**Ethics Committee: September 15, 2026**

**Item 8-6**: Approve a limited waiver of the Brown Act closed session privilege regarding the closed session meeting of the Organization, Personnel, and Effectiveness Committee on October 14, 2025 for the limited purpose of disclosing pertinent ethics investigation information and materials (1) in a board letter and its attachments for the Executive Committee's consideration of action pursuant to Administrative Code Sections 7416(d) and 7432(b)(1); (2) during the September 2026 Executive Committee meeting to discuss and consider taking action on the item pursuant to Administrative Code Section 7432(b)(1); and (3) in connection with a mandatory referral to the California Fair Political Practices Commission (FPPC) pursuant to Administrative Code Sections 7416(d) and 7433 and as also may be requested by the FPPC in addressing the matter, with the understanding that Metropolitan directors and staff may disclose information from the closed session to the FPPC and the FPPC may use and disclose information and materials publicly in accordance with its procedures; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

**Applicable Policy**

Metropolitan Administrative Code Section 7416(d): Ethics Officer Report [referral]

> (d) Any referral to a local or state agency, an appropriate Metropolitan department or the Executive Committee pursuant to Article 4 of Chapter 4 of this Division, shall include the written report prepared by the Ethics Officer, relevant documents as determined by the Ethics Officer, and any response to the written report submitted by the subject of the complaint.

Metropolitan Administrative Code Section 7432(b)(1): Penalties for Violations [violations by directors]

> (b) Whenever the Ethics Officer finds a violation of a Metropolitan ethics rule, the Ethics Officer shall refer the Ethics Officer report and the accompanying determination of level of violation as follows:
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> > (1) Violations by Directors shall be referred to the Executive Committee for review and consideration of further action if appropriate under the circumstances which may include counseling, training, a private warning letter, public censure, temporary or permanent removal from committee assignments, or referral to the Director's appointing authority requesting appropriate action.

Metropolitan Administrative Code Section 7433: Serious Violations of the Political Reform Act or Government Code Section 1090

(a) In addition to the disciplinary penalties in this Article, the Ethics Officer shall refer serious violations to the FPPC, Attorney General, or a District Attorney as determined by the Ethics Officer.

(b) Serious violations, as used in this section, shall include any of the following violations:

(2) Violations of Sections 7111 (conflicts of interest regarding contracts) and 7112 (conflicts of interest regarding governmental decisions).