINANCE AMENDING SECTION 1-9-30 OF CHAPTER 9 OF TITLE I OF THE PUEBLO MUNICIPAL CODE TO ASSIGN TO CITY COUNCIL THE INVESTIGATION OF ETHICS COMPLAINTS AGAINST THE MAYOR, ELECTED CITY OFFICIALS OR A MUNICIPAL JUDGE

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO, that: (brackets indicate matter being deleted, underscoring indicates new matter being added)

SECTION 1.

Section 30, Chapter 9, Title I of the Pueblo Municipal Code shall be amended as follows:

Sec. 1-9-30. - Complaints against City officials and employees.

(a) Any person may file a verified written complaint with the Mayor charging a failure to comply with a provision of this code of ethics by a City employee (other than a Municipal Judge or an elected City official) and non-elected City officials. The Mayor shall investigate or direct a department head of the City to investigate such a complaint. Nothing in this subsection shall limit City Council's ability to investigate pursuant to Section 3-5 of the Charter of the City of Pueblo.

(b) Any person may file a verified written complaint with the President of the City Council charging a failure to comply with a provision of this code of ethics by the Mayor, a Municipal Judge or elected City officials. The **[President of the]** City Council shall investigate such a complaint. If the complaint is against the President of the City Council, the complaint shall be filed with **[and investigated by]** the Vice-President of the City Council. If an ethics complaint is filed against a member of the City Council, that member shall be prohibited from investigating or voting to take action on the complaint.

(c) Complaints which fail to state a claim of a violation of this code of ethics shall be dismissed.

(d) Any complaint against a City employee and any action taken with respect thereto (including, but not limited to, documents placed in the City employee's personnel file) shall remain confidential, unless confidentiality is waived by the City employee.

SECTION 2.

The officers and staff of the City are authorized and directed to perform any and all acts consistent with this Ordinance to effectuate the policies and procedures described herein.


SECTION 3.

This Ordinance shall become effective on the date of final action by the Mayor and City Council.

Action by City Council:

Introduced and initial adoption of Ordinance by City Council on September 14, 2020.

Final adoption of Ordinance by City Council on September 28, 2020.



President of City Council

Action by the Mayor:

- Approved on _____.
- Disapproved on _____ based on the following objections:

Mayor

Action by City Council After Disapproval by the Mayor:

- Council did not act to override the Mayor's veto.
- Ordinance re-adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

President of City Council

ATTEST



City Clerk