

Metropolitan Council Board of Ethical Conduct
Minutes of Meeting
Wednesday, September 8, 2017

The Council Board of Ethical Conduct held an adjourned special meeting on this date at 4:00 p.m. in Metropolitan Council Committee Room 2.

Members in attendance

Dr. Sheri Weiner, council pro tempore and board member
Josiah Reid, board member
Mariah Cole, board member
Diane Dilanni, board member

Elizabeth Waites, clerk

Others in attendance: Mr. Devinder Sandhu attended a portion of the meeting

Call to order

The secretary called the meeting to order, and conducting the meeting until such time as elections for Chair and Vice Chair could take place.

Introduction of new members

All members in attendance introduced themselves, as did the clerk.

Appeal rights

The Board considered for adoption the proposed appeal rights to be provided at the beginning of board meetings as required by MCL § 2.68.030. Mr. Reid moved to submit requests for additional information to independent counsel or the department of law regarding the options that are available for a party to appeal, who many appeal, and whether Davidson County Chancery and/or Circuit Courts have proper subject matter jurisdiction over appeals of this board, given that the Metro Code section governing the Council Board of Ethical Conduct is silent as to an appeal process. The motion was seconded, and passed by unanimous vote of the Board. Mr. Reid moved to ask independent counsel to research whether any other board or commission of Metropolitan Government of Nashville & Davidson County has formally adopted a procedure to govern its appeals process where said board or commission also did not have a duly adopted MCL code provision governing appeals. Said motion was seconded, and passed by unanimous vote of the Board.

Election of Chair and Vice Chair

Ms. Dilanni made a motion for appointment of Dr. Sheri Weiner as Chair of the Board. The motion was properly seconded, and the election of Sheri Weiner as Chair was adopted by unanimous vote of the Board.

Dr. Weiner nominated Josiah Reid to serve as Vice Chair of the Board. The clerk announced that Mr. Patton, Sr., had contacted the clerk's office in advance of the meeting to state that he would be unavailable to attend the meeting, but that he would agree to continue to serve as Vice Chair, subject to the determination by election of the attending members. The nomination of Josiah Reid was properly seconded, and the election of Mr. Reid as Vice Chair was adopted by unanimous vote of the Board.

Upon the election of Dr. Weiner as Chair of the Board, Dr. Weiner presided over the remainder of the meeting.

Approval of Minutes of September 16, 2015

The Minutes of the last adjourned special meeting of the Board were approved.

Proposed policy regarding online publication of Board's Agendas and Minutes per MCL § 2.68.020

The proposed policy was reviewed by the Board. Mr. Reid, Ms. Dilanni, and Dr. Weiner all moved for amendments to the proposed policy. Ms. Mariah Cole moved to adopt the policy upon final amendment. The motion was properly seconded, and the amended policy was adopted by unanimous vote of the Board.

Setting Next Meeting

The next meeting, which will consider proposed policies and procedures by and for the Board—the purpose of which the independent counsel's presence is formally requested by the Board—will take place on September 28, 2017 at 10:00 a.m.

Announcements from the Clerk

The clerk announced that an independent attorney has been appointed by Metro to review the complaint filed by Mr. Sandhu. The Board and Mr. Sandhu were provided the available contact information. The secretary also announced that the Metro Clerk's Committee room 1 now has recording capabilities, and arrangements will be made to ensure that the initial complaint determination hearing and any subsequent hearing related to the pending complaint will be recorded.

Adjournment

Upon motion duly seconded, the meeting was adjourned at 5:15 p.m.

ATTEST:

APPROVED:

/s/ Elizabeth Waites
Metropolitan Clerk

Signature on file
Chair of the Board