



**Agenda for Meeting of
Thursday, October 28, 2004
Amended**

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

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

NOTE: The public portion of the meeting will begin at 5:00 p.m. The Ethics Commission will meet in Closed Session following the public portion of the meeting.

REGULAR MEETING

Item 1: Call to Order.

Item 2: Roll Call.

Item 3: Reporting Results of Closed Session.

Chair report on results of Closed Session meeting of October 14, 2004.

Item 4: Approval of Commission Minutes.

Approval of Commission Minutes of October 14, 2004.

Item 5: Non-Agenda Public Comment.

Item 6: Commissioner Comment.

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

Item 7: Executive Director Comment.

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

Item 8: Deputy City Attorney Comment.

This portion of the agenda provides an opportunity for the Deputy City Attorney to make announcements or comments.

Item 9: Recent Amendments to the Election Campaign Control Ordinance.

Discussion and possible action regarding suggestions made by Councilmember Donna Frye regarding the acceptable uses of surplus campaign funds and the transfer of contributions from one controlled committee to another.

Item 10: Adjournment.

Adjournment to Closed Session to discuss the items listed in the Closed Session portion of the Agenda. If the Commission takes any action during the Closed Session that must be reported under the Brown Act, the Commission will reconvene into Open Session following the conclusion of Closed Session in order to report that action.

CLOSED SESSION

Item 1: Conference with Legal Counsel

Anticipated Litigation. Initiation of litigation pursuant to Government Code section 54956.9(c) (2 potential matters). 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(c). (2 potential matters). The Ethics Commission may meet in

closed session to consider the settlement, dismissal, or 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 filing 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.

INTERNET ACCESS TO COMMISSION AGENDAS: 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 prior to the meeting, and are to be returned at the end of 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 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.