



# CITY AND COUNTY OF DENVER

## BOARD MEMBERS

LESLIE M. LAWSON – CHAIR  
ANN A. TERRY – VICE CHAIR  
EDGAR L. NEEL  
LORI MACK  
SYL MORGAN-SMITH

## STAFF DIRECTOR

L. MICHAEL HENRY

## DENVER BOARD OF ETHICS

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## DENVER BOARD OF ETHICS MINUTES

### MEETING OF NOVEMBER 18, 2010

Chair Leslie M. Lawson called the meeting to order at 3:35 pm. Also present were Ann Terry and Edgar Neel. Lori Mack was excused. Syl Morgan-Smith was absent. Also present were Staff Director Michael Henry and Budget Analyst Kelly Greunke.

1. It was moved, seconded and passed to approve the minutes of the October 26, 2010 meeting.
2. Michael Henry introduced the Board's computer consultant Barbara Finke and he and the Board expressed appreciation for her help and guidance on computer and website issues.
3. Major Michael Horner of the Sheriff Department explained to the Board his request for a small revision to the Board's advisory opinion to him which was decided at the October 26, 2010 Board of Ethics meeting.
4. City Councilman Paul Lopez presented to the Board his request for an advisory opinion and/or waiver regarding payment for air-fare to a conference.
5. The Board discussed and voted to adopt the following policy regarding absences of Board members from Board of Ethics meetings: When a member gives more than 3 days' notice to the Staff Director that he or she will not be able to attend or if a member gives less than 3 days' notice of an illness or other unexpected emergency, that will be counted as an excused absence. No vote will need to be taken as to whether to excuse an absence or not. Members are encouraged to give as much notice as possible in order to help to ensure a quorum at each meeting. Members can participate by conference call if they are not able to be physically present.
6. Leslie Lawson, Edgar Neel and Michael Henry reported on the meeting earlier on November 18 of the Audit Committee, which received and discussed for an hour the performance audit of the Citywide Ethics Program performed by the Auditor's Office. The Audit committee and the Board of Ethics were generally in support of the audit

findings and recommendations. Michael Henry will draft detailed responses for the Board to discuss on December 16 for inclusion in the Board's annual report.

7. The Board had a detailed discussion concerning the recommendations in the performance audit regarding anonymous complaints. The Board decided to support the recommendation that the Whistleblower Protection Ordinance should be amended to extend its protection against retaliation to anonymous complainants. In addition, the Board decided to support the recommendation that the Code of Ethics should be amended to allow formal anonymous complaints to be filed with the Board of Ethics; however, following preliminary investigation or screening by the Board, the names of complainants might need to be disclosed in order to proceed with further action.
8. It was moved, seconded and passed to go into executive session to deliberate on pending cases.
9. The meeting adjourned at 5:15 pm.

Respectfully submitted,

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Michael Henry, Staff Director

Approved by Board of Ethics: December 16, 2010