



**Minutes for Meeting of
Thursday, July 14, 2005**

Item-1: Call to Order

Commissioner Leonard called the meeting to order at 5:39 p.m.

Item-2: Roll Call

Present – Commissioners Dorothy Leonard, Larry Westfall, Karen Thomas-Stefano and Gil Cabrera

Staff – Executive Director Stacey Fulhorst, Lisa Foster (outside counsel), Senior Investigator Lauri Davis, Financial Investigator Dee Dee Alari, and Executive Secretary Katherine Hunt

Excused – Commissioner Charles H. Dick, Jr.

Item-3: Swearing-in of New Commissioners

Assistant City Clerk Joyce Lane administered the oath of office to appointed Commissioner Gil Cabrera and reappointed Commissioner Dorothy Leonard.

Item-4: Approval of Commission Minutes

Approval of May 23, 2005, Ethics Commission Minutes

Motion: Accept and File
Moved/Seconded: Westfall/Stefano
Vote: Unanimous
Excused: Dick

Approval of June 9, 2005, Ethics Commission Minutes

Motion: Accept and File
Moved/Seconded: Westfall/Stefano
Vote: Unanimous
Excused: Dick

Item-5: Non-Agenda Public Comment

None

Item-6: Commissioner Comment

Commissioner Leonard welcomed Commissioner Cabrera and outside counsel Lisa Foster.

Commissioner Cabrera commented that he is an attorney with the law firm of Cooley and Godward, and practices complex business litigation. He added that he has served on several task forces with the San Diego Police Department.

Item-7: Executive Director Comment

Director Fulhorst reported on the Ethics Commission education program and gave an update on the development of the on-line ethics training. She added that the live training sessions will continue, with the next session scheduled for August 12, 2005.

Commissioner Leonard recommended that both the new Commissioners attend a live ethics training session.

Director Fulhorst reported that the FPPC is attempting to schedule a one-day statewide meeting and that former director Charles Walker believed the meetings were extremely beneficial. She advised that the meeting will be held in Southern California, hopefully in August, and that she plans to attend with the Commission's Senior Investigator, Lauri Davis.

Item-8: General Counsel Comment

Lisa Foster commented that it is a pleasure to be working with the Ethics Commission again (this time as outside counsel) and mentioned she has been practicing with the law firm of McDougal, Love, Eckis, Smith, Boehmer and Foley since leaving the City.

Item-9: Election of Chair and Vice Chair.

Commissioner Stefano provided the report for the nomination committee and advised that Commissioner Dorothy Leonard has agreed to serve as the Ethics Commission Chair and Larry Westfall as the Vice-Chair.

Motion: That the Commission approve the nominations of Dorothy Leonard as the Ethics Commission Chair and Larry Westfall as the Vice-Chair for the next year.

Moved/Seconded: Stefano/Cabrera

Vote: Unanimous

Excused: Dick

Item-10: Adjournment to Closed Session

Chairwoman Leonard adjourned the meeting to Closed Session at approximately 5:50 p.m. She stated the Commission would 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.

Reconvene to Open Session

Chairwoman Leonard called the meeting back into open session at approximately 7:20 p.m.

Reporting Results of Closed Session

Chairwoman Leonard reported the results of the Closed Session Meeting of July 14, 2005:

Item 1 - Conference with Legal Counsel (4 potential matters)

Case No. 2005-13 – Alleged Failure to Obtain Required Contributor Information

Motion: Initiate Investigation

Moved/Seconded

Vote: Unanimous

Excused: Dick

Case No. 2005-14 – Alleged Failure to Register as a Lobbyist

Motion: Initiate Investigation
Moved/Seconded
Vote: Unanimous
Excused: Dick

Case No. 2005-15 – Alleged Failure to Pay Vendor within Requisite Time Period

Motion: Initiate Investigation
Moved/Seconded
Vote: Unanimous
Excused: Dick

Case No. 2005-17 – Alleged Failure to Properly Identify “Paid for By” on Mass Mailer

Motion: Initiate Investigation
Moved/Seconded
Vote: Unanimous
Excused: Dick

Item 2 - Conference with Legal Counsel (5 Potential Matters)

Case No. 2004-03 – Alleged Failure to Disqualify from Municipal Decision Affecting Economic Interests, and Misuse of City Position

No reportable action taken

Case No. 2004-24 – Alleged Failure to Timely File Statement of Economic Interests

No reportable action taken

Case No. 2004-50 – Alleged Disclosure of Confidential Information

No reportable action taken

Case No. 2005-05 – Alleged Failure to Disclose Economic Interests

Motion: Dismiss
Moved/Seconded
Vote: Unanimous
Excused: Dick

Case No. 2004-60 – Alleged Failure to Obtain Required Contributor Information

No reportable action taken

Adjournment

The meeting adjourned at approximately at 7:24 p.m.

Dorothy Leonard, Chairwoman
Ethics Commission

Kathy Hunt, Executive Secretary
Ethics Commission

THIS INFORMATION WILL BE MADE AVAILABLE IN ALTERNATIVE FORMATS UPON REQUEST.