

COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the December 16, 2009 Meeting
633 17th Street, Room 2A, 9:00 a.m.
Denver, Colorado

Present: Commissioners Matt Smith, chair; Roy Wood, vice-chair Dan Grossman; Sally H. Hopper; Larry R. Lasha (participated from 12-1 pm by telephone).

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

I. GENERAL BUSINESS

1. The meeting commenced at 9:07 a.m.
2. There was no public comment.
3. It was moved, seconded and passed unanimously to approve the minutes of the December 4, 2009 meeting.
4. Executive Director's Report:
 - a. Ms. Feldman reported on the COGEL conference. She prepared a report which was disseminated to the Commissioners. It was moved, seconded and passed unanimously to post the report on the web site.
 - b. Ms. Feldman summarized the Annual Report for 2009, and passed out a copy of the Report. It was moved, seconded and passed unanimously to publish the Annual Report on the web site.
 - c. Ms. Feldman reported that effective January 1, 2010, the mileage reimbursement rate will change to .45 per mile for 2 wheel drive vehicles, and .48 for 4 wheel drive vehicles.
5. There was a presentation and discussion of a request for Advisory Opinion relating to a possible conflict of interest involving employees of the State Land Board. The Commission agreed to schedule a meeting quickly so as to finalize a decision on the request.
6. There was a discussion of Position Statement 09-06 (provisions of Article XXIX 3(3)(f)). It was moved, seconded and passed unanimously that Commissioner Grossman would prepare a majority opinion based on his draft, and that Commissioner Smith would revise a minority opinion, which another Commissioner may join. Ms. Feldman was asked to take Commissioner Grossman's draft and

work with him to finalize prior to the next meeting. Commissioner Smith is to file a separate opinion,

7. There was a discussion of the division of responsibilities between the two staff members. Both Ms. Feldman and Mr. Platt were asked to draft their own PDQs and then work together to finalize before presenting them to the Commission.
8. Ms. Feldman reported on the additional investigation of Complaint 09-08. The Commission decided to table a decision on this matter until the next meeting when all Commissioners could participate.
9. Meetings were scheduled for December 21, (telephonic, only), January 6, February 4, and February 18. Possible additional meetings were scheduled for March 4, and March 11, 2010, subject to Commissioner Lasha's availability.
10. There was no Executive Session.
11. Ms. Feldman reported that a complainant whose complaint had been dismissed on jurisdictional grounds had called her in anger that the details of his complaint had been made public. She reported that she had explained the situation to the complainant, but thought that the Commission should be aware of the call.

The Commission adjourned at 1:45 p.m.

The next meeting is a telephonic meeting on December 21, 2009 at 2:30 pm.

Respectfully submitted,

Jane T. Feldman
Executive Director