

Kathy Payne

From: BILL MONAHAN <bmonahan20@comcast.net>
Sent: Monday, May 8, 2023 4:02 PM
To: Kathy Payne
Cc: peter.hicks@jordanramis.com; Darlene Ferretti; Kelly Burgess
Subject: [External] Code of Conduct for Boards etc.
Attachments: St Helens Boards_Committees_Commissions Code of Conduct DRAFT 050123.docx

Hi Kathy,

I reviewed the draft code of conduct and made some additions in red on both page 4 and 6. On page 4, I tried to introduce the idea of a process in the Accountability section:

Early recognition of the questioned conduct is encouraged, and progressive counsel may occur with the board member (though it is not required). **Should it become necessary for the City Council to consider the removal of a board member, it may designate a staff or council member to contact the board member to make them aware of any concerns regarding alleged misconduct, nonperformance of duty or failure to obey the laws of the federal, state, or local government. The board member has the option to provide a timely response to the concerns within the timelines established by the Council.** The City Council reserves the right to remove board members at its discretion **whether or not an opportunity to respond has been given.**

Note - on the attached draft the last portion in red above is bolded. I did not mean to do this, but I can't remove the bold. Sorry!

Then on page 6 i added to the third requirement:

I understand that the City Council may remove me from my position if my conduct falls below these standards **(whether or not the City Council has informed me of concerns and provided me with an opportunity to respond to concerns within any timelines established by Council).**

As I looked at what other cities have as their requirements, I found Tigard's code (which I think was in place when I worked there) and it has almost exactly what you originally proposed - including exactly the same statement accepting that "I understand that I may be removed from my position if my conduct falls below these standards."

I think the council can consider adding some language such as that proposed but it may not need to since what you proposed says "may remove". It is not recommended that the council need to wait if a person's behavior is extremely bad. In that case immediate removal may be necessary rather than allow the person to continue on a board. But the council expressed interest in softening the imposition of a code so perhaps the modified language above would help to give some notice and time for the board member to provide a response.

Please let me know what you think, suggest any modifications, or pose any questions you might have.

Best wishes,

Bill