



**Agenda for Meeting of
Thursday, December 13, 2018
5:00 p.m.**

Council Committee Meeting Room (12th Floor)
202 C Street, San Diego, CA

For additional information, contact the
Ethics Commission at (619) 533-3476

REGULAR MEETING

Item 1: Call to Order

Item 2: Roll Call

Item 3: Approval of Commission Minutes

Approval of Commission Minutes of October 11, 2018.

Item 4: Non-Agenda Public Comment

Item 5: Commissioner Comment

This portion of the agenda provides an opportunity for Commissioners to make announcements or comments.

Item 6: Executive Director Comment

This portion of the agenda provides an opportunity for the Executive Director to make announcements or comments.

Item 7: General Counsel Comment

This portion of the agenda provides an opportunity for the Commission's General Counsel to make announcements or comments.

Item 8: Presentation of Final Audit Report Regarding the Anthony Bernal for City Council 2016 Committee.

Discussion and possible action regarding the Final Audit Report presented by staff concerning the audit of the Anthony Bernal for City Council 2016 Committee.

► View back-up materials: [Final Audit Report](#)

Item 9: Proposed Amendments to Ethics Ordinance Necessitated by Recent Changes to City Charter and State Law

Discussion and possible action concerning amendments to the post-employment lobbying provisions in the City's Ethics Ordinance necessitated by the passage of Measure L on November 6, 2018, and recent amendments to the California Government Code.

► View back-up materials: [Executive Director Memorandum Proposed Amendments](#)

Item 10: Release of Investigative Files - Ad Hoc Committee

Discussion and possible action regarding the formation of an ad hoc committee to address a request from another law enforcement agency for copies of the Commission's investigative files in one or more closed matters.

Item 11 : Adjourn to Closed Session

Adjournment to Closed Session to discuss the items listed in the Closed Session portion of the Agenda. The Commission will reconvene into Open Session following the conclusion of Closed Session in order to report any action taken during the closed session portion of the meeting.

CLOSED SESSION

Item 1: Conference with Legal Counsel

Anticipated Litigation. Initiation of litigation pursuant to Government Code section 54956.9(d)(4) (3 potential matters: Case Nos. 2018-42, 2018-44, and 2018-45). The Ethics Commission may meet in closed session to consider initiating a formal investigation against a person or persons who are alleged to have violated local ethics laws. Should an investigation be authorized, the identity of the person or persons being investigated will be available upon request only if and after a Draft Administrative Complaint is

issued. The nature and details of the allegations will be available upon request only if and after a Final Administrative Complaint is issued.

Item 2: Conference with Legal Counsel

Anticipated Litigation. Initiation of litigation pursuant to Government Code section 54956.9(d)(4) (2 potential matters: Case Nos. 2018-39 and 2018-41). The Ethics Commission may meet in closed session to consider the settlement, dismissal, status of an investigation, or the issuance of a subpoena or Draft Administrative Complaint, with regard to an enforcement action against a person or persons alleged to have violated local governmental ethics laws. Should the issuance of a Draft Administrative Complaint be authorized, the identity of the Respondent or Respondents will be available after a Draft Administrative Complaint is issued and the matter is noticed for discussion as pending litigation. The nature and details of the allegations will be available upon request only if and after a Final Administrative Complaint is issued.

Item 3: Conference with Legal Counsel

Anticipated litigation. Initiation of litigation pursuant to Government Code section 54956.9(d)(4) (1 potential case). The Ethics Commission may meet in closed session to consider the initiation of litigation.

INTERNET ACCESS TO COMMISSION AGENDA: The Internet address is:
<http://www.sandiego.gov/ethics>.

ACCESS FOR PEOPLE WITH DISABILITIES: This information will be made available in alternative formats upon request. To request an agenda in an alternative format or to request a sign language or oral interpreter for the meeting, call the Ethics Commission (619/533-3476) at least five working days prior to the meeting to ensure availability. Assistive Listening Devices (ALDs) are available from the Ethics Commission Office if requested at least 24 hours prior to the meeting.

COMMENT ON NON-AGENDA ITEMS: This portion of the agenda provides an opportunity for members of the public to address the Commission on items of interest within the jurisdiction of the Commission. Comments are limited to no more than three minutes per speaker. Submit requests to speak to the Commission **prior** to the start of the meeting. Pursuant to the Ralph M. Brown Act, the Commission on any issue brought forth under "Non-Agenda Comment" shall take no discussion or action, other than a referral.