



City of San Marcos

Meeting Minutes Ethics Review Commission

Tuesday, August 10, 2021

5:30 PM

Virtual Meeting

I. Call To Order

With a quorum present, the regular meeting of the Ethics Review Commission was called to order by Chair Lollar at 5:30 p.m. on Tuesday, August 10, 2021.

II. Roll Call

Present: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Absent: 3 - Commissioner Chavez (resigned July 20, 2021), Commissioner Chandler, and Commissioner Rhodes

Others Present: 3 - Jacque Cullom, Stan Standridge, and Chase Stapp

III. 30 Minute Citizen Comment Period

There were no speakers.

1. Executive Session under the authority of Section 2.444 of the San Marcos City Code to review Complaint 2021-1.

A motion was made by Commissioner Walden, seconded by Commissioner Rowe, to enter into Executive Session at 5:34 p.m. to review Complaint 2021-1. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

The Commission reconvened into Open Session at 6:28 p.m.

2. Action, as appropriate, on Complaint 2021-1.

A motion was made by Commissioner Teehan, seconded by Commissioner Walden, that Complaint 2021-1 be deemed not a violation of Section 2.424 (b)(4) as alleged. The Commission, after careful review and discussion, concludes that it fails to allege facts, which if true, would constitute a prima facie violation of Sec. 2.424 (b)(4). The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

3. Consider approval, by motion, of the June 8, 2021 regular meeting minutes.

A motion was made by Commissioner Teehan, seconded by Commissioner Rowe, to approve the minutes. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

4. Review, discuss and take action, as appropriate, on Ethics Review Commission recommendations to Council.

This item was discussed and no action taken.

5. Review and discuss amended 2020 Annual Financial Disclosure Forms from Council and Planning & Zoning Commission.

Council:

A motion was made by Commissioner Rowe, seconded by Commissioner Teehan, to accept the amended AFD form for Council Member Garza. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

A motion was made by Commissioner Teehan, seconded by Commissioner Rowe, to accept the amended AFD Form for Council Member Scott. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

Planning & Zoning Commission:

A motion was made by Commissioner Rowe, seconded by Commissioner Walden, to accept the amended AFD Form for P&Z Commissioner Costilla. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

A motion was made by Commissioner Walden, seconded by Commissioner Teehan, to accept the amended AFD Form for P&Z Commissioner Kelsey. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

A motion was made by Commissioner Teehan, seconded by Commissioner Rowe, to accept the amended AFD Form for P&Z Commissioner McCarty. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

6. Review, discuss, and take action, as appropriate, on amending the Annual Financial Disclosure Form, including but not limited to, defining the term "fair market value."

A motion was made by Commissioner Walden, seconded by Commissioner Rowe, to postpone this item to the next ERC meeting. The motion carried by the following vote:

For: 4 - Chair Lollar, Commissioner Rowe, Commissioner Teehan, and Commissioner Walden

Against: 0

Absent: 2 - Commissioner Chandler and Commissioner Rhodes

IV. Discussion and Recommendations for Future Agenda Items.

ERC regular meeting on October 12, 2021:

- review, discuss, and take action, as appropriate, on amending the Annual Financial Disclosure Form, including but not limited to, defining the term "fair market value"
- discuss and take action, as appropriate, on possible Resolution to send to City Council recommending amendments to Sec. 2.463 – Information required on financial disclosure statement, under Code of Ethics

V. Question and Answer Session with Press and Public.

None were present for questions and answers from press and public.

VI. Adjournment

The Regular Meeting of the Ethics Review Commission meeting was unanimously adjourned at 7:23 p.m.



Michael Cosentino, Staff Liaison



Jonathan Lollar, Chair