



**CITY OF YPSILANTI  
POLICE ADVISORY COMMISSION MEETING  
Thursday, July 25, 2019 @ 7:00 PM  
Council Chambers  
One South Huron, Ypsilanti, MI 48197**

Page

**I. CALL TO ORDER**

**II. ROLL CALL**

**COMMISSIONERS:**

Andy Fanta  
Heather Freeling  
Kathleen McCormick  
Herman Humes  
Gail Wolkoff

**STAFF LIASION:**

Police Chief Tony DeGuisti

**III. AGENDA APPROVAL**

**IV. APPROVAL OF MINUTES**

**2 - 5**

- A. Approval of the June 27, 2019 Meeting Minutes  
[POLICE ADVISORY COMMISSION - 27 Jun 2019 - Minutes \(1\)](#)

**V. PUBLIC COMMENT (3 MINUTES)**

**VI. RESOLUTIONS/MOTIONS/DISCUSSIONS**

- A. Monthly Ypsilanti Police Department Statistical Report - Chief DeGuisti  
B. Examining potential recommendation for ordinance amendments

**6 - 14**

- C. Police Advisory Commission Code of Ethics  
[ARTICLE III City Code - Ethical Standards of Conduct](#)

- D. Dealing with Difficult Individuals

**VII. OLD BUSINESS**

**VIII. PUBLIC COMMENT (3 MINUTES)**

**IX. NEXT MEETING DATE**

**X. ADJOURNMENT**



# MINUTES POLICE ADVISORY COMMISSION Meeting

7:00 PM - Thursday, June 27, 2019  
Council Chambers

The POLICE ADVISORY COMMISSION of the City of Ypsilanti was called to order on Thursday, June 27, 2019, at 7:00 PM, in the Council Chambers, with the following members present:

## I CALL TO ORDER

The meeting was called to order at 7:06 p.m.

## II ROLL CALL

### COMMISSIONERS:

Andy Fanta	Present
Heather Freeling	Present
Kathleen McCormick	Present
Herman Humes	Present
Gail Wolkoff	Present

### STAFF LIASION:

Police Chief Tony DeGuisti

## III AGENDA APPROVAL

The agenda was approved as submitted

## IV APPROVAL OF MINUTES

a) May 23, 2019

Commissioner Humes moved, seconded by Commissioner Wolkoff to approve the minutes

Approved: Yes - 5; No - 0; Absent - 0

## V PUBLIC COMMENT (3 MINUTES)

1. An Audience Member asked what the purpose of the Commission is.

Commissioner Fanta responded the Commission was created by City Council, and highlighted the purpose of the Commission set by ordinance. He added the Commission meets monthly to discuss relevant issues set by ordinance. The Audience Member asked if the Commission has any connection to the Black Lives Matter movement. He asked if the Commission would address potential violent behavior by an officer. Mr. Fanta asked for a clarification of the question. The Audience Member responded officers wearing body cameras. Commissioner McCormick replied all Ypsilanti Police Officers wear body cameras. She added all Ypsilanti Police Officers have an understanding that not only to all Black Lives Matter, all lives matter. Commissioner Wolkoff added Ypsilanti has a robust police complaint

process to address any issues the public might have had with an officer. The Audience Member described issues he had with the police in Indiana.

## **VI RESOLUTIONS/MOTIONS/DISCUSSIONS**

### **a) Review of monthly statistical report - Chief DeGiusti**

Chief DeGiusti provided his monthly report.

Commissioner Humes asked how the amnesty program will be advertised to the public. Chief DeGiusti responded in as many ways as possible.

Commissioner Wolkoff interjected her understanding is the amnesty day is not for low level tickets but for guns. Chief DeGiusti responded that is the gun buyback in August, they are two separate events.

Commissioner Fanta stated the issue with the complaint was based on information the department would have been given from the prosecutor's office. They would have reviewed the cases and issued the warrants. Chief DeGiusti replied he mentioned it because once the department receives the paperwork it goes in different directions. That was the fault of Ypsilanti personnel.

Commissioner Fanta asked what kind of closure is there for complaints when the complainant does not respond to police investigation. Chief DeGiusti responded there is not a set procedure because each complaint is different, each complaint will be followed up until it is futile to do so.

Commissioner Wolkoff asked what "obstructing police" means. Chief DeGiusti replied that is the code used for bench warrants. Ms. Wolkoff stated the other high category for youths is drunkenness leading her to believe underage drinking is on the rise. Chief DeGiusti stated his it is increasing as is shootings. The significant issue is the public is not providing any information. The public is worried about being viewed as a snitch.

Commissioner Humes asked if there is a way to examine what other communities, similar in size, to see if crimes are increasing throughout the area. Chief DeGiusti responded even places not Ypsilanti's size that are having these same issues. The east side of this county is very much intertwined, are mirrored in the surrounding townships. The department is working with those communities and the Sheriff's Department to collect intelligence regarding regional issues.

### **b) Resolution No. 2019-001, Recognizing Commissioner Sue Melke.**

**Commissioner Humes moved, seconded by Commissioner McCormick to approve the minutes**

Commissioner Fanta provided a summary of the memorial provided for Commissioner Melke at Chidester Place.

**Approved: Yes - 5; No - 0; Absent - 0**

**c) Finalize Commission Engagement Letter**

Commissioner Fanta provided an overview of the engagement letter. He added that there is potential he and Commissioner Humes would be interviewed by WEMU.

Commissioner Wolkoff stated she shared the list of organizations with the Commission and asked the Commission to add any other organizations they see fit.

**d) Letter in response to the Nouri Complaint**

Commissioner Fanta stated he felt that the letter encapsulates the feeling of the Commission.

**Commissioner Humes moved, seconded by Commissioner McCormick to approve the minutes**

**Approved: Yes - 5; No - 0; Absent - 0**

**e) Review Ann Arbor Police Supervisory Materials**

Commissioner Fanta outlined items from the Ann Arbor ordinance that would enrich Ypsilanti's. He suggested the Commission review the ordinance and bring recommendations to the next meeting. He suggested included the "diversity of membership" section in Ann Arbor's Ordinance. If the Commission approves that it would be forwarded to Council for review.

Chief DeGiusti stated this commission is half the size of Ann Arbor's making it more difficult to recruit the demographics listed in the Ann Arbor ordinance. In addition the population of Ypsilanti is much smaller than Ann Arbor's which could also create an issue. He stated he isn't against the change he just wanted the Commission to be aware of the potential issues. Commissioner Fanta understood the Chief's concerns.

Commissioner McCormick stated the Commission might already contain the demographics outlined. She added if people are being targeted for the way they are is not fair, and could create problems. She deals with fair housing issues each day, and people cannot not be recruited for those specific reasons. Commissioner Fanta agreed, but clarified using the Ann Arbor ordinance as a point of discussion. He stated the Commission is still missing membership from Ward 3.

## **VII OLD BUSINESS**

- Commissioner Wolkoff stated the commission is under representative in Ward 3. She added she learned a lot at Commissioner Melke's memorial, having a person from a facility like Chidester Place is very useful to this commission. She encouraged the Commission to actively try and recruit commissioners. Commissioner Fanta agreed, and added he would like to recruit a youth member that would bring valuable insight to the Commission.
- Commissioner Fanta stated the City Manager is setting up the emails for the Commission. She added a FOIA would be narrowed to pertinent emails, not all personnel emails.

## **VIII PUBLIC COMMENT (3 MINUTES)**

None

## **IX NEXT MEETING DATE**

- a) July 25, 2019

## **X ADJOURNMENT**

**Commissioner McCormick moved, seconded by Commissioner Humes to adjourn the meeting**

**On a voice vote, the motion carried, and the meeting adjourned at 8:02 p.m.**

ARTICLE III. - ETHICAL STANDARDS OF CONDUCT<sup>3</sup>

Footnotes:

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**Charter reference**— Ethical standards of conduct required, § 9.01.

**State Law reference**— Standards of conduct and ethics, MCL 15.341 et seq.

DIVISION 1. - GENERALLY

Sec. 46-71. - Definitions.

The following words, terms and phrases when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Agreement* means an understanding between two or more persons or entities; a contract.

*Appointed* means selected and installed in an office or position.

*Associated* means the condition of being an owner, partner, member, part owner, employee, limited partner, stockholder, director, lender, borrower, or having a financial interest in.

*Beneficiary* means a person or entity receiving a benefit.

*Benefit* means an advantage; any improvement in position, finances, power, or influence.

*Bona fide union* means a labor organization recognized as legally capable of representing members in employment matters with the city.

*Business* means a commercial or industrial enterprise or establishment, enterprise, store, etc.; work, employment, profession of an individual or group; commerce.

*Candidate* means someone who seeks or has been proposed for an office, position, or award.

*City employee* means an employee of the city.

*City funds* means any funds, money, or monetary rights owned by the city, or under the control of the city in a fiduciary or representative capacity.

*City officer* means an officer of the city; someone holding an official position of authority with the city; e.g., the clerk of the city, the mayor, the assessor, etc. The term city officer does not include a volunteer not appointed or elected to a city office.

*City personnel* means individuals working for the city as employees for wages, salary or other agreed benefits.

*City property* means anything tangible or intangible, including rights, owned by the city or under the control of the city in a fiduciary or representative capacity.

*City resources* means city property, working hours and the labor of persons performing work for the city.

*Class of stock* means a separate and distinct set of the shares of corporate capital or the certificates representing such shares, carrying rights distinguishable from other classes.

*Collective bargaining* means negotiation between organized workers and their employer concerning wages, hours and working conditions.

*Conflict of interest* means an interest that competes with or is adverse to a legitimate interest of the city.

*Consideration* means something given or promised in exchange for something else, tangible or intangible, including promises.

*Contracts* means agreements or mutual understandings supported by present or future consideration.

*Contribution* means money or aid given to another.

*Corporation* means a formal legal entity chartered by a state or the federal government, formed by an individual or group of people or entities and having distinct legal existence, rights, and liabilities.

*Directly* means straight, uninterrupted, immediately causing or leading to.

*Director* means one who supervises and directs the actions of others or an entity, department, division, or group.

*Disposition* means management of affairs; orderly arrangement of something.

*During the course of city business* means while planning, working on, reporting on, or carrying out the affairs of the city.

*Elected* means chosen by vote of the eligible electors.

*Election fraud* means a crime consisting of an intentional act which violates the election laws of the state and which act is either designated as fraud by the relevant statute; or involves dishonesty, moral turpitude, the intentional misleading of a person or persons including the general public of a significant and material fact or facts, or is an intentional misuse or subversion of the election process.

*Employee* means a person working for the city for wages, salary, or other benefits and under the control and supervision of the city as to hours, work standards, and rules of work, etc.

*Employment* means the condition of being employed; work.

*Exchange (as in stock exchange)* means an officially recognized and regulated place with a mechanism and set of rules administered for the buying and selling of commodities or rights.

*Exchange* means to give in return.

*Expectation* means a looking forward to something; a looking for as due; a thing looked forward to; a reason for looking forward to something; a prospect.

*Favor* means unfair partiality; an obliging act.

*Financial gain* means increase in monetary or material wealth or earnings.

*Forbearance* means the act of forbearing.

*Gain* means an increase in power, advantage, wealth, possessions, earnings.

*Gift* means something given without recompense.

*Immediate family* means mother, father, brother, sister, spouse, child, child's spouse, brother-in-law and sister-in-law.

*Incidental* means secondary or minor, of little value.

*Independent contractor* means a person or entity doing work under agreement without the controls over the work and work progress by someone in the position of an employer; the independent contractor determines how and when the work is to be accomplished within the limits of the contract; someone who exercises a great deal of discretion in prosecuting the work; contrast an employee who is directed by the employer.

*Indirectly* means not straight forward; not immediate; secondary.

*Influence* means the power of persons or things to affect others.

*Interfere* means to come between for some purpose; to meddle; or to attempt to determine course or outcome without authority or legitimate purpose.

*Legal entity* means a person or organization with legal standing, rights and duties apart from anyone else or any other entity.

*Limited liability company* means a form of corporation created by state statutes; has certain aspects of partnership and different tax attributes from a regular corporation.

*Loan* means a transfer of money or an item with the expectation and agreement that the thing transferred will be returned, often with the agreement to pay for the use as well as return the original amount or thing.

*Lowest qualified bidder* means the person or entity submitting the lowest bid price to accomplish a job, while meeting the bid requirements for qualifying to submit bid proposals.

*Member* means any of the persons constituting an organization or group.

*Minor* means lesser in size, importance or amount.

*Moral turpitude* means an act of baseness, vileness or depravity; conduct contrary to honesty, justice or good morals.

*Officer* means a person holding an office or position of authority in the city government.

*Official conduct* means action or inaction by an officer or employee acting on behalf of the city.

*Ordinary course of law enforcement* means includes investigation of suspected wrongdoing.

*Owner* means the person with the right to dispose of something.

*Part owner* means an owner of a portion of something.

*Partner* means a person or entity in the same business enterprise with others that share benefits and risks.

*Partnership* means an organization of partners for the purpose of conducting an enterprise.

*Party* means a person or entity that is involved in an agreement, enterprise or endeavor.

*Person* means a legal entity; a human being.

*Person sharing the same living quarters* means a human being living with another under the same roof and using common living areas.

*Personal gain* means advantage or increase in wealth, possessions, power or other benefits for an individual.

*Political parties* means formal organizations supporting candidates for public office.

*Potential conflict of interest* means a situation whereby the interests of the city and the interests of someone else will, may, or might become in conflict in the ordinary course of events.

*Promise* means an agreement to do or not to do something.

*Promise of future employment* means an agreement concerning the future hiring or the abstention from firing someone.

*Public entities* means organizations sanctioned or created by government to serve the interests of the public.

*Renegotiation* means negotiation of new terms for an already agreed to deal.

*Renewal* means the extension, under (usually) similar terms and conditions of an agreement for another time period.

*Represent* means to speak and act for someone or some entity by conferred authority; to state as true.

*Reward* means something given for something done.

*Rules of ethical conduct* means the provisions of this article.

*Significant other* means a person living with the subject person under the same roof and using common living areas.

*Solicit* means to ask or seek; often earnestly; to entice another to do wrong.

*Special* means out of the ordinary.

*Stock* means ownership of a corporation; the certificates representing the ownership.

*Stockholder* means one who owns stock.

*To favor* means to be partial to; to support; advocate; to help; make easier.

*To forbear* means to refrain from; abstain; avoid doing.

*To transact* means something carried out, done, accomplished.

*Transaction* means a transacting or being transacted.

*Trust* means a relationship established by giving a trustee nominal ownership of something with the understanding the trustee will administer that received for the benefit of another.

*Trustee* means a person or entity holding something in trust for another.

*Unauthorized person* means a person that is not empowered by law, or authorized by law to do a certain act or receive certain information.

*Unincorporated association* means an organization of persons or entities not operating as a corporation.

*Volunteer* means someone who enters into any service of his own free will.

(Ord. No. 818, 5-22-1995)

**Cross reference**— Definitions generally, § 1-2.

Sec. 46-72. - Penalty.

- (a) Any person who shall be convicted, by a court of competent jurisdiction, of violating any of the provisions of this article shall be guilty of a misdemeanor and shall be punished as provided in section 1-15.
- (b) In addition, any person so convicted by a court of competent jurisdiction shall forfeit any city employment or office held. The office shall be vacant upon conviction.
- (c) Any person convicted by a court of competent jurisdiction of a misdemeanor involving election fraud, or any felony, or a misdemeanor involving moral turpitude committed in the course of employment with the city, shall forfeit any city employment or office held. The office shall be vacant upon conviction.

(Ord. No. 818, § 21, 5-22-1995)

Sec. 46-73. - Financial/conflict disclosure.

- (a) All city councilmembers, the city manager, city treasurer, city finance officer, and all city department heads, shall file an annual disclosure statement with the city clerk on or before April 15 of each year. The statement shall disclose and detail any interest of the filer in any company, business, trust or entity of any kind doing business with the city for the past year and state the type of interest, cost, income and benefits received and present value. The statement shall also include any interest of the filers immediate family in any such company, business, trust or entity. The disclosure statement shall be a public document.

- (b) Disclosure need not be made of benefits received from any entity when an ownership interest is the only connection, and:
  - (1) The company has stock traded on a national exchange and the filer owns \$25,000.00 or less of stock of the entity; or
  - (2) The stockholder owns one percent or less of the total stock by value; whichever is greater.
- (c) Disclosure need not be made of wages or salary received from a public community college, junior college or state college or university.

(Ord. No. 818, § 18, 5-22-1995)

Sec. 46-74. - Legal process.

- (a) No city councilmember, city officer or employee of the city shall interfere with the ordinary course of law enforcement within the city, and no special favors, consideration or disposition shall be suggested to or requested of any law enforcement person of the city including city manager, police chief, police officers, ordinance officers, city attorney and/or administrative staff concerning any city law enforcement matter, including, but not limited to, parking tickets, traffic tickets, ordinance tickets or enforcement of city codes.
- (b) This section shall not prohibit the city manager, city attorney, and all law enforcement officials from exercising the usual power, control and discretion which are part of their duties. This section shall not prohibit the mayor and city council from making policy decisions, enacting legislation, and directing the affairs of the city in accordance with their legal powers and responsibility.

(Ord. No. 818, § 19, 5-22-1995)

Sec. 46-75. - Offering gifts, loans, contributions, etc., for influence.

No person shall offer or give to any of the following persons a gift, loan, contribution, forbearance, reward or promise of future employment based on an agreement, promise, or expectation that the vote or official action or decision of an officer, employee or candidate for elected office in the city would be influenced thereby:

- (1) A city officer, an employee of the city or a candidate for elected office in the city;
- (2) A member of the immediate family of an individual referred to in subsection (1) of this section; or
- (3) A business or other entity with which an individual referred to in subsection (1) or (2) of this section is associated.

(Ord. No. 818, § 8, 5-22-1995)

Sec. 46-76. - Accepting gifts, loans, contributions, etc., for influence.

- (a) No person referred to in section 46-75 shall accept a gift, loan, contribution, reward or promise of future employment based on an agreement that the vote or the official action or decision of an officer, employee or candidate for elected office in the city would be influenced thereby.
- (b) Section 46-75 and subsection (a) of this section shall not prohibit a city officer, employee or candidate for elected office in the city from accepting minor gifts such as meals, awards, pens, pencils, and other token items valued at \$25.00 or less when the gift is extended during the course of city business and no return promise is made by the recipient.

(Ord. No. 818, § 9, 5-22-1995)

Sec. 46-77. - Exceptions.

This article does not prohibit the expression of views and opinions or communications of plans for future action, nor does it prohibit contributions to political parties or candidates as permitted by law.

(Ord. No. 818, § 10, 5-22-1995)

Sec. 46-78. - Disclosure of confidential information.

No city officer, employee, contractor or agent shall divulge to any unauthorized person confidential information acquired in the course of holding city office, employment or position (including but not limited to information provided, obtained or discussed in closed or executive sessions of the city council) in advance of the time authorized by the appropriate governmental body, department head, city manager or law, except as otherwise provided by law.

(Ord. No. 818, § 11, 5-22-1995)

Sec. 46-79. - Prohibited use of position or confidential information.

- (a) No city officer or employee shall make use of his public position, or any confidential information received through holding such public position, to obtain financial gain for himself, a member of his immediate family or an associated business or organization or entity.
- (b) This section shall not prevent any officer or employee from accepting their regular compensation.

(Ord. No. 818, § 12, 5-22-1995)

Sec. 46-80. - Prohibited use of city personnel, resources, property, etc.

- (a) No officer or employee shall make use of city personnel, resources, property or funds to obtain financial gain for himself, a member of his immediate family or an associated business.
- (b) This section shall not prevent any city officer or employee from benefiting a nonprofit charitable organization when authorized by proper city council, manager or other legal authority action.

(Ord. No. 818, § 13, 5-22-1995)

Sec. 46-81. - Authority to make contracts.

No officer or employee shall act on behalf of the city in the making of contracts when such officer or employee has, in fact, no authority to so do.

(Ord. No. 818, § 14, 5-22-1995)

Secs. 46-82—46-95. - Reserved.

DIVISION 2. - CONTRACTS<sup>54</sup>

Footnotes:

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**State Law reference**— Conflicts of interest as to contracts, MCL 15.321 et seq.

Sec. 46-96. - Conflict of interest prohibited.

- (a) No city officer or employee shall be a party, directly or indirectly, to any contract with the city, except as provided by this article.
- (b) This section shall not prevent the renewal or renegotiation of an employment or independent contractor contract with a city officer or employee.
- (c) This section shall not prevent collective bargaining or contracts with any bona fide union.

(Ord. No. 818, § 1, 5-22-1995)

Sec. 46-97. - Solicitation of contracts.

No officer or employee of the city shall directly or indirectly solicit any contract with the city and any of the following:

- (1) Such officer or employee.
- (2) Any partnership, limited liability company or unincorporated association, or other legal entity of which the officer or employee is a partner, member, owner or part owner or employee.
- (3) Any corporation in which the officer or employee is an owner or stockholder of more than one percent of the total outstanding stock of any class if the stock is not listed on an exchange, or of value of \$25,000.00 or more if the stock is listed on a stock exchange or of which the officer or employee is a director, officer, or employee.
- (4) Any trust of which the officer or employee is a beneficiary or trustee.

(Ord. No. 818, § 2, 5-22-1995)

Sec. 46-98. - Participation in contract negotiations.

No officer or employee of the city, including the mayor and city council, shall take part in the negotiations for any contract or renegotiation of contract or amendment of contract or in approval of contract, or represent any party to the transaction when the contract is with the city and any of the entities set forth in section 46-97.

(Ord. No. 818, § 3, 5-22-1995)

Sec. 46-99. - Application of sections 46-97 and 46-98.

Sections 46-97 and 46-98 shall not apply to:

- (1) An city officer or employee paid for working an average of 25 hours per week or less, (this exception does not apply to the mayor and city council); or
- (2) An city officer or employee who is an employee of a public: community college, junior college, or state college or university concerning a contract of that entity.

(Ord. No. 818, § 4, 5-22-1995)

Sec. 46-100. - Contract requirements.

Any contract permitted under section 46-99 must meet all the following requirements:

- (1) Public disclosure on the record to the city council of any pecuniary interest in the contract of the city officer or employee.
- (2) Approval of the contract by not less than two-thirds of the full membership of the city council not counting the vote of the disclosing member.
- (3) The city council minutes must contain:
  - a. The terms of the contract;
  - b. Duration of contract;
  - c. Consideration;
  - d. Facilities or services included;
  - e. Nature and degree of assignment of public employees for fulfillment of contract;
  - f. Names of all parties;
  - g. The nature of any pecuniary interest.

(Ord. No. 818, § 5, 5-22-1995)

Sec. 46-101. - Governmental decisions.

- (a) Sections 46-96 through 46-100 shall not prevent an officer or employee making or participating in making a governmental decision to the extent required by law.
- (b) If two-thirds of the members of the city council are not eligible to vote on a contract or to constitute a quorum because of this article or state law, a member may be counted for a quorum and vote on the contract if the member:
  - (1) Will benefit directly \$250.00 or less; and/or
  - (2) Will benefit less than five percent of the contract; and
  - (3) In any case files a sworn affidavit to the facts which is recorded with the official minutes of the meeting.

(Ord. No. 818, § 6, 5-22-1995)

Sec. 46-102. - Exceptions to prohibitions.

The prohibitions set forth in sections 46-96 through 46-100 shall not apply to:

- (1) Contracts between public entities.
- (2) Contracts awarded to the lowest qualified bidder other than an officer or employee of the city, provided:
  - a. The bid is pursuant to published notice and sealed bids; and
  - b. No qualified bidder is prohibited from bidding except by law.
- (3) Subsection (2) of this section shall not apply to amendments, renegotiations of any existing contract or additional payments on any contract not authorized at the time of contract.
- (4) Contracts for public utility services where the rates are regulated by state or federal government.

- (5) Disposal of surplus city property to a city employee and or officer when the disposal is pursuant to sale by sealed bids after published public notice, or sale by public suction after public notice.

(Ord. No. 818, § 7, 5-22-1995; Ord. No. 847, 11-6-1996)

Secs. 46-103—46-115. - Reserved.

### DIVISION 3. - PARTICIPATION IN GOVERNMENTAL DECISIONS

Sec. 46-116. - Generally.

- (a) No city officer or employee shall make or participate in making a decision in his capacity as a city officer or employee knowing that the decision will provide such officer or employee, a member of the officer or employee's immediate family, or a business with which the officer or employee is associated, a financial benefit of more than an incidental nature which is distinguishable from the benefits to the person as a member of the public or as a member of a broad segment of the public.
- (b) A city officer or employee who makes or participates in making a decision under this section, which places or may place him in a potential conflict of interest, shall deliver a public statement to the city clerk prior to taking the action, disclosing the potential conflict of interest and explaining why, despite the potential conflict, he was able to make or participate in making the decision fairly, objectively and in the public interest.

(Ord. No. 818, § 15, 5-22-1995)

Sec. 46-117. - Statement of disclosure.

Except as otherwise prohibited by law, a member of council may make or participate in making a decision which may place him in a potential conflict of interest if the member first delivers a statement to the mayor disclosing the potential conflict of interest, and explaining why, despite the potential conflict of interest, the member is able to vote and otherwise participate fairly, objectively and in the public interest. The statement shall be entered in full in the minutes of the city council.

(Ord. No. 818, § 16, 5-22-1995)

Sec. 46-118. - Labor negotiations.

Section 46-116 and 46-117 shall not apply to labor negotiations.

(Ord. No. 818, § 17, 5-22-1995)