

## COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the June 17, 2010 Meeting  
633 17<sup>th</sup> Street, Room 12A, 9 am  
Denver, Colorado

Present: Commissioners Matt Smith, chair; Dan Grossman; vice chair, Sally H. Hopper; Larry R. Lasha; Roy V. Wood.

Also Present: Jane T. Feldman, Executive Director of the IEC; Doug Platt, Director of Communication, IEC; Lisa Brenner Freimann of the Colorado Attorney General's Office.

### I. GENERAL BUSINESS

1. The meeting commenced at 9:00 a.m.
2. There was no public comment.
3. It was moved, seconded and passed unanimously to approve the minutes of the May 20, 2010 meeting.
4. It was moved, seconded, and passed unanimously to approve the minutes of the May 26, 2010 meeting.
5. Staff Report:
  - a. Ms. Feldman reported that there was approximately \$1100 remaining in the operating budget, and that computers and supplies had been purchased. She reminded the Commissioners to submit their travel expenses.
  - b. Ms. Feldman reported that the Governor had signed HB 1404 relating to the move.
  - c. Ms. Feldman reported on a statement related to leave sharing which was emailed to all state employees. The Commission requested that she finalize the Position Statement relating to leave sharing and put it on the Agenda for the next meeting.
  - d. Mr. Platt reported on outreach opportunities and plans for additional education and training of public employees.
6. There was a discussion of draft Advisory Opinion 10-10 (Travel Expenses paid for by a Nonprofit). Commissioner Grossman recused himself from the discussion and the vote. It was moved, seconded, and passed unanimously to approve Advisory Opinion 10-10 as amended by the discussion. (Commissioner Grossman recused).
7. There was a discussion of Advisory Opinion request 10-09 (Clarification of "gift to the state"). Jennifer Gilroy of the Office of Legislative Legal Services appeared and answered questions from the Commission relating to the request. Ms. Gilroy told the Commission that she had her questions answered and that there was no need for a formal response at this time.
8. Ms. Feldman discussed several issues relating to the move. She reported that there were no private offices available at Judicial, and that they had received a bid for \$17,400 to build

offices. Judicial is willing to pay that cost with the understanding that the Commission would seek a supplemental appropriation to pay for the construction. It was moved, seconded, and passed unanimously to approve the construction and to seek a supplemental appropriation.

9. There was a discussion of Draft Advisory Opinion 10-07 (Solicitation of Gifts on Behalf of a Nonprofit). Ms. Feldman was directed to redraft in accordance with the discussion.
10. There was a discussion of Draft Advisory Opinion 10-08 (Entry into Contract by a former public employee). It was moved, seconded and passed unanimously to approve Advisory Opinion 10-08 as amended by the discussion.
11. It was moved, seconded and passed unanimously to enter into Executive Session at 1:54 pm to discuss complaint 9-12 (second allegation) filed with the Commission which is required to be confidential pursuant to Article XXIX, Section 5(c) of the Colorado Constitution, and C.R.S. Section 24-6-402(3)a(III) and the Commission's Rules of Procedure.

## II. EXECUTIVE SESSION BUSINESS

12. The Commission met in Executive Session from 1:54 pm to 2:00 p.m. to discuss Complaint 9-12 (second allegation) filed with the Commission which are required to be confidential pursuant to Article XXIX, Section 5(c) of the Colorado Constitution, and C.R.S. Section 24-6-402(3)a(III) and the Commission's Rules of Procedure.

## III. GENERAL BUSINESS

The Commission returned to Open Session at 2 pm

13. It was moved, seconded, and passed unanimously to table further discussion of Complaint 9-12 pending further investigation.
14. It was moved, seconded and passed unanimously to approve the Memorandum of Understanding with the Judicial Department and to authorize the Chairman to sign on behalf of the Commission.
15. The Commission adjourned at 2:05 pm.

Next Meeting: July 1, 2010 at 9 am. Location to be determined.

Respectfully submitted,

Jane T. Feldman  
Executive Director