



AGENDA
Board of Ethics
Thursday, December 8, 2022
Lorraine H. Morton Civic Center Room 2404 1:00 PM

Those wishing to make public comments at Board of Ethics meeting can submit written comments in advance or sign up to provide public comment by phone or video during the meeting by completing the City Clerk's Office's online form at <https://www.cityofevanston.org/government/city-clerk/public-comment-sign-up> or by calling/texting 847-448-4311

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(I) CALL TO ORDER/DECLARATION OF A QUORUM

(II) PUBLIC COMMENT

(III) APPROVAL OF MINUTES OF REGULAR MEETING

A. **Approval of the Minutes of the May 11, 2022 Regular Meeting** 2 - 3
[BOE Meeting Minutes 5-11-22](#)

(IV) MOTION FOR CLOSED SESSION TO REVIEW PREVIOUS CLOSED SESSION MINUTES FOR CONTINUED CONFIDENTIALITY

(V) MOTION(S) REGARDING WHETHER TO CONTINUE CONFIDENTIALITY OF PREVIOUS CLOSED SESSION MINUTES

(VI) ADJOURNMENT



MEETING MINUTES

BOARD OF ETHICS

Wednesday, May 11, 2022

1:00 p.m.

Lorraine H. Morton Civic Center
2100 Ridge Ave, Room 2403

Members Present: Tangie Edwards; David Graham; Joan Slavin

Members Absent: None

Staff Present: Alexandra Ruggie, Assistant City Attorney; Mari Johnson, Assistant City Attorney

Presiding Member: David Graham, Committee Chair

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1. **Quorum:** David Graham declared that the Board had a quorum, with 3 of 3 members present and called the meeting to order.
 2. **Elections of Chair, Vice-Chair and Secretary:** A motion by Slavin to have David Graham be Chair, seconded by Edwards, passed 3-0. A motion by Graham, seconded by Edwards, to have Joan Slavin be Vice-Chair, passed 3-0. A motion by Slavin for Tangie Edwards to be secretary, seconded by Graham, passed 3-0.
 3. **Public Comment:** The Board opened up the meeting for public comment. Several members of the public provided comments to the Board.
 4. **Approval of the Minutes of the November 4, 2020 Regular Meeting:** The Board discussed the draft meeting minutes of the last Board of Ethics meeting, which was held on November 4, 2020. The Board members noted that none of them were part of the Board at this time or present at this meeting. Ms. Witenberg spoke during public comment and requested certain revisions to the draft meeting minutes, including a correction of the spelling of her name and summary of her remarks, which she said were not accurately recorded in the draft minutes from November 4, 2020. The Board requested a copy of the recording of the November 4, 2020 meeting in order to review Ms. Witenberg's remarks made at that time. Ms. Witenberg advised that she had a video copy of her remarks at the November 4 meeting and would immediately send that copy to Assistant City Attorney Ruggie so that the Board members could review. The Board then held this item until the end of the meeting to enable them to listen to the recording.

5. **Closed Session:** Chair Graham moved to go into executive closed session pursuant to 5 ILCS 120/2a to discuss the agenda item regarding previous closed session minutes and whether a continued need for confidentiality remained as to past closed session minutes. This agenda item is a permitted subject to be considered in Closed Session and is an enumerated exception under the Open Meetings Act. This exception is 5 ILCS 120/2(c)(21) and is set forth as follows: "A public body may hold closed meetings to consider the following subjects: (21) Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06." A second to the motion was made by Slavin. The motion passed 3-0 and the Board went into closed session for the purposes described.

4. **Approval of the Regular Meeting Minutes (continued):** Once back in open session, a motion was made by Graham and seconded by Slavin to make public the closed session minutes from April 18, 2017 but for the closed session minutes of 3/20/18, 6/19/18, 3/3/20, and 7/1/20 to continue to be treated as confidential and nonpublic pursuant to 5 ILCS 120/2(c)(11). The motion passed 3-0.

The Board then listened to Ms. Witenberg's remarks made during the public comment portion of the November 4, 2020 Board of Ethics meeting, which Ms. Witenberg had forwarded to Ms. Ruggles for viewing. After a review of the video, the Board had a discussion regarding amending the draft 11/4/20 meeting minutes. Graham made a motion to approve the draft 11/4/20 minutes with the following amendments: (1) fixing the spelling of Misty Witenberg's name to only have one "t"; and (2) revising the public comment section to read "Misty Witenberg commented on City of Evanston HR Manager Jennifer Lin's statements at a prior meeting, also commented on a lawsuit by former City of Evanston employee Suzette Robinson, and a variety of other matters." Graham's motion was seconded by Edwards and the motion to approve the draft minutes as so amended passed 3-0.

6. **Adjournment:** Upon motion and second, the meeting was adjourned with all voting in favor.