

MINUTES

Tuesday, March 29, 2011 at 3:30 PM

Board of Ethics Quarterly Meeting

City Attorney's Office Conference Room
First Floor – City Hall
224 West Ninth Street, Sioux Falls, SD



ROLL CALL

BOARD MEMBERS PRESENT: Howard Paulson, Bill O'Connor, Mari Robbennolt and Bob Swanhorst.

BOARD MEMBERS ABSENT: Mike McKnight

STAFF PRESENT: Dave Pfeifle, Sioux Falls City Attorney and Cari Hanzel, Recording Clerk.

OTHERS PRESENT: Jamie Palmer, Capt. Mark Jensen

Board Vice Chair Howard Paulson called the meeting to order at 3:36 p.m.

ELECTION OF CHAIR AND VICE CHAIR

Following some preliminary discussion, Mari Robbennolt nominated Howard Paulson to serve as Chair of the Board of Ethics for 2011. Howard Paulson declined the position. Bob Swanhorst then nominated Bill O'Connor to serve as Chair of the Board of Ethics for 2011. Mari Robbennolt seconded the motion. No further nominations were received.

With no further nominations on the floor, Howard Paulson declared the nominations closed and made a motion that a unanimous ballot of true nominees be cast. Three yeases. Motion carried.

Bill O'Connor assumed the position of Chair for the remainder of the meeting.

Mari Robbennolt nominated Bob Swanhorst to serve as Vice Chair of the Board of Ethics for 2011. Howard Paulson seconded the motion. No further nominations were received.

With no further nominations on the floor, Bill O'Connor declared the nominations closed and made a motion that a unanimous ballot of true nominees be cast. Three yeases. Motion carried.

APPROVAL OF MINUTES

A motion was made by Howard Paulson and seconded by Bob Swanhorst to approve the minutes from the Special Meeting December 16, 2010. Motion carried.

APPROVAL OF 2010 ANNUAL REPORT

A motion was made by Mari Robbennolt and seconded by Howard Paulson to approve the 2010 Annual Report. Four Yeses. Motion carried.

BUSINESS OR ISSUES BROUGHT BEFORE THE BOARD

1. Dave Pfeifle introduced Captain Mark Jensen of the Sioux Falls Police Department and explained that Capt. Jensen would be willing to serve as the Board's investigator pursuant to the requirements of Section 12 ½ -12 of the Revised Ordinances of Sioux Falls, SD.
2. Executive session to discuss personnel matter pursuant to SDCL 1-25-2(1) and consulting with legal counsel pursuant to SDCL 1-25-2(3).

Bob Swanhorst made a motion to go into closed session to discuss counsel's legal advice. Mari Robbennolt seconded the motion. Four Yeses. Motion carried. The Board went into closed session at 3:44 p.m.

Bob Swanhorst made a motion to come out of closed session. Mari Robbennolt seconded the motion. Four Yeses. Motion carried. The Board came out of closed session at 4:27 p.m.

A motion was made by Bob Swanhorst and seconded by Mari Robbennolt to authorize the Board's legal advisor, David Pfeifle, to proceed in the manner discussed in executive session by authorizing him to draft the letter discussed and authorizing the Board Chair to sign the letter as drafted on behalf of the Board. Three Yeses. One No. Motion carried.

NEXT MEETING

The Board discussed holding its next quarterly meeting at the end of June, 2011 unless a matter were to come to the Board that would require meeting prior to that time. No specific date for the next meeting was scheduled.

ADJOURNMENT

A motion was made by Bob Swanhorst and seconded by Mari Robbennolt to adjourn. Motion carried. Meeting adjourned at 4:33 p.m.

Respectfully submitted,

Cari Hanzel
Recording Clerk