



City of San Marcos

Meeting Minutes

Ethics Review Commission

Tuesday, October 11, 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, October 11, 2022.

II. Roll Call

Present: 5 - Chair Lollar, Commissioner Garcia, Commissioner Rios, Commissioner Rowe , and Commissioner Teehan

Absent: 2 - Commissioner Armer and Commissioner Chandler

III. 30 Minute Citizen Comment Period

There were no speakers.

1. Consider approval, by motion, of the August 9 , 2022 regular meeting minutes.

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

For: 5 - Chair Lollar, Commissioner Garcia, Commissioner Rios, Commissioner Rowe, and Commissioner Teehan

Against: 0

Absent: 2 - Commissioner Armer and Commissioner Chandler

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

These items were discussed and no action taken. It was mentioned that the lobbying ordinance was voted down by Council, after amendments were made to ordinance. The two outstanding Annual Financial Disclosure forms were discussed, and the Commission was made aware of reminders sent. The Commission asked the city attorney what sanctions are available for officials who fail to submit annual financial disclosure forms in compliance with the ethics ordinance. The city attorney stated that the sanctions include: 1. Filing a complaint with the Ethics Review Commission for violation, which requires a signed complaint under oath before a notary; and . 2. Filing of a Class C Misdemeanor Complaint in municipal court which is subject to a fine, upon conviction, of up to \$500.00.

3. Review, discuss, and take action, as appropriate, on amended 2021 Annual Financial Disclosure Forms from Council and Planning and Zoning Commissioners.

NOTE: Items 3 and 4 were a combined discussion.

4. Review, discuss and take action as appropriate on a remaining for a 2021 Annual Financial Disclosure Form from a Planning & Zoning Commissioner.

Planning and Zoning Commissioners:

A motion was made by Commissioner Rios, seconded by Commissioner Rowe, to accept the Amended AFD Form of Planning and Zoning Commissioner William Agnew. The motion carried by the following vote:

- For :** 5 - Chair Lollar, Commissioner Garcia, Commissioner Rios, Commissioner Rowe, and Commissioner Teehan
- Against:** 0
- Absent:** 2 - Commissioner Armer and Commissioner Chandler

A motion was made by Commissioner Teehan, seconded by Commissioner Rios, to accept the Amended AFD Form of Planning and Zoning Commissioner David Case. The motion carried by the following vote:

- For :** 5 - Chair Lollar, Commissioner Garcia, Commissioner Rios, and Commissioner Rowe, Commissioner Teehan
- Against:** 0 -
- Absent:** 2 - Commissioner Armer and Commissioner Chandler

City Council Members

A motion was made by Commissioner Rowe, seconded by Commissioner Rios, to accept the Amended AFD Form of City Council Member Mark C. Gleason. The motion carried by the following vote:

- For :** 5 - Chair Lollar, Commissioner Garcia, Commissioner Rios, and Commissioner Rowe, Commissioner Teehan
- Against:** 0 -
- Absent:** 2 - Commissioner Armer and Commissioner Chandler

Notes regarding pending AFD Forms:

- The 2021 AFD Form for P&Z Commissioner Costilla was still not provided, at the time of this meeting.
- An amended AFD Form from City Council Member Saul Gonzales had not been received as of the date of this meeting.

IV. Discussion and Recommendations for Future Agenda Items.

ERC regular meeting on November 8, 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.
- Keep Agenda Items #1 - #4
- Approval of Motion Minutes

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 6:16 p.m.



Michael Cosentino, Staff Liaison



Jonathan Lollar, Chair