

COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the July 30, 2012 Meeting
101 West Colfax Avenue, 5th Floor 9 am
Denver, Colorado

Present: Dan Grossman, Chair, Sally H. Hopper; Vice-Chair, Bill Pinkham, Matt Smith.
Also Present: Jane T. Feldman, Executive Director, IEC; Lisa Brenner Freimann and Stacey Chapman (until 11:40 am) of the Colorado Attorney General's Office.

I. GENERAL BUSINESS

1. The meeting commenced at 9:10 am.
2. There was no public comment.
3. It was moved, seconded and passed unanimously to approve the minutes of the May 7, June 26, and June 28, 2012 meetings.
4. Executive Director's Report:
 - a. Ms Feldman reported on the Colorado Public Radio story about the Commission.
 - b. Ms. Feldman reported on presentations she made at conferences of Colorado Counties, Inc. and the Colorado Municipal League, as well as for the Colorado Association of Professional Lobbyists and for the State Parole Board. She told the Commission that she would also be doing training for the Public Trustees Association, and the District Attorneys Council.
 - c. Ms. Feldman told the Commission that the IEC will be housed with the Office of Attorney Regulation and the other small agencies within the Judicial Branch.
 - d. Ms. Feldman advised the Commission that representatives of the State Auditor's Office would be coming at 1 pm, and that the Commission may want to go into Executive Session prior to that time.
 - e. Ms. Feldman told the Commission that she has been working with Suzanne Dugan, a consultant for Adams County, on ethics training.
 - f. Ms. Feldman told the Commission that work will begin on the new website sometime later in August.
5. There was a discussion of Advisory Opinion 12-07 (Acceptance of Travel from a Nonprofit). The requestor waived confidentiality, and was on the phone to answer questions. The requestor will get additional information to the Commission as soon as possible.
6. There was a discussion of Advisory Opinion 12-08 (Waiver of Registration Fee and Acceptance of Travel Expenses). An attorney for the requestor was present and answered questions. Several changes were made to the draft. It was moved, seconded and passed unanimously to approve Advisory Opinion 12-08 as

amended.

7. At 11:14, it was moved, seconded and passed unanimously to enter into Executive Session to receive legal advice pursuant to C.R.S. §26-6-402(3)(a)(II) and § 13-90-107(b) on specific legal questions concerning the Commission's jurisdiction.

II. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 11:14 am to 11:38 am to receive legal advice pursuant to C.R.S. §24-6-402(3)(a)(II) and § 13-90-107(b) on specific legal questions concerning the Commission's jurisdiction.

III. GENERAL BUSINESS

8. The Commission returned to open session at 11:39 am. It was moved, seconded, and passed unanimously to enter into Executive Session to discuss matters which are required to be kept confidential pursuant to Colorado Revised Statutes sections 24-6-402(3)(a)(III) and 2-3-103.7.

IV. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 11:39 to 12:00 pm discuss matters which are required to be kept confidential pursuant to Colorado Revised Statutes sections 24-6-402(3)(a)(III) and 2-3-103.7.

V. GENERAL BUSINESS

The Commission returned to open session at 12:01pm.

9. There was a discussion of Advisory Opinion 12-09 (Acceptance of a Vehicle). The Commission requested additional information and changes to the draft. It will be discussed at the next meeting.
10. At 1:20 pm it was moved, seconded, and passed unanimously to enter into Executive Session to discuss matters which are required to be kept confidential pursuant to Colorado Revised Statutes sections 24-6-402(3)(a)(III) and 2-3-103.7.

VI. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 1:20 pm to 1:35 pm to discuss matters which are required to be kept confidential pursuant to Colorado Revised Statutes sections 24-6-402(3)(a)(III) and 2-3-103.7. Eric Johnson and Nina Frant from the State Auditor's Office were also present.

VII. GENERAL BUSINESS

The Commission returned to open session at 1:35 pm.

11. There was a discussion of Position Statement 12-01 (Travel). Deputy Attorney General Bernie Buescher was present and made a statement. The Commission

discussed the current draft, and made changes. The discussion will continue at the next meeting.

12. It was moved, seconded, and passed unanimously at 2:07 pm to enter into Executive Session to discuss Complaint 12-05 filed with the Commission which is required to be kept confidential pursuant to Article XXIX, section 5(3)(b) of the Colorado Constitution, Colorado Revised Statutes sections 24-6-402(3)(a)(III) and the Commission's Rules of Procedure.

VIII. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 2:07 pm to 2:14 pm to discuss Complaint 12-05 filed with the Commission which is required to be confidential pursuant to Article XXIX, Section 5(3)(b) of the Colorado Constitution, and Sections 24-6-402(3)(a)(III) and the Commission's Rules of Procedure.

IX. GENERAL BUSINESS

The Commission returned to open session at 2:14 pm.

13. It was moved, seconded and passed unanimously to dismiss Complaint 12-05 as frivolous and due to lack of jurisdiction, pursuant to IEC Rule 7.G.1. and 7.G.2.
14. The Commission set August 24 and October 1 for meetings.
15. The Commission adjourned at 2:20 pm.
16. Next meeting is August 24 at 9 am.

Respectfully submitted,

Jane T. Feldman
Executive Director