

EMUS



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[REDACTED]
C O N F I D E N T I A L

[REDACTED]
[REDACTED]
[REDACTED]
Re: Case No. 93004.Q
Gifts

Dear Mr. [REDACTED]:

On [REDACTED], you contacted the Board of Ethics Office to ask whether the gifts provisions of the Governmental Ethics Ordinance prohibit you from accepting one day's free admission into the [REDACTED] from the [REDACTED] Company.

You stated that you are employed by the [REDACTED] Department as a [REDACTED], and you serve on a voluntary basis as the Director of the [REDACTED] Department's [REDACTED] Club. Membership in the Club is free and entitles members to a 10 % discount on admission tickets to [REDACTED].

The [REDACTED] Company recently offered you, as a Club Director, a Complimentary Ticket Voucher that entitles you to attend the [REDACTED], free of admission, for one day.

Subsection (c) of section 2-156-040, entitled "Offering, Receiving and Soliciting Gifts or Favors," prohibits a City employee from accepting gifts from persons who have an economic interest in a specific business, service or regulatory transaction with the City if the employee is in a position to substantially affect this transaction. (This includes cash gifts of any amount and items or services worth \$50 or more.)

Based on the facts presented, it does not appear that, in your City job, you are in a position to substantially affect any transactions with the City in which the [REDACTED] Company may have an economic interest. Therefore, the gifts provisions of the Ordinance do not prohibit you from accepting this offer of a gift.

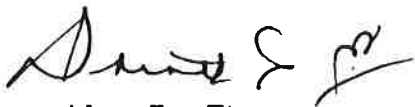
Our opinion in this case is based on the application of the City's Governmental Ethics Ordinance to the facts stated in this letter. If



the facts presented are incorrect or incomplete, please notify us immediately, as any change in the facts may alter our opinion. Other laws or rules may apply to this situation. We note that a City department may adopt restrictions that are more stringent than those imposed by the Ethics Ordinance.

We appreciate your bringing this matter to our attention and your willingness to uphold the ethical standards embodied in the Governmental Ethics Ordinance. If you have any further questions, please feel free to contact this office.

Very truly yours,



Dorothy J. Eng
Executive Director

cc: Kelly Welsh, Corporation Counsel