

# LAW, RULES & ETHICS COMMITTEE

## Minutes

January 14, 2019

### Board Office

#### Awaiting Committee Approval

Present: Martin Wolpoff, Chair, Herb Young, Vice-Chair, Sylvia Alexander, Dan Padernacht, William Stone,

Guests: Rosemary Ginty, Laura Spalter, Lisa Daub, Charles Moerdler

#### 1. Approval of November minutes

In favor (5): Chair, Vice-Chair, Sylvia Alexander, Dan Padernacht, William Stone, Martin Wolpoff, Herb Young

#### 2. Possible change to bylaws defining Land Use Committee

##### A. Logic under consideration:

1. Is LU a standing committee or a committee of the Whole or a hybrid?
2. As a committee of the whole, a quorum is based on the full board membership. As a standing committee a quorum is based on a finite membership.
3. As a committee of the whole, board members could attend specific committee meetings and vote. As a standing committee only committee members who were present for presentations and discussion could vote. It was also noted that all board members could vote at a board meeting to ratify the presentation from the LU committee.
4. Could a standing committee speak on behalf the entire board?
5. Following a June resolution, should the LU committee preside over a meeting to review summer emergencies or should the full board be called together for an emergency meeting? In November the attach wording was introduced for discussion. Concepts of concern included:

##### B. Language under consideration – initially presented in June

The Land Use Committee shall be a standing committee of the Board. Only currently serving duly appointed members of the Board shall be eligible to serve on the Committee. Those Board Members who elect to join the Committee shall be subject to its regular attendance requirements as a condition of continuing membership on the Committee. A quorum of committee members is required. However, all Board members, whether or not also members of the Land Use Committee, shall have the right to participate fully, including the right to vote, with respect to substantive matters presented, following public hearing, issues related to zoning, landmarks and ULURP matters, provided that such Board Members were present at the relevant public hearing.

To the extent permitted by the City Charter and other applicable laws, the Land Use Committee shall be authorized to speak for and on behalf of the full Board, following, and pursuant to,

- A. a Land Use Committee vote on an issue as to which there is a time limit for Board response to a City agency, providing the following conditions have been met:
- B. All Board Members will receive notice of the Land Use Committee meeting and such notice will include language indicating that the full Board may not

have an opportunity to timely vote on the issue and that the Committee decision may therefore constitute the Board's position;

C. The mandated time limit for Board input to the relevant City agency will expire between the date of the Land Use Committee vote and the date of the next regularly scheduled Board meeting; and The Board Chairperson has informed the Land Use Committee Chair, by the date of the Land Use Committee vote, that no special Board meeting will be called to consider the issue, and the participants in the Committee meeting are made aware of this information prior to the Committee vote.

D. Item tabled until March meeting.

3. Discussion of City Council legislative spreadsheet

Chairman used computer and screen to review latest spreadsheet. He commented on his greater respect for the efforts of Ms. Ginty who had previously prepared the spreadsheet. Chairman Wolpoff noted that he was personally dissatisfied with the product he offered at this time. However, he planned to save the spreadsheet in another format and send it to the board office for distribution to committee chairs.

4. Discussion of COIB findings

Chair distributed the latest COIB Settlements for discussion

5. February meeting cancelled. Next Meeting March 18.

Respectfully Submitted,

Martin Wolpoff