



**Town of Grafton Ordinance No. 2022-04**

**AN ORDINANCE AMENDING, IN PART, AND REPEALING, IN PART, TITLE 2, GOVERNMENT ADMINISTRATION, CHAPTER 6, ETHICAL STANDARDS, OF THE CODE OF ORDINANCES, TOWN OF GRAFTON, WISCONSIN, TO COMPLY WITH THE FEDERAL FINANCIAL ASSISTANCE AND FEDERAL PROCUREMENT REQUIREMENTS SET BY THE U.S. TREASURY AND GOVERNING THE USE OF AMERICAN RESCUE PLAN ACT FUNDS**

**WHEREAS**, it is deemed to be in the best interest of the Town of Grafton that the Municipal Code of the Town of Grafton to be further modified and amended in the manner hereinafter more particularly set forth below; and

**WHEREAS**, the Towns Association issued Guidance pursuant to the U.S. Treasury guidelines with regard to the American Rescue Plan Act; and

**WHEREAS**, a Notice of Public Hearing before the Town Board was duly published in the *Ozaukee Press* on Sep. 1, 2022, and Sep. 8, 2022; and

**WHEREAS**, a Public Hearing was held before the Town Board on September 14, 2022, regarding the proposed Repeal and Amendment to the Town's Code of Ordinances; and

**WHEREAS**, based on the above, it is deemed to be in the best interest of the Town of Grafton that the Municipal Code of the Town of Grafton be further modified and amended in the manner hereinafter more particularly set forth below.

**NOW, THEREFORE**, the Town Board of the Town of Grafton does hereby ordain as follows:

Section 1: Section 2.6.3 of the Town of Grafton Code of Ordinances is hereby amended and repealed as provided below by the underlined and stricken language:

**2.6.3 Code of Ethics For Public Officials, Employees and Candidates.**

In accordance with Sec. 19.59, Wis Stats. the following code of ethics is established. If a federal statute, regulation, or the terms of a financial assistance agreement applicable to a particular form of Federal Financial Assistance conflicts with any provision of this chapter, such federal statute, regulation, or terms of the financial assistance agreement

shall govern. For purposes of this chapter, "Federal Financial Assistance" means Federal financial assistance that the Town receives or administers in the form of grants, cooperative agreements, non-cash contributions or other donations of property (including donated surplus property), direct appropriations, food commodities, and other Federal financial assistance (except that the term does not include loans, loan guarantees, interest, interest subsidies, subsidies, or insurance).

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#### 2.6.5.04 Disclosure of Confidential Information

No ~~Public officials or~~ employees shall ~~not~~, without proper authorization of the Town Board, disclose confidential information concerning the property, government or affairs of the Town, nor shall ~~he~~ they use such information to advance the financial or other private interest of ~~himself themselves~~ or others.

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**2.6.5.08 Protection for Whistleblowers.** In accordance with 41 U.S.C. § 4712, the Town shall not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing information to a member of Congress or a representative of a committee of Congress; an Inspector General; the Government Accountability Office; a Treasury or other federal agency employee responsible for grant oversight or management; an authorized official of the Department of Justice or other law enforcement agency; a court or grand jury; a management official or other employee of the Town; or a Contractor or Subcontractor who has the responsibility to investigate, discover, or address misconduct that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant; a gross waste of federal funds; an abuse of authority relating to a federal contract or grant; a substantial and specific danger to public health or safety; or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant.

### **Section 2:**

Except as hereinabove specifically repealed, modified and amended, the Code of Ordinances, Town of Grafton, Wisconsin, shall remain in full force and effect exactly as originally adopted and previously amended. All ordinances or parts of ordinances inconsistent with or in contravention of the provisions of this Ordinance are hereby repealed.

### **Section 3:**

This Ordinance shall take effect and be in full force from and after its passage and publication or posting.

Adopted by the Town Board of the Town of Grafton, Ozaukee County, Wisconsin, at its regularly scheduled meeting on this 14 day of September, 2022.

  
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Lester A. Bartel, Jr., Town Chairman

  
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Sara Jacoby, Town Clerk

Posting Date: 9/22/2, 2022