

A RESOLUTION OF COUNCIL AUTHORIZING THE CHAIR TO APPOINT AN INDEPENDENT QUALIFIED PERSON TO CONDUCT AN INVESTIGATION OF THE EXPENDITURES OF MICRO-GRANT AND/OR AMERICAN RESCUE PLAN ACT FUNDS ALLOCATED TO 9TH DISTRICT COUNCIL MEMBER DALE ANDERSON; AND AUTHORIZING THE CHAIR TO FILE A COMPLAINT WITH THE WEST VIRGINIA ETHICS COMMISSION REGARDING THE SAME.

WHEREAS, pursuant to the Huntington City Charter, as amended, Section 3.11 vests in Council the authority to "be the judge of the election and qualification of its members, consistent with the provisions of this Charter and general law, and for such purpose Council shall have power to subpoena witnesses and require production of records", and Council further has the power of impeachment pursuant to Section 3.17; and

WHEREAS, Council members are subject to the provisions of the West Virginia Ethics Statute, West Virginia Code §6B-2-5 concerning the use of public office for private gain; and

WHEREAS, allegations have been made against Council Member Dale Anderson concerning the use of American Rescue Plan Act funds and/or micro-grant funds allocated to him from the City budget; and

WHEREAS, Council finds that there is probable cause to conduct a fact-based investigation of the allegations and to file a complaint with the West Virginia Ethics Commission,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HUNTINGTON, CABELL AND WAYNE COUNTIES, WEST VIRGINIA that the Chair shall **APPOINT** an independent qualified person to conduct a fact-based investigation of the expenditures of American Rescue Act Funds and/or micro-grant funds of Council Member Dale Anderson from the time that he originally took office on January 1, 2020.

BE IT FURTHER RESOLVED that the Chair is **AUTHORIZED** to file an ethics complaint with the assistance of the Office of the City Attorney with the West Virginia Ethics Commission regarding allegations against Council Member Dale Anderson as to misappropriation of funds.

SPONSORED BY: _____

APPROVED AS TO FORM BY: SD _____

ACTION TAKEN BY COUNCIL: _____

DATE: _____

BARBARA MILLER, CITY CLERK

DATE: _____

STEVE WILLIAMS, MAYOR

APPROVE

DATE: _____

VETO