

MINUTES OF THE  
**ETHICAL PRACTICES BOARD**  
November 15, 2022

Members Present: Board Members Walter Bauch (Chair) and Michael Friedman (Quorum 2)  
Member Absent: Board Member Robert “Robby” Dube (Vice Chair)

Chair Bauch called the meeting to order at 3:03 p.m. in Room 315 City Hall, a quorum being present.

Friedman moved to adopt the agenda. On voice vote, the motion passed.  
[Dube absent]

Friedman moved to accept the minutes of the regular meeting of September 20, 2022. On voice vote, the motion passed.  
[Dube absent]

**Discussion**

**4. Approving 2023 meeting dates:**

January 17, 2023  
March 21, 2023  
May 16, 2023  
July 18, 2023  
September 19, 2023  
November 21, 2023

Friedman moved approval of the 2023 meeting dates. On voice vote, the motion passed.  
[Dube absent]

**New Business — Closed Session**

- 5. EC-2022-37 – Rule 7.6**
- 6. EC 2022-39 – Rule 7.6**
- 7. EC-2022-42 – Rule 8.2**

At 3:12 p.m., Friedman moved that the meeting be closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 2(b), for presentation by the Ethics Officer of Ethics Complaints No. 2022-37, 2022-39, and 2022-42 against individuals subject to the Board’s authority for the Board’s preliminary consideration of the charges presented. On voice vote, the motion passed.  
[Dube absent]

At 3:13 p.m., Chair Bauch called the closed session to order, a quorum being present.

Present: Board Members Walter Bauch (Chair) and Michael Friedman.

Absent: Robert “Robby” Dube (Vice Chair).

Also Present: Susan Trammell, Ethics Officer; and Peggy Menshek, City Clerk’s Office.

Susan Trammell, Ethics Officer, summarized Ethics Complaints No. 2022-37, 2022-39, and 2022-42 from 3:14 p.m. to 3:52 p.m.

At 3:52 p.m., Friedman moved that the meeting be opened. On voice vote, the motion passed.  
[Dube absent]

The closed session of the Ethical Practices Board meeting was recorded with the recording on file in the Office of the City Clerk.

At 3:54 p.m. the meeting was reconvened in open session.

Present: Board Members Walter Bauch (Chair) and Michael Friedman.

Absent: Robert "Robby" Dube (Vice Chair).

Friedman moved to affirm the Ethics Officer's dismissal of Ethics Complaint No. 2022-37 pursuant to Rules and Bylaws of the Ethical Practices Board, §7.6. On voice vote, the motion passed.

[Dube absent]

Friedman moved to affirm the Ethics Officer's dismissal of Ethics Complaint No. 2022-39 pursuant to Rules and Bylaws of the Ethical Practices Board, §7.6. On voice vote, the motion passed.

[Dube absent]

Bauch moved to find that Ethics Complaint No. 2022-42 established probable cause to believe a violation of the Ethics in Government Code exists, authorized the Ethics Officer, or designee, to extend a preliminary recommendation regarding resolution within the direction given by the Board, and directed the Ethics Officer to set a hearing date within the time limits required if the matter doesn't resolve. On voice vote, the motion passed.

[Dube absent]

### **Reports**

#### **8. Ethics Inquiry Report**

#### **9. Complaint Activity Report**

#### **10. Other Activity Report**

The Board received and filed reports from Ms. Trammell on Ethics Inquiry, Complaint Activity, and Other Activity, noting that the Ethics Inquiry Report was updated to reflect that it was the September 2022 report, rather than May 2022.

### **Announcements**

Ms. Trammell noted that there have been discussions about a Charter amendment to place the Ethical Practices Board in the City Charter.

### **Adjournment**

Without objection, the meeting was adjourned at 4:14 p.m.

Peggy Menshek  
Board Clerk