
From: Kinnear, Lori
Sent: Friday, June 23, 2023 10:23 AM
To: Piccolo, Mike
Cc: Byrd, Giacobbe
Subject: RE: Ethics Complaint
Attachments: Ethics response.docx

Attached is my response.
Lori

After reading Mr. Miller's ethics complaint it appears that there are not legitimate violations of the Spokane Ethics code as set out in Chapter 1.04.030 and as such the Commission does not have jurisdiction under the code to adjudicate it.

In addition Mr. Miller has not explained why there are violations of the ethics code. All of the conduct alleged by Mr. Miller occurred within a legislative meeting pursuant to the adopted legislative rules of conduct for the Spokane City Council and thus are entitled to Legislative Privilege. He fails to note that Open Forum is not mandated under State or City law and as such it is a limited Open Forum with specific rules required of participants. Rules agreed to by the governing body. The Council President is required to enforce the rules and can be overruled by a majority of Council. Mr. Miller made it clear on several occasions that does not agree with the rules, nevertheless he is subject to them. During one meeting he agreed to provide his true name pursuant to the rules and therefore was allowed to testify. At other meetings he refused to do so after being invited to comply with the rules, and acknowledged that Dave M was not his true name and that he did not want to disclose it. I respectfully request that the Commission decline jurisdiction.