

Complaints; penalties.

(a) *Complaints.*

- (1) For any apparent violation of [specified acts] by a councilmember, the city council may initiate an investigation on its own accord or based on a complaint.
- (2) Complaints of a possible violation of [specified acts] by a councilmember may be initiated by any person other than a councilmember and shall be submitted to the city clerk.
- (3) No action may be taken on any complaint that is filed later than one month after the discovery of facts supporting an allegation that a violation occurred.
- (4) Unless specified as punishable as provided in this section, these policies as they apply to the conduct of councilmembers are intended as guides to conduct and a failure of a councilmember to abide by these policies shall not be punishable except a caution, reprimand, or censure.

(b) *Penalties.* In addition to any other penalty provided for a violation of any other provision of the charter, this code, or any other applicable law, any city official who violates [specified acts] is subject to the following penalties:

- (1) A violation by a councilmember or a board member which is established to the satisfaction of a majority of the city council in office at the time the vote is taken (excluding the councilmember in question, if applicable) shall be grounds for any combination of the following, as solely determined by the city council:
 - (i) Official caution, reprimand, or censure;
 - (ii) Termination, restriction, or suspension of any privileges or support provided to councilmembers relating to any of the following: use of city facilities; travel and attendance at events and conferences; use of discretionary funds; and staff support and contact;
 - (iii) Termination of any appointment to any subcommittee, board, or external body;
 - (iv) Any other penalty otherwise deemed appropriate by the city council; and
 - (v) In addition to any other available penalty, any councilmember who is found to have disclosed or used confidential information in violation of this article may be prevented from receiving confidential information, including participating in executive sessions, concerning the same or similar subject or of the same or similar type.