



ETHICS REVIEW COMMISSION RECOMMENDATION NO. 20171101-003

Meeting date: November 1, 2017

Subject: Proposed Anti-lobbying Ordinance Amendments

Recommendation No. 1

Motioned by: J. Michael Ohueri

Seconded by: Donna Beth McCormick

Description of Recommendation to Council:

Restricted communication period to begin four (4) business days after the day a solicitation is issued for the purpose of discouraging undue influence and giving respondents time to address policy concerns.

Vote: 7-2

For: Chair Peter Einhorn, Vice Chair Meagan Harding, Debra Danburg, Donna Beth McCormick, J. Michael Ohueri, Luis Soberon and Dennis Speight

Against: Secretary Robert "Ben" Stratmann and Mary Kahle

Abstain:

Absent: Fredda Holmes and Brian Thompson

Recommendation No. 2

Motioned by: Debra Danburg

Seconded by: J. Michael Ohueri

Description of Recommendation to Council:

Restricted communications period to end 60 days following Council authorization or when the contract is executed, whichever is sooner.

Vote: 9-0

For: Chair Peter Einhorn, Vice Chair Meagan Harding, Secretary Robert "Ben" Stratmann, Debra Danburg, Mary Kahle, Donna Beth McCormick, J. Michael Ohueri, Luis Soberon, Dennis Speight

Against:

Abstain:

Absent: Commission Members Fredda Holmes and Brian Thompson

Recommendation No. 3

Motioned by: Vice Chair Meagan Harding

Seconded by: Commission Member Donna Beth McCormick

Description of Recommendation to Council:

Accept working recommendation on enforcement, debarment and reporting obligation (adding Municipal Court to the option of third party due process).

Vote: 9-0

For: Chair Peter Einhorn, Vice Chair Meagan Harding, Secretary Robert “Ben” Stratmann, Debra Danburg, Mary Kahle, Donna Beth McCormick, J. Michael Ohueri, Luis Soberon and Dennis Speight

Against:

Abstain:

Absent: Fredda Holmes and Brian Thompson

Recommendation No. 4

Motioned by: Debra Danburg

Seconded by: Dennis Speight

Description of Recommendation to Council:

Recommendation that Council work with staff and stakeholders on exploring implementation of the Model Procurement Rules of the American Bar Association or other best practices models.

Vote: 9-0

For: Chair Peter Einhorn, Vice Chair Meagan Harding, Secretary Robert “Ben” Stratmann, Debra Danburg, Mary Kahle, Donna Beth McCormick, J. Michael Ohueri, Luis Soberon and Dennis Speight

Against:

Abstain:

Absent: Fredda Holmes and Brian Thompson

Recommendation No. 5

Motioned by: Secretary Robert "Ben" Stratmann
Seconded by: Vice Chair Meagan Harding

Description of Recommendation to Council:

Eliminate the proposed authority of the purchasing officer to consider "mitigating factors" in determining violations and instead authorize the appellate body to consider "mitigating factors" upon appeal.

Vote: 9-0

For: Chair Peter Einhorn, Vice Chair Meagan Harding, Secretary Robert "Ben" Stratmann, Debra Danburg, Mary Kahle, Donna Beth McCormick, J. Michael Ohueri, Luis Soberon and Dennis Speight

Against:

Abstain:

Absent: Fredda Holmes and Brian Thompson

Attest:



C. Crosby, Division Chief
Open Government/Ethics & Compliance