

Regarding Sham's Conflict of Interest

Sean McMorris <|||>

Fri, Oct 13, 2017 at 4:33 PM

To: "Myles, Lauren" <LMYLES@cityofalhambra.org>

Hi Lauren,

I would like to make a public records request regarding items 12 and 13 on the June 12, 2017 City Council minutes. It is noted in the minutes that Councilman Sham recused himself from the two Alhambra Chamber of Commerce contracts because of a potential conflict of interest. I would like clarification on what that potential conflict of interest is.

Including, but not limited to:

- If Councilman Sham, his family, and/or any of his businesses are recipients of public funds as a result of these contracts?
- Has Councilman Sham, his family, or any of his businesses ever been a recipient of public funds as a result of previous iterations of these contracts?
- What portion of public funds of the previous year's iteration of these contracts did Councilman Sham, his family, and/or any of Sham's businesses receive?
- What amount of public funds as a result of all iterations of these these contracts over the years has Councilman Sham, his family, and/or any of Sham's businesses received?

Regards,
Sean M.

Myles, Lauren <LMYLES@cityofalhambra.org>

Tue, Oct 17, 2017 at 2:33 PM

To: Sean McMorris <|||>

Good Afternoon Sean,

I looked into this and I do not have any documents responsive to your request.

Best regards,

Lauren

Sean McMorris <|||>

Wed, Oct 18, 2017 at 1:15 PM

To: "Myles, Lauren" <LMYLES@cityofalhambra.org>

Thanks, Lauren.

Sorry for the confusion.

Regarding the Sham request though, does the city know what Sham's potential conflict of interest is that prevents him from voting on the Chamber contracts? I believe the city should know this and Sham should be publically stating what his potential conflict of interest is when he recuses himself from voting. He has not been doing that. I have referenced the law below. Could you please obtain this information for me.

Public Officials Covered By Section 87105

For the limited types of public officials who are covered by section 87200 and who also are subject to either the Brown Act or the Bagley-Keene Open Meeting Act, specific statutory disqualification requirements apply. The list of affected officials is as follows: city councils, boards of supervisors, planning commissions, certain retirement investment boards, the Public Utilities Commission, the Fair Political Practices Commission, the Energy Commission, and the Coastal Commission.

I. Conflict-Of-Interest and Disqualification Provisions Under the Political Reform Act of 1974 Page 23
Generally, when one of these officials is disqualified from participating in a decision because of a conflict of interest, the official must publically announce the specific financial interest that is the source of the disqualification. (§ 87105, subd. (a); Regulation, § 18702.5, subd. (b)(1).) After announcing the financial interest, the official usually must leave the room during any discussion or deliberations on the matter in question and the official may not participate in the decision or be counted for purposes of a quorum. (§ 87105; Regulation, § 18702.5, subd. (b)(3).)

Regards,

Sean M.

Myles, Lauren <LMYLES@cityofalhambra.org>
To: "|||||"
<|||||>

Wed, Oct 18, 2017 at 3:26 PM

Hi Sean,

The reason Mr. Sham recuses himself from voting on the Chamber contracts is because the Chamber of Commerce is a source of income.

I hope this helps.

Best regards,

Lauren

Sean McMorris <|||||>
To: "Myles, Lauren" <LMYLES@cityofalhambra.org>

Wed, Oct 18, 2017 at 3:36 PM

Hi Lauren,

But in what way is the Chamber a Source of income to Councilman Sham? Is that not public record? Does he not have to provide details as suggested by the law? What services is he providing the Chamber and are some of those services coming from public funds as a result of the Chamber contracts?

Thanks,
Sean

Myles, Lauren <LMYLES@cityofalhambra.org>
To: Sean McMorris <|||||>

Fri, Oct 27, 2017 at 12:08 PM

Good Afternoon Sean,

It is our understanding that the source of income is his ownership of Plaza Printing in town.

Best regards,

Lauren