



**Denver Board of Ethics**

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**DENVER BOARD OF ETHICS  
MINUTES  
MEETING OF SEPTEMBER 15, 2020**

Chair Joseph Michaels called the meeting of the Denver Board of Ethics to order at 9:04 a.m. The Board met virtually through Microsoft Teams and conference bridge line. Present were Board members Joseph G. Michaels, Dianne Criswell, Sylvia S. Smith, Andrew S. Armatas and Jane T. Feldman. Also in attendance were Amy Packer, Senior Assistant City Attorney, and Executive Director Lori Weiser.

1. Welcome and introductory remarks.
2. The Minutes of the Board's August 19, 2020 meeting were moved, seconded and approved unanimously without amendment.
3. In case 20-23, the Board considered the request for advisory opinion by Heidi Aggeler, a member of the Denver Planning Board and the Managing Director of Root Policy Research and determined that her service on the Denver Planning Board while holding two consulting contracts with the City of Denver was not a per se violation of the Denver Code of Ethics. The Board did advise her to be mindful to recuse herself if she did substantial work on a project that comes before the Planning Board pursuant to Sections 2-61(a)(6) and (f) of the Denver Code of Ethics
4. Prior to considering the request for advisory opinion in case 20-26, Joseph Michaels disclosed that he knew some of the attorneys that work for the private law firm, Wells, Anderson, & Race, L.L.C. Jane Feldman also disclosed that she casually knows an attorney at that firm as well and worked with her in 2009. The Board determined that there was no conflict of interest for either Board member requiring recusal. The Board then engaged in discussion with Carl McEncroe, the Civilian Review Administrator for the Department of Public Safety concerning his request to engage in outside employment as an attorney with this law firm. The Board requested Mr. McEncroe have conversations with his appointing authority and the law firm and return to the Board in October to provide additional information in support of his request for outside employment.

**Executive Director**  
Lori Weiser

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

5. The Board welcomed and engaged in further discussion concerning the gift reporting procedures with Dan Volkosh, the Policy and Compliance Administrator for the Office of the Clerk and Recorder. Mr. Volkosh informed the Board that a Deputy has been hired and she will attend the next Board meeting.
6. The Board discussed the draft language for anonymous complaints and Board-initiated investigations. Dianne Criswell, Vice-Chair, agreed to edit the draft concerning Board-initiated investigations for discussion at the October meeting.
7. It was moved, seconded and unanimously approved to move from public session into executive session at 10:36 a.m.
8. At 11:10 a.m., a motion was seconded and unanimously approved to move from executive session back into public session.
9. It was moved, seconded, and unanimously approved, in case 20-15, to direct the Executive Director to continue investigation.
10. It was moved, seconded, and unanimously approved, in case 20-16, to direct the Executive Director to continue investigation.
11. It was moved, seconded, and unanimously approved, in case 20-24, to dismiss the case for lack of jurisdiction under Section 2-56(6)(a) of the Denver Code of Ethics.
12. It was moved, seconded, and unanimously approved, in case 20-25, to find that the complaint did not allege a violation of the Denver Code of Ethics, and to therefore dismiss the case for lack of jurisdiction pursuant to 2-56(6)(a) of the Code.
13. The Board discussed the circumstances facing a prior complainant and asked for follow-up by the Executive Director relating to the Whistleblower Protection Ordinance.
14. The Board decided to not hold an annual ethics forum in 2020 due to the impact of the pandemic.
15. At 11:26 a.m. a motion was made, seconded, and approved unanimously and the meeting was adjourned.

APPROVED by the Board October 14, 2020.

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](mailto:lori.weiser@denvergov.org).