



Denver Board of Ethics

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**DENVER BOARD OF ETHICS
MINUTES
MEETING OF FEBRUARY 5, 2020**

Chair Joseph Michaels called the meeting of the Denver Board of Ethics to order at 12:15 p.m. in conference room 4.I.5 of the Wellington Webb Municipal Office Building. Present were Board members Joseph G. Michaels, Dianne Criswell, Andy S. Armatas and Jane T. Feldman and Sylvia S. Smith. Also in attendance were Jordan Humpheys, Senior Assistant City Attorney, and Executive Director Lori Weiser.

1. Introductions.
2. The Minutes of the Board's December 11, 2019 were amended by agreement of the Board and thereafter approved.
3. Review of the Agenda.
4. The Board considered the request for advisory opinion by Lieutenant Michael Wyatt in case 20-1. Following a thorough discussion of the issues, the Board tabled the case for further consideration in executive session pursuant to Article IV, Rule 1 of the Board's Rules of Procedure.
5. The Board considered the request for advisory opinion and waiver by Lance Jay in case 20-2. Following discussion, a motion was made and seconded to grant Mr. Jay a waiver with the stipulation that the department budgets for the travel expenses in the future if he plans to attend the Grainger show on an annual basis. The motion passed with a vote of four in favor, none opposed. Jane Feldman abstained.
6. The Board considered the request for advisory opinion and waiver by Michael Ogletree in case 20-3. After discussing the unique issues with Mr. Ogletree and his supervisor, a motion was made, seconded and unanimously approved to grant a limited waiver with the understanding that Mr. Ogletree and his supervisor would return to the Board in six months to report whether his outside employment has had any impact on his responsibilities to the city.
7. The Board considered the request for advisory opinion by Lieutenant Todd Fuller. Following discussion, a motion was made, seconded and unanimously approved to

Executive Director
Lori Weiser

Board Members
Joseph G. Michaels – Chair
Dianne Criswell – Vice Chair
Andrew S. Armatas
Sylvia S. Smith
Jane T. Feldman

issue an advisory opinion finding that the proposed conduct was permissible under the Code of Ethics.

8. At 2:09 p.m., a motion was made, seconded and approved to take a recess.
9. The Board reconvened at 2:20 p.m. with all members present.
10. The Board considered the issue of dissenting opinions, ultimately tabling the discussion to a future date.
11. The Board considered and cleared possible hearing dates for case 19-32. The chair, Joseph Michaels, disclosed that he served on the Ethics Committee of the Colorado Bar Association with the attorney for one of the parties in this case. The Board found that the chair would be fair and impartial and agreed that this did not create a conflict of interest that would require further action.
12. At 2:54 p.m. a motion was made, seconded and approved to move into executive session to deliberate on case 20-1, and to discuss Board responses to the recommendations stemming from the recent audit of the ethics program.
13. At 3:43 p.m., a motion was made, seconded and unanimously approved to move from executive session to open / public session.
14. It was moved, seconded and unanimously approved for the Executive Director to draft and circulate an advisory opinion in case 20-1, to reflect the decision of the Board.
15. At 10:00 a.m. a motion was made, seconded and approved unanimously and the meeting was adjourned.

NOTE: Copies of decisions in the cases mentioned above or any other cases may be obtained by contacting the Board's Executive Director, Lori Weiser—lori.weiser@denvergov.org.

Approved by the Denver Board of Ethics on March 11, 2020.