

employment or thing which might influence or tend to influence the proper performance of his duty.

(4) Voluntarily appear as attorney, counsel, or otherwise represent private interests or give opinion evidence against the interests of the County or its agencies or agencies of the State operating for the County in any action or proceedings in which the County or agency or any official of the County or agency acting in his official duty is a party, except where the interests of the County or agency are incompatible or adverse one to the other, and the official has been assigned to so appear or give evidence in accordance with his duty.

(5) Disclose any confidential information concerning the property, management, or affairs of the County or agencies, or use such information to advance the financial or other private interests of himself or other persons.

(6) Attempt to influence for a purpose contrary to the provisions of this Article any other County or State official in the conduct of the other official's duties.

b. No part of this Article shall be construed to prohibit an official from appearing in the pursuit of his private interests as a citizen; or from accepting or receiving any benefit by operation of law, or prosecuting or pursuing any claim, right, privilege, or remedy which is his by operation of law.

73-26. Disclosure and non-participation required; ex parte communications.

a. When an official has any interest as described in this Article which is or reasonably may be incompatible with or in conflict with any of his official duties or acts, he shall disclose such interest either publicly or to his superior, whichever shall apply, and he shall disqualify himself and not participate in the decision or act affected thereby.

b. An official shall not consider any ex parte or private communication from any person, whether oral or written, which he knows is or reasonably may be intended to influence unlawfully the decision on the merits of any matter where a determination is required by law to be made on a record after opportunity for hearing to interested persons. Any such ex parte or private communication received and considered shall be made of public record by the recipient, or reported to his superior, whichever shall apply, and if made orally, shall be written down in substance for this purpose by the recipient. A communication to the Secretary of the County Council, Clerk of the Board of Appeals, or similar agency, concerning the status or procedures of a pending matter shall not be considered an ex parte or private communication. This subsection shall not apply to legal advice rendered by the County Attorney or his staff and shall not apply to