

# CITY OF MADISON ETHICS BOARD COMPLAINT FORM

1. All complaints must be made in writing. Completion of this form is not required, but this form is designed to assist you in providing the required information. For more information please refer to the Ethics Board Procedures Manual and Madison General Ordinance Section 3.35. For additional information, contact The Office of the City Attorney at (608) 266-4511.
2. Complaints shall be directed to the attention of the Ethics Board at the City of Madison, c/o City Attorney's Office, 210 Martin Luther King, Jr. Boulevard, Room 401 City-County Building, Madison, WI 53703.
3. The complaint shall be made under oath and may be made on information and belief.

## COMPLAINANT INFORMATION

NAME <b>Davin Pickell</b>			
ADDRESS <b>17 Merrill Crest Dr.</b>			
CITY <b>Madison</b>	STATE <b>WI</b>	ZIP <b>53705</b>	
HOME PHONE <b>608-345-9350 (Cell)</b>		BUSINESS PHONE	

## SUBJECT OF COMPLAINT

NAME <b>Deirdre Garton</b>		
ADDRESS <b>125 N. Hamilton St.</b>		
CITY <b>Madison</b>	STATE <b>WI</b>	ZIP <b>53703-4155</b>
POSITION/OCCUPATION <b>Various. Incumbancy defined by virtue of membership on the Overture Ad Hoc Committee,</b>		PHONE (if known) <b>608-661-9106 608-345-8059</b>

The purpose of the Ethics Board is to see that the Code of Ethics as outlined in Section 3.35 of the Madison General Ordinances is uniformly applied to all City of Madison employees and officials. The areas of responsibility include, but are not limited to: (a) Fair and Equal Treatment, (b) Conflict of Interest, (c) Incompatible Employment, (d) Disclosure of Confidential Information, (e) Gifts and Favors, (f) Political Activity, (g) Campaign Contributions, (h) Disclosure of Economic Interests, and (i) Real Estate Disclosure.

## NATURE OF COMPLAINT

Section Violated <b>3.35 (5) (a) 3 a</b>	<b>Limitations on Actions</b>

The facts constituting the alleged breach of ethics must be set forth in detail with clearness and certainty. Please reference specific sections within Madison General Ordinance 3.35 which you believe to have been violated. Please attach additional sheets as required.

On Friday August 2<sup>nd</sup>, 2010, Deirdre Garton submitted a Statement of Interests form to the City of Madison, and failed to list "201 State St. Foundation" as an organization of which she is an officer or director. Ms. Garton was, at the time, the chair of said Foundation, and said Foundation was in the process of negotiating with the City of Madison regarding the future of the Overture Center for the Arts.

Ms. Garton was appointed to serve on the Overture Ad Hoc Committee, appointed by the Mayor, despite her direct conflict of interest, and the fact that she was the chair of an organization actively involved in then current negotiations with the City.

Ms. Garton did not publicly declare her conflict of interest at the beginning of any of the Overture Ad Hoc Committee meetings, nor did she recuse herself when voting on matters pertaining to questions regarding which she had a conflict of interest due to her involvement with 201 State St. Foundation.

The undersigned, under oath, states that he or she has read the foregoing complaint and that the information contained in it is true and correct based on his or her personal knowledge, except for those matters alleged on information and belief and as to those matters, the undersigned believes them to be true and correct.

*Dennis Butler*

3-18-11

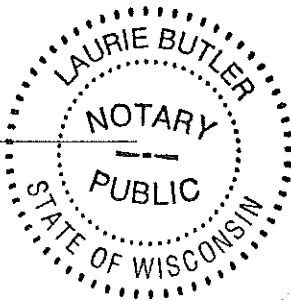
Subscribed and sworn before me  
this 18th day of March 2011.

*Laurie Butler*

Notary Public

My Commission expires (is permanent)

10.5.2014



(seal)