

**City of Atlanta Board of Ethics Meeting
Minutes of September 16, 2010**

The monthly meeting of the City of Atlanta Board of Ethics was called to order by Chair John Lewis, Jr. at 6:15 p.m. in the City Council Committee Room 2, 55 Trinity Avenue, Atlanta, Georgia 30303. Attending the meeting were board members MaryAnne Gaunt, Cathy Daniels, and Caroline Tanner. Board members Carol Snype Crawford; Charles B. Crawford, Jr.; and Charmaine Ward were absent. Staff members Ginny Looney, Jabu M. Sengova, and Sherry Dawson also attended.

MINUTES

1. The Board adopted the minutes of the July 15, 2010 meeting on a motion by Ms. Tanner and a second by Ms. Gaunt.

FINANCIAL DISCLOSURE

2. Consent Orders and Public Reprimands

10-FD-009 In the Matter of Bryan Dodson
10-FD-024 In the Matter of Frederick Mitchell

Ms. Sengova presented consent orders in the two cases, recommending that the Board assess a fine of \$250, suspend the balance of the \$450 fine, and issue public reprimands to the two city employees. Bryan Dodson and Frederick Mitchell were present at the meeting, and Ms. Daniels issued the public reprimand to them. Ms. Gaunt made a motion to accept the consent orders, which was seconded by Ms. Tanner, and it passed unanimously.

3. Consent Orders

10-FD-006 In the Matter of Tyron Burke
10-FD-011 In the Matter of Keith Duffey

Ms. Sengova recommended that the Board adopt the consent orders in these two cases, which provide for a payment of a \$50 fine, and suspend the balance of the \$450 fine. Ms. Gaunt moved to adopt the consent orders, with a second by Ms. Daniels, and the Board passed it unanimously.

4. Consent Orders

10-FD-025 In the Matter of Anthony Ogato
10-FD-034 In the Matter of Henry West

Ms. Gaunt made a motion to accept Ms. Sengova's recommendation that Mr. Ogato and Mr. West had reasonable cause for filing late and remove their names from the Delinquent Filers' Roll. Ms. Daniels seconded the motion, and it passed unanimously.

FORMAL ADVISORY OPINIONS

5. Discussion with Miles Alexander on Free Tickets

Miles Alexander, a former chair of the Board of Ethics, provided a briefing on an ethics investigation and report that the Board of Ethics conducted in 1989 on free tickets in four city contracts. Following the issuance of the report, Mayor Andy Young issued an executive order that prohibited employees in the executive branch from accepting free tickets to sporting and entertainment events. The Board and Mr. Alexander also discussed the exception that allows city officials and employees to accept free tickets to events when they are performing an official duty.

6. Proposed Formal Advisory Opinion 2010-2 on Personal Interests

Ms. Looney presented a draft opinion that addresses when an official or employee has a personal interest that requires recusal in a matter or a vote and discussed the relevant factors that should be considered. Following a discussion, the Board decided to consider the opinion for final adoption at its next regularly scheduled meeting.

ETHICS OFFICER'S REPORT

7. 2010-2011 Work Plan

Ms. Looney reported on activities that support the 2010-2011 Work Plan in the following areas: operations, training, advice, public education and outreach, investigation and enforcement actions, financial disclosure, and legislation and lobbying.

FINANCIAL DISCLOSURE

8. 10-FD-021 In the Matter of Justin Kabota

Justin Kabota was not present at the board meeting in violation of the subpoena issued commanding him to appear before the Board. Following a discussion, the Board concluded that the final order imposing a \$450 fine that it adopted at its July meeting disposed of the matter.

Having no further business, the meeting adjourned at 7:38 p.m.



Jabu M. Sengova, Associate Ethics Officer

Approved October 21, 2010