



OFFICE OF THE CITY PROSECUTING ATTORNEY

909 W. MALLON

SPOKANE, WASHINGTON 99201

(509) 835-5988 TELEPHONE

(509) 835-5927 FACSIMILE

JUSTIN H. BINGHAM
CITY PROSECUTOR

KRISTIN C. O'SULLIVAN
CHIEF ASSISTANT

ASSISTANT PROSECUTORS:
W. MICHAEL REINKEN
ADAM W. PAPINI
LYNDEN P. SMITHSON
JANEAN V. PHILLIPS
MARGARET K. HARRINGTON
DAVID A. KLING
HALEY M. DAY
JONI M. MORSE
MUBARAK ABDUR RAHEEM
CANDACE MAGNIN
LAUREN BEATTIE

May 2, 2017

City of Spokane Ethics Commission

RE: Ellen Brown

Dear Commission Members,

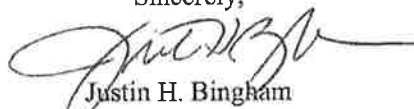
The City Prosecutor's Office respectfully requests the ability of Ellen Brown to return to work as a temporary/seasonal worker after her planned retirement from the City of Spokane.

Because of recent medical issues, Ellen Brown has announced her intent to retire. She plans to meet with the Retirement Department on May 3, 2017 to work out the details of her departure as a full time employee. Ms. Brown has worked as a clerk in the City Prosecutor's Office for just over twenty years. During that time, Ellen has been promoted from Clerk II to Clerk III. She has in essence become the "office manager." Ms. Brown's skills go far beyond the normal Clerk III. Ellen is the contact person for a myriad of criminal justice systems and functions. Her replacement will require detailed training and certification in multiple areas beyond what normal Clerk III's are required to do. Having Ms. Brown work side-by-side with her successor for a short transition period would be an invaluable resource for our office. Ellen has indicated her willingness to continue working for our office in a limited capacity for this short period of time.

Upon researching whether or not an individual is able to work for the City of Spokane after retirement, it has become apparent that SMC 3.05.260C applies. Our hope is that the Ethics Commission will allow Ms. Brown to return to work for a very short period of time as a temporary/seasonal worker while she trains her successor. We do not intend this to be a long term arrangement, nor is there an intent to have Ms. Brown work for our office beyond this transition period. We contemplate she would be needed for approximately one month in a part time capacity.

The City Prosecutor's Office appreciates your consideration of our request.

Sincerely,


Justin H. Bingham
City Prosecutor

CITY OF SPOKANE ETHICS COMMISSION

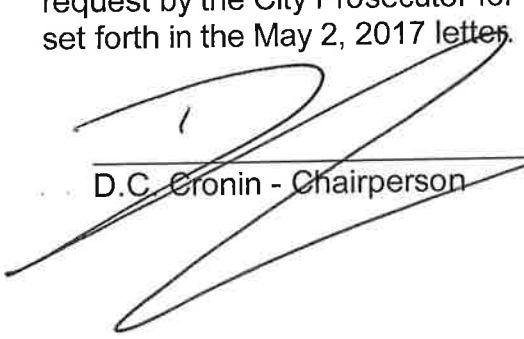
Ethics Commission's Decision Approving Request by the City Prosecutor

On May 2, 2017, the City Prosecutor, Justin Bingham, notified the City of Spokane's Ethics Commission pursuant to SMC 1.04.030 M. 3 of his request for the Commission's approval of consulting services of a former city employee. A copy of the letter is attached to this decision. SMC 1.04.030 M. 3. provides that whenever a City officer or employee wishes to contract with a former City officer or employee for expert or consultant services within one year of the latter's leaving City service, advance notice shall be given to and approval received from the Ethics Commission.

The Ethics Commission met on June 14, 2017 to review Mr. Bingham's request. Pursuant to the facts set forth in Mr. Bingham's May 2, 2017 letter and the provisions of SMC 1.04.030 M. 3, the Ethics Commission determines that:

1. Appropriate notice has been given to the Ethics Commission,
2. The evidence submitted in the May 2, 2017 letter demonstrates the necessity for the City Prosecutor to contract with Ms. Brown based upon the needs of the Prosecutor's Office and the specific experience and knowledge that is only possessed by Ms. Brown,
3. There are no adverse effects to the City in granting approval, and
4. No violations of the Ethics Code would occur by approving the request.

The Ethics Commission approves by a unanimous vote of four to zero the request by the City Prosecutor for consulting services of a former city employee as set forth in the May 2, 2017 letter.



D.C. Cronin - Chairperson



Date