The Seabrook Ethics Review Commission met in regular session on Wednesday, October 20, 2010 at Seabrook city Hall, 1700 first Street, Seabrook, Texas, to consider and if appropriate, take action with respect to the items listed below.

THOSE PRESENT WERE:

RAY SILVESTRI	CHAIRMAN
MARGARET HUNT	MEMBER
DAVID KISER	VICE-CHAIRMAN
CARL KUEHNEL	MEMBER
JOHN RODRIGUEZ	MEMBER
MEREDITH BRANT	ASSISTANT CITY SECRETARY

Chairman Silvestri convened the meeting at 7:00 p.m.

1.0 PUBLIC COMMENTS AND ANNOUNCEMENTS

There were none.

2.0 NEW BUSINESS

2.1 Review outcome of the May 8, 2010 election as it relates to Section 11.29 and any other sections relevant to the Ethics Review Commission.

After some discussion of the changes to the Charter and a comparison to the Code of Ethics, it was determined that there were conflicting issues. Chairman Silvestri suggested that it might be appropriate to invite the city attorney to the next meeting or to request a response in writing of the following:

- In the Code of Ethics, Standards of Conduct Sec. 2-231(a) there is no conflict of interest if the financial interest is “less than one percent” and state law (171.002) as referenced in Charter Sec. 11.09 is “10 percent or more.” Which is correct?
- The Code of Ethics Sec. 2-231(c) states that gifts are limited to $50 value. Where in the state law is this addressed?
- Section 11.29, which addresses standards of conduct, was deleted from the Charter. Which state laws address the same issues? State law 171.002 does not cover all issues.
- What was the intent of the Charter Commission when deleting Sec. 11.29?
- Can ordinances be stricter than Charter?
- Where are “Standards of Conduct” found in the state code?

Chairman Silvestri stated that it would be appropriate to meet again next month to address these issues.

2.2 Consider any additional changes/amendments to the Code of Ethics or any other relevant ordinances.

Mr. Kiser suggested that Sec. 2-207(c) of the Code of Ethics be revised to delete dates of expiration for members. He added that his four years with the commission will be up at the end of October.

Chairman Silvestri stated that his term on the commission will expire at that time also. He stated that this poses a problem in that the code states, “No regular member shall serve for more than four consecutive years.” He added that since there are only five members on the commission these expired terms will result in the inability of the commission to meet.

Motion was made by David Kiser and seconded by John Rodriguez

To task the chairman with writing a letter to City Council explaining the term dilemma and request a council agenda item to address terms, possible extension of appointments and appointing additional members.

MOTION CARRIES BY UNANIMOUS CONSENT.

3.0 ROUTINE BUSINESS

3.1 Approval of the minutes of the April 21, 2010 meeting.

Motion was made by David Kiser and seconded by Margaret Hunt

To approve the minutes as written.

MOTION CARRIES BY UNANIMOUS CONSENT.

3.2 Consider agenda items for the next regularly scheduled meeting and confirm meeting date.

Items for the next agenda should include:

- Items 2.1 and 2.2.
- Consider Sec. 2-207(c) of the Code of Ethics.
- Consider city attorney answers to questions if available at the time of the next meeting.

Members proposed a meeting on either November 8 or 10. Ms. Brant stated that she would check the city calendar to determine which date was available and notify the members accordingly.

Upon motion, Chairman Silvestri adjourned the meeting at 8:00 p.m.

APPROVED THIS 26th DAY OF SEPTEMBER, 2012.

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Chairman

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Meredith Brant, TRMC
Assistant City Secretary