

RESOLUTION 2020-070
OF THE COUNCIL OF THE CITY OF FORT COLLINS
ACCEPTING AND ADOPTING ETHICS OPINION NO. 2020-02
OF THE ETHICS REVIEW BOARD ADVISING COUNCILMEMBER
EMILY GORGOL IN RESPONSE TO HER REQUEST FOR AN ADVISORY OPINION

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, on July 8, 2020, Councilmember Emily Gorgol requested that the Board consider and provide an advisory opinion regarding the following questions related to her participation in Council's upcoming decisions regarding manufactured housing:

1. Under the conflicts of interest provisions in the City Charter, does my employment and role at the Family Center/La Familia prevent me from participating in the City Council's decision(s) regarding (1) the establishment of manufactured housing zone district; or (2) the rezoning of particular manufactured housing communities; and
2. Under the ethics provisions in the laws of the State of Colorado, does my employment and role at the Family Center/La Familia prevent me from participating in the City Council's decision(s) regarding (1) the establishment of manufactured housing zone district; or (2) the rezoning of particular manufactured housing communities; and

WHEREAS, the Board, comprised of Mayor Pro Tem Kristin Stephens, chair, Councilmember Ken Summers and Councilmember Julie Pignataro, met on July 15, July 17, and July 24, 2020, to consider Councilmember Gorgol's inquiry; and

WHEREAS, at the conclusion of its review and discussions, the Board unanimously adopted and issued an ethics opinion, Ethics Opinion 2020-02, describing and explaining its advisory conclusions and recommendations to Councilmember Gorgol; 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. 2020-02 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 an adjourned meeting of the Council of the City of Fort Collins this 28th day of July, A.D. 2020.



Mayor

ATTEST:


City Clerk

