Western Places/Western Spaces: Creating Inclusive Communities

Across the Rocky Mountain region, creating spaces that work for diverse populations—rich and poor, young and old, newcomers and natives—is a central challenge of our times. While the West is home to many thriving communities with robust economies and enviable amenities, there are also numerous communities that are struggling to keep pace economically and to manage the challenges of rapid growth. As our region continues to grow and change, increasing in density and diversity, questions about how to maintain affordability and livability, while promoting equity and inclusiveness, are top of mind in many of our fast-growing Western cities and towns.

The theme for the 2017 Western Places/Western Spaces conference, Creating Inclusive Communities, focuses on the challenges and strategies available to cities—large and small—to plan for and build communities in which everyone can thrive. We will address a range of topics, including:

- providing tools for developing more affordable communities to accommodate a rapidly increasing and diverse population;
- planning for mobility that includes not only traditional modes, but also innovative solutions like car sharing and driverless vehicles while providing for pedestrians and bicyclists;
- promoting economic growth while protecting existing businesses and residents from gentrification; and
- preparing to use big data to build “smart cities” in ways that enhance the lives of westerners without increasing the economic and cultural divides.

Ethics

These sessions provide legal and planning professionals with a refresher on the ethical considerations they face in their profession and how to handle them.
**CITY MANAGERS HAVE ETHICS TOO?**

What planner hasn’t asked themself, “What is my City Manager thinking... the AICP Code of Ethics would never allow such behavior!” This session will look at those times when there may be a clash between the practices embodied by the AICP Code of Ethics and the International City/County Management Association (ICMA) Code of Ethics. We will examine the belief structures embedded in the codes and focus on how these differing belief structures, value systems and ethical codes can be balanced to achieve an ethical result. Recent research will be revealed that highlights the differences and commonalities between the AICP and ICMA Codes of Ethics. Scenarios based on typical interactions between planners and city managers will be presented and discussed.

**SPEAKER INFORMATION**

**MODERATOR:**

**Mary Kay Peck**  
Principal, MKPeck Associates  
Clearwater, FL  
Mary Kay Peck, FAICP, is the founding principal of MKPeck Associates. She has developed and managed award winning planning projects, put into action strategic plans and implemented organization-wide improvement systems. Her expertise is in leadership, management, planning and facilitation. Ms. Peck serves as an adjunct professor at Saint Petersburg College, teaching an introductory planning course. She is past national president of the American Planning Association and currently serves as President of the APA Foundation Board. For her work in community service and leadership, she has been honored as a Fellow of the American Institute of Certified Planners.

**SPEAKERS:**

**Joanne Garnett**  
Partner, Orion Planning + Design  
Sheridan, WY  
Joanne Garnett, FAICP, is a partner at Orion Planning + Design. She has over 35 years of professional planning experience in the public and private sector with experience relating to urban, rural, and regional planning issues, including comprehensive plans, community development and alternatives analysis, housing assessments, land use research and analysis, transportation assessments and strategies, neighborhood planning, resource development issues, recreation studies, zoning and subdivision administration, and growth management strategies. Ms. Garnett has specialized in assisting local governments with their short term and targeted planning needs, as well as long range planning. She is a past national president of both the American Institute of Certified Planners and the American Planning Association.
ETHICAL CONSIDERATIONS IN LAND USE APPROVALS: CHANGING OBLIGATIONS THROUGHOUT THE LIFE CYCLE OF PROJECT APPROVAL

From the first meeting with a city or county at the inception of a proposed project to the final approvals in a public hearing, the ethical obligations of the attorneys for public entities and the attorneys for the private sector applicant are constantly evolving. This program will examine the ethical implications for lawyers on all sides of these situations with respect to the lawyer’s duty to the client generally; the lawyer’s responsibility regarding client misconduct or misrepresentations; the lawyer’s duty to the tribunal; protection of confidential information; the organization as client; a lawyer’s ability to contact another party’s present or former employees; and the obligation to preserve evidence. The speakers will engage with the audience to draw on their opinions and experiences to examine controversial issues and practices.

SPEAKER INFORMATION

MODERATOR:

Federico Cheever  
Professor, University of Denver Sturm College of Law  
Denver, CO

Federico Cheever is Co-Director of the Environmental and Natural Resources Law Program at the University of Denver Sturm College of Law. After graduating from Stanford University (B.A./M.A. 1981) and UCLA (J.D. 1986), and clerking for Judge Harry Pregerson of United States Court of Appeals for the 9th Circuit in Los Angeles (1986-1987), he came to Denver as an Associate Attorney for the Sierra Club Legal Defense Fund (1987-1989). Between 1990 and 1993, Mr. Cheever was an associate at the law firm Faegre & Benson, in Denver, doing commercial and environmental litigation. He began teaching at the University of Denver College of Law in 1993, specializing in Environmental Law, Wildlife Law, Public Land Law, Land Conservation Transactions, and Property. He is co-author of a natural resources casebook, Natural Resources Law: A Place-Based Book of Problems and Cases, with Christine Klein and Bret Birdsong (3rd ed 2013). Currently he serves as Co-Director the Environmental and Natural Resources Law Program.

SPEAKERS:

Eli Wald  
Charles W. Delaney Jr. Professor, University of Denver Sturm College of Law

Eli Wald is the Charles W. Delaney Jr. Professor of Law at the University of Denver Sturm College of Law. A legal ethics and legal profession scholar, Mr. Wald has written on topics such as diversity and inclusiveness, lawyer mobility, challenges facing lawyers representing clients in the emerging marijuana industry, lawyers and cybersecurity, and the structure and organization of large law firms. His work has appeared in leading journals such as the Fordham, Stanford, University of Colorado, and Wisconsin law reviews, and the Georgetown Journal of Legal Ethics. Mr. Wald is a member of the Colorado Supreme Court Standing Committee on the Rules of Professional Conduct and the Colorado State Bar Association’s Ethics Committee. He holds SJD and LLM degrees from Harvard Law School and LLB and BA degrees from Tel-Aviv University.
Carolynne White
Shareholder, Brownstein Hyatt Farber Schreck
Carolynne White is a land use and public policy attorney, with strong state and local government relationships, and cutting-edge expertise. She focuses on the zoning and entitlement process, complex projects involving redevelopment, infill, brownfields, urban renewal, eminent domain, mixed use, transit-oriented development, PIFs and other public financing tools.