

## **COLORADO INDEPENDENT ETHICS COMMISSION**

Minutes of the December 05, 2019, Meeting  
1300 Broadway, Room 1C, 10:00 a.m.  
Denver, Colorado

Present: Chair Elizabeth Espinosa Krupa; Vice-Chair William Leone; Commissioner Debra Johnson; and Commissioner Yeulin Willet.

Also Present: Dino Ioannides, IEC Executive Director; and Gina Cannan of the Colorado Attorney General's Office.

### **I. GENERAL BUSINESS**

1. Chair Espinosa Krupa called the meeting to order at 10:04 a.m.
2. The Commission invited public comment and received none.
3. Upon motion duly seconded, the Commission unanimously (Commissioner Baschiera abstaining) approved the minutes of the October 29, 2019, meeting.
4. Upon motion duly seconded, the Commission unanimously approved the minutes of the November 20, 2019, special meeting.
5. Mr. Ioannides provided the staff report.
6. By unanimous consent, Mr. Ioannides was instructed to attempt to reserve rooms for future Commission meetings on the third Tuesday of every month beginning in June, 2020.
7. By unanimous consent, Commissioner Espinosa Krupa will be assisting Mr. Ioannides with finalizing the written budget submissions to the Joint Budget Committee and will attend the JBC meeting on December 13, 2019.
8. The Commission called Complaints 18-22 and 18-29. Complainant and Respondent were present through counsel.
9. After discussion, Mr. Ioannides was instructed to work with the parties to set a date for hearing and a date for a prehearing conference.
10. The Commission considered the draft Notice of Issues for Hearing in Complaints 18-22 and 18-29.
11. At 10:34 a.m., upon motion duly seconded, the Commission voted unanimously to enter executive session pursuant to C.R.S. § 24-6-402(3)(a)(II), to discuss Complaints 18-22 and 18-29, for purposes of receiving legal advice on specific legal questions.

## **II. EXECUTIVE SESSION BUSINESS**

12. The Commission met in executive session from 10:34 a.m. to 11:03 a.m. concerning Complaints 18-22 and 18-29.

## **III. GENERAL BUSINESS**

13. The Commission returned to open session at 11:03 a.m.
14. The Commission recessed from 11:03 a.m. to 11:10 a.m.
15. Upon motion duly seconded, the Commission unanimously:
  - a. instructed staff to deliver to the parties in Complaints 18-22 and 18-29 the Notice of Issues for Haring, as drafted and amended;
  - b. clarified the Notice of Issues for Hearing will contain citations to Colo. Const. art. XXIX §§ 3 and 5(1), and §§ 24-6-203 (2), (3), and (3.5), 24-18-104(1)(b), and 24-18-103, C.R.S.; and
  - c. instructed the parties they may respond to the Notice of Issues for Hearing on or before December 11, 2019.
16. Commissioner Espinosa Krupa clarified that the Respondent's re-filed motions to dismiss are held in abeyance.
17. The Commission called Advisory Opinion 19-05. By unanimous consent, staff was instructed to re-draft the opinion, in accordance with the Commission's discussion, for consideration at the Commission's next meeting.
18. The Commission called Advisory Opinion 19-06 and Letter Ruling 19-03. Upon motion duly seconded, the Commission unanimously approved Advisory Opinion 19-06 and Letter Ruling 19-03, as drafted and revised by counsel, with parallel revisions made to both opinions.
19. At 11:47 a.m., upon motion duly seconded, the Commission voted unanimously to enter executive session pursuant to C.R.S. § 24-6-402(3)(a)(II) and (III), to discuss Complaints 19-24 and 19-25, for purposes of receiving legal advice on specific legal questions and which are required to be kept confidential pursuant to Article XXIX, §5(3)(b) of the Colorado Constitution.

## **IV. EXECUTIVE SESSION BUSINESS**

20. The Commission met in executive session from 11:47 a.m. to 12:35 p.m. concerning Complaints 19-24 and 19-25.
21. Commissioner Willet recused himself from the discussion of Complaint 19-25, and left the meeting at approximately 12:20 p.m.

**V. GENERAL BUSINESS**

22. The Commission returned to open session at 12:35 p.m.

23. Having no further business, the Commission adjourned at 12:38 p.m. The next regular meeting is scheduled for January 14, 2020, at 9:00 a.m., 1300 Broadway, Denver, Colorado.

Respectfully Submitted,

Dino Ioannides  
Executive Director  
Colorado Independent Ethics Commission