



City of San Marcos

Meeting Minutes

Ethics Review Commission

Tuesday, June 14, 2022

5:30 PM

City Hall Conference Room

I. Call To Order

With a quorum present, the regular meeting of the Ethics Review Commission was called to order by Chair Lollar at 5:38 p.m. on Tuesday, June 14, 2022.

II. Roll Call

Present: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia (virtual), and Commissioner Rios

Absent: 2 - Commissioner Rowe and Commissioner Teehan

III. 30 Minute Citizen Comment Period

There were no speakers.

1. Consider approval, by motion, of the March 8, 2022 regular meeting minutes.

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

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

2. Review, discuss, and take action, as appropriate, on changing and approving Ethics Review Commission Rules of Procedure.

This item was discussed and no action taken. However, there was a consensus of the Commission that no changes were needed at this time.

3. Review, discuss, and take action, as appropriate, on changing and approving Bylaws of the Ethics Review Commission.

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to approve the bylaws. The motion carried by the following vote:

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

- 4. Review and discuss 2021 Annual Financial Disclosure Forms from Council, Council Appointees, and Planning & Zoning Commissioners.

Council Appointees:

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to accept the AFD Form of City Attorney Cosentino. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Rios, seconded by Commissioner Armer, to accept the AFD Form of Municipal Court Judge Landry. The motion carried by the following vote:

For : 4 - Chair Lollar, Commissioner Armer, Commissioner Chandler, and Commissioner Rios

Against: 1 - Commissioner Garcia

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Chandler, seconded by Commissioner Rios, to accept the AFD Form of Interim City Manager Reyes. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

NOTE: The 2021 AFD Form for City Clerk was not reviewed, due to a recent job vacancy.

Council:

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to request Council Member Baker to submit an amended 2021 AFD Form to clarify real property ownership for the listing in Item #5. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to accept the AFD Form of Council Member Garza. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to request Council Member Gleason to submit an amended 2021 AFD Form to provide full addresses for all listings in Item #6 and #8. The motion carried by the following vote:

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Rios, seconded by Commissioner Garcia, to request Council Member Gonzales to submit an amended 2021 AFD Form to allow clarity and completeness of all listings in Item #5 to determine their present use. The motion carried by the following vote:

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A second motion was made by Commissioner Armer, seconded by Commissioner Chandler, to have Council Member Gonzales further clarify the real property listings for 326 Camacho Street and 114 Clair Drive, which are listed in Item #5 but missing under Item #1.

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Garcia, seconded by Commissioner Rios, to accept the AFD Form of Mayor Hughson. The motion carried by the following vote:

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion to reconsider Mayor Hughson's 2021 AFD Form was made by Commissioner Garcia, seconded by Commissioner Armer. The motion carried by the following vote:

For: 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Armer, seconded by Commissioner Garcia, to have Mayor Hughson submit an amended 2021 AFD Form to clarify that Category I is

correctly reported for her City of San Marcos stipend in Item #1. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Chandler, seconded by Commissioner Armer to accept the AFD Form of Council Member Prather. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Rios, seconded by Commissioner Armer, to request Council Member Scott to submit an amended 2021 AFD Form to clarify the fair market value of his business address in item #5. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A second motion was made by Commissioner Garcia, seconded by Commissioner Armer, to have Council Member Scott clarify the amount of income for the City of San Marcos stipend listed in Item #1 due to illegible handwriting, and further clarify the present use of a home on Old Settler's Road listed in Item #5.

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

Planning & Zoning Commission:

A motion was made by Commissioner Garcia, seconded by Commissioner Armer, to have P&Z Commissioner Agnew submit an amended 2021 AFD Form to disclose full addresses for listings: "Various securities in Individual Retirement Account" and "Various Mutual Funds" in Item #4 and their number of shares held/shares issued. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Chandler, seconded by Commissioner Armer, to request P&Z Commissioner Case to submit an amended 2021 AFD Form to clarify

the debt owed in Item #6 listed as "David & Jamie Lee Case." The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Chandler, seconded by Commissioner Armer, to accept the AFD Form of P&Z Commissioner Garber. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Armer, seconded by Commissioner Garcia, to request P&Z Commissioner Kelsey to submit an amended 2021 AFD Form to clarify the rental property listing of 129 East Hopkins in Item #5 which is not listed in Item #1 as income. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A second motion was made by Commissioner Chandler, seconded by Commissioner Armer, to have P&Z Commissioner Kelsey further clarify the owner name for 129 East Hopkins in Item #5 to determine whether it is owned by a corporation or privately owned.

For : 4 - Chair Lollar, Commissioner Armer, Commissioner Chandler, and Commissioner Rios

Against: 1 - Commissioner Garcia

Absent: 2 - Commissioner Rowe and Commissioner Teehan

Commissioner Garcia made a motion, seconded by Commissioner Armer, for P&Z Commissioner Kelsey to also clarify the two (2) real estate listings (of 515 Craddock Ave and 129 E Hopkins) in Item #2 and #5 to determine whether it is an ownership or an option pertaining to the real estate of these properties. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Chandler, seconded by Commissioner Rios, to accept the AFD Form of P&Z Commissioner Meeks. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to accept the AFD Form of P&Z Commissioner Mendoza. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Rios, seconded by Commissioner Chandler, to accept the AFD Form of P&Z Commissioner Sambrano. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

A motion was made by Commissioner Armer, seconded by Commissioner Rios, to accept the AFD Form of P&Z Commissioner Spell. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

NOTE: The 2021 AFD Form for P&Z Commissioner Costilla was not provided in time, but is forthcoming.

5. Review, discuss, and take action, as appropriate, on Ethics Review Commission recommendations to City Council, including but not limited to, the proposed lobbying ordinance.

A motion was made by Commissioner Rios, seconded by Commissioner Armer, to accept ERC's edits made this evening to the updated proposed lobbying ordinance and send it to City Council for consideration. The motion carried by the following vote:

For : 5 - Chair Lollar, Commissioner Armer, Commissioner Chandler, Commissioner Garcia, and Commissioner Rios

Against: 0

Absent: 2 - Commissioner Rowe and Commissioner Teehan

IV. Discussion and Recommendations for Future Agenda Items.

ERC regular meeting on August 9, 2022:

- review, discuss, and take action, as appropriate, on Ethics Review Commission recommendations to City Council

- review and discuss initial and/or amended 2021 Annual Financial Disclosure Forms for Council and P&Z Commission

V. Question and Answer Session with Press and Public.

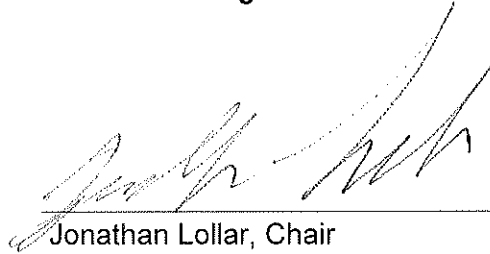
None were present for questions and answers from press and public.

VI. Adjournment

The Regular Meeting of the Ethics Review Commission meeting was unanimously adjourned at 8:13 p.m.



Michael Cosentino, Staff Liaison



Jonathan Lollar, Chair

