

**Ethics Panel Meeting
May 03, 2022
Agenda
Auburn Hall – Council Chambers**

5:30 P.M.

- A. Continuation of April 26, 2022, meeting for an Advisory opinion on determining if a potential conflict of interest exists with an appointed official

Alison Pepin

To: Pross, James F.
Cc: Leonard Kimble; sara bartlett; Susan Clements-Dallaire
Subject: RE: Ethic Panel

From: Pross, James F. <JPross@sta-law.com>
Sent: Wednesday, April 27, 2022 9:08 AM
To: Alison Pepin <apepin@auburnmaine.gov>
Cc: Leonard Kimble <leonard@lkimble.net>; sara bartlett <brobstsara@gmail.com>
Subject: Ethic Panel

Alison,

I just sent the following email to Sue and received her out of office reply. Can you help us please?

Sue,
We are going to need to reconvene sometime soon for further work on this request for an advisory opinion. We were there last night until about 7:00, and decided that we would view video of the planning board meeting at issue and come back at another public meeting for any further fact finding and deliberations.

Leonard has indicated a preference for Monday evening or Tuesday evening. I am available next Monday and Tuesday. If Sarah can be available then, and you feel it is adequate public notice, we'd just assume pick one of those days to continue our work, being mindful of the ordinance requirement that we endeavor to complete our work in two weeks. I am available in the evenings on the following Monday and Tuesday (9th and 10th) as well.

We noted that the sound equipment was off and wondered if there was a way to turn it on or have someone present who can do that. We had about 25 people show up and they complained at times that they couldn't hear us. I turned on my voice recorder on my phone to make a sound recordings, as I assumed that there was no record being made. It may be helpful to have that when it comes time to prepare a written opinion.

As I see it, we will need another meeting after this next one to adopt our final written opinion on the matter unless you feel that we can do that by email. I want to be sensitive to open government laws, and it seems to me that there could be some deliberations and discussion over the substantive details set forth in a written opinion.

Let us know, please.

Thanks!

Jim

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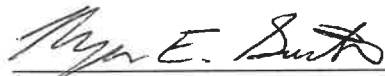
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**CITY OF AUBURN
REGISTERED VOTER'S REQUEST FOR ETHICS PANEL ADVISORY OPINION**

The City of Auburn Code of Ordinances, Section 2-112, permits a registered voter within the City to request an advisory opinion from the City ethics panel as to whether an elected or appointed public official who serves on a municipal board has an actual, potential, or reasonably perceived conflict of interest. Such a request must be made on forms provided by the City Clerk and must be endorsed by the signatures of 25 registered voters within the City.

Name of Voter Requesting Ethics Opinion	Ryan Smith
Address of Voter Requesting Ethics Opinion	11 Harris St.
Name of Elected or Appointed Official(s) Subject to Request	Brian Dubois
Board(s) on Which Official Serves	Planning Board
Question(s) Presented to Ethics Panel	<ul style="list-style-type: none"> - Is it appropriate for Brian to vote on a development in which he was a buyer agent for? - Should Brian had disclosed this and refrained from voting? - Does a pre-existing relationship with the developer show a clear conflict?

Date: 4-14-22


 Signature of Voter Requesting Opinion


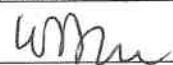
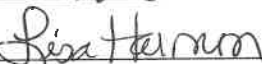
ENDORSEMENT BY REGISTERED VOTERS

We, the undersigned, affirm that we are registered voters of the City of Auburn, residing respectively at the addresses placed opposite our names, and we hereby endorse the above request for an advisory opinion from the City of Auburn's ethics panel.

	Signature	Printed Name	Residence (Street Address)	Date
✓	<i>Marilyn Dunn</i>	Marilyn Dunn	536 Court St	4/14/2022
✓	<i>Ryan Smith</i>	Ryan Smith	11 Harris St.	4/14/22
✓	<i>John P. Daly</i>	John P. Daly	501 Court St. Auburn, ME	4/14/22
✓	<i>Jane Daly</i>	Jane Daly	501 Court St Auburn ME	4-14-22
✓	<i>Chris Cormier</i>	Chris Cormier	31 Weaver St.	4-14-22
✓	<i>Steven Ouellette</i>	Steven Ouellette	9 Weaver Street	4/14/22
✓	<i>Abigail Smith</i>	Abigail Smith	11 Harris St.	4/14/22
✓	<i>Daniel King</i>	DANIEL KING	526 COURT ST	4/14/22
✓	<i>Gail King</i>	Gail King	526 Court Street	4/14/22
✓	<i>Maxine Downie</i>	Maxine Downie	536 Court St.	4/14/22
✓	<i>Elizabeth Clark</i>	Elizabeth Clark	23 Pinnacle Dr	4/14/22
✓	<i>James Sorcek</i>	James Sorcek	31 Pinnacle Dr.	4/14/22
✓	<i>L.S. Eytel</i>	L.S. Eytel	52 Pinnacle Dr.	4/14/22
✓	<i>Connie Sorcek</i>	Connie Sorcek	31 Pinnacle Dr.	4/14/22
✓	<i>Katherine Giasson</i>	Katherine GIASSON	47 Allen Ave	4/14/22
✓	<i>Casey Knight</i>	Casey Knight	67 Allen Ave	4/14/22
✓	<i>Bischoff Knight</i>	Bischoff Knight	67 Allen Ave	4/14/22
✓	<i>Benita Flynn</i>	Benita Flynn	59 Allen Ave.	4/14/22
✓	<i>Judy Metriell</i>	Judy Metriell	31 Allen Ave	4/14/21
NR	<i>Lillian Intrieri</i>	Lillian Intrieri	20 Allen Avenue	4/14/22
NR	<i>Ernest C. Marsh</i>	Ernest C. Marsh	20 Allen Avenue	4/14/22
✓	<i>Brandon C Allen</i>	Brandon C Allen	609 Court St	4/14/22
✓	<i>William Evans</i>	WILLIAM EVANS	609 COURT ST	4/14/22
✓	<i>Michelle Evans</i>	Michelle Evans	609 Court St.	4-14-22
✓	<i>Paucela Larouche</i>	Paucela Larouche	140 Highland Ave,	4-14-22

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Signature	Printed Name	Residence (Street Address)	Date
✓ 	Sam Larouche	140 Highland Ave	4-15-22
✓ 	William Lew	63 Hillcrest St	4/15/22
✓ 	Lisa Herman	34 Vista Dr.	4/15/22