

**BOARD OF ETHICS MEETING MINUTES  
WEDNESDAY August 10, 2022**

**TOWN OF NORTH CASTLE  
15 BEDFORD ROAD  
ARMONK, NY**

**Public Meeting**

**DATE:** August 10, 2022

**TIME:** 8:33 a.m. called to order

**PLACE:** Virtual meeting conducted via Zoom

**PRESENT:** Board of Ethics Members

Brett Summers, Chair

Kerri Kazak, Secretary

Edward Lobermann

Susan Shimer

David Simonds

Charity Lunder, Alternate

José Berra, Town Board Liaison

**1. Call to Order**

At 8:33 a.m. the meeting was called to order by the Chair.

**2. Revision and Adoption of Agenda**

D. Simonds moved to adopt the agenda, E. Lobermann seconded. Vote: 5-yes, 0-no. Motion carried. B. Summers moved to amend the agenda 4.1 to read "Prepare for presentation to Town Board re: recommended changes to Code of Ethics." Passed as amended.

**3. Comments from the Public - None**

**4. New Business**

**4.1** Reviewed revised disclosure form prepared by B. Summers which is contingent upon the Town Board amending the code as recommended by the Ethics Board. S. Shimer expressed her approval of the form as long as the Code is revised. E. Lobermann expressed that he is uncomfortable with the proposed language to amend Section 27-6E as he believes that department heads are covered by the Taylor Law and the proposed amendment should be given to labor counsel for review. S. Shimer noted that the Town Board is referring it to R. Baroni who will decide if labor counsel should review it. J. Berra stated that he didn't think it should be referred to R. Baroni by the Town Board. B. Summers suggested that the change could be a change to policy, not to the law, in which case the department heads could be left off of the policy until labor counsel signed off and a public hearing would not be required. J. Berra expressed that we should leave the department heads in and he will raise that labor counsel should review it. All present agreed with J. Berra's suggested approach.

Regarding proposed language for the Code, J. Berra suggested adding "By way of example but not limitation a municipal officer.." S. Shimer and D. Simonds disagreed with this proposal. B. Summers suggested the alternative language of "including but not limited to." All agreed to the addition of this language.

**5. Chair's Report**

Addressed in items above.

**6. Topics for Future Agendas / Date for Next Meeting**

Next meeting will be October 6 at 8:30 a.m. to discuss the Town Board's response to our request, or September 28 at 8:30 if the public hearing date is set for September 28th.

**7. Approval of Minutes of July 11, 2022 Meeting**

S. Shimer moved to approve the draft minutes of the June 24, 2022 meeting, D. Simonds seconded. Vote: 5-yes, 0-no. Motion carried.

**8. Communications to the Board of Ethics - none.**

**9. Adjournment**

At 9:46 a.m. D. Simonds made a motion to adjourn the meeting, and E. Lobermann seconded. Vote: 5-yes, 0-no. Motion carried. The public meeting ended at 9:46 a.m.

Respectfully submitted,

*Kerri Kazak*

\_\_\_\_\_  
Kerri Kazak Secretary

\_\_\_\_\_  
10/13/2022

Date