

RESOLUTION 2020-029
OF THE COUNCIL OF THE CITY OF FORT COLLINS
ACCEPTING AND ADOPTING ETHICS OPINION NO. 2020-01
OF THE ETHICS REVIEW BOARD FINDING NO VIOLATION OF STATE
OR LOCAL ETHICS PROVISIONS BY COUNCILMEMBER KEN SUMMERS

WHEREAS, the City Council has established an Ethics Review Board (the “Board”) consisting of designated members of the City Council; and

WHEREAS, the Board is empowered under Section 2-569 of the City Code to render advisory opinions and recommendations regarding actual or hypothetical situations of Councilmembers or board and commission members of the City; and after review and investigation, to render advisory opinions or interpretations pertaining to such complaints or inquiries under the relevant provisions of the Charter and Code and the applicable provisions of state law, if any, and to make written recommendations to the City Council and any affected board or commission concerning the same; and

WHEREAS, an alternate Ethics Review Board consisting of Councilmember Ross Cunniff, Councilmember Susan Gutowsky, Councilmember Julie Pignataro and Councilmember Emily Gorgol (the “Board”), met on March 13, 2020, to hear and consider evidence in connection with a complaint filed by Rory Heath alleging that that lobbying and political consulting activities and related website of Councilmember Ken Summers violate state and local ethics laws; and

WHEREAS, at the conclusion of its hearing in this matter, the Board voted unanimously to determine that no evidence was presented showing an ethics violation under state or local law by Councilmember Summers, either specifically related to the Hughes Stadium rezoning matter or generally related to other Council decisions; and

WHEREAS, the Board unanimously adopted and issued an ethics opinion, Ethics Opinion 2020-01, stating and explaining its finding of no violation of state and local ethics provisions by Councilmember Summers; and

WHEREAS, Section 2-569(e) of the City Code provides that all advisory opinions and recommendations of the Board be placed on the agenda for the next special or regular City Council meeting, at which time the City Council shall determine whether to adopt such opinions and recommendations; and

WHEREAS, the City Council has reviewed the opinion of the Board and wishes to adopt the same.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS that Opinion No. 2020-01 of the Ethics Review Board, a copy of which is attached hereto and incorporated herein by this reference as Exhibit “A,” has been submitted to and reviewed by the City Council, and the Council hereby accepts and adopts the opinion contained therein.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins this 21st day of April, A.D. 2020.

DocuSigned by:
Wade Troxell
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Mayor

ATTEST:

DocuSigned by:
Silvan Calderon
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City Clerk