

RESOLUTION NO. 1665

**A RESOLUTION OF THE GOLDEN CITY COUNCIL
AUTHORIZING THE APPOINTMENT OF A SPECIAL
COUNSEL TO REVIEW THE RELEVANT GOLDEN
MUNICIPAL CODE AND ITS LEGISLATIVE HISTORY IN
ORDER TO PROVIDE SPECIFIC GUIDANCE ON RESOLUTION
OF PENDING ETHICS COMPLAINTS**

WHEREAS, Section 2.32.130 of the Golden Municipal Code provides for the filing of complaints alleging violations of the provisions of Section 2.32 of the Golden Municipal Code; and

WHEREAS, in a letter dated February 14, 2006, Marian L. Olson filed five complaints alleging that three current and four former members of the Golden City Council, the City Attorney, and the City Manager violated several sections of the Golden Municipal Code; and

WHEREAS, Sections 2.32.130(A) and (B) contain contradictory language describing the process by which these complaints should be addressed such that the appropriate process is unclear; and

WHEREAS, the City Attorney, the individual on whom City Council would ordinarily rely to provide interpretations of confusing or conflicting portions of the municipal code, is among those alleged to have violated Section 2.32, such that it would be inappropriate to rely on the City Attorney to provide guidance on the current matter; and

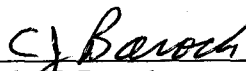
WHEREAS, a reasonable and prudent measure to clarify our process before committing taxpayer resources to a special counsel would be to hire a legal expert to review our code and its legislative history and provide specific guidance on the process; and

WHEREAS, the Colorado Bar Association and the Colorado Municipal League are both reputable statewide organizations capable of assisting the Golden City Council in appointing an impartial, credible, and qualified special counsel.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

City Council does hereby authorize those City Councilors who did not recuse themselves from this vote to engage with either the Colorado Bar Association or the Colorado Municipal League to appoint an impartial, credible, and qualified special counsel to review relevant portions of the City of Golden's Municipal Code and its legislative history and provide specific guidance on the process we should follow. The special counsel shall be compensated at a reasonable rate given their professional expertise and background.

Adopted the 9th day of March, 2006.



Charles J. Baroch
Mayor

ATTEST:



Susan M. Brooks, MMC
City Clerk

APPROVED AS TO FORM:



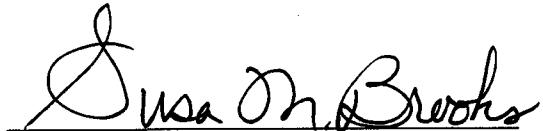
James A. Windholz
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing is a true copy of a certain Resolution adopted by the City Council of the City of Golden, Colorado at a regular meeting thereof held on the 9th day of March, A.D., 2006.

(SEAL)



ATTEST:



Susan M. Brooks, City Clerk of the City of
Golden, Colorado