

COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the May 17, 2022, Meeting
1300 Broadway, Room 1C, 9:00 a.m.
Denver, Colorado

Present: Vice-Chair Selina Baschiera, Commissioner Annie Kao (appearing by phone), Commissioner Sarah Mercer, and Commissioner Cole Wist.

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

I. GENERAL BUSINESS

1. In the absence of the Chair, Vice-Chair Baschiera called the meeting to order at 9:12 a.m.
2. The Commission invited public comment and received none.
3. The Commission unanimously approved the minutes of the March 15, 2022, meeting.
4. The Commission called Letter Ruling 22-02. The Requestor was present.
5. At 9:19 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session to discuss Letter Ruling 22-02, for purposes of receiving legal advice.

II. CLOSED SESSION BUSINESS

6. The Commission met in closed session from 9:19 a.m. to 9:59 a.m. concerning Letter Ruling 22-02.

III. GENERAL BUSINESS

7. The Commission returned to open session at 9:59 a.m.
8. By unanimous consent, the Commission will issue Letter Ruling 22-02 on circulation.
9. Mr. Ioannides provided the staff report. By unanimous consent, Commissioner Baschiera was delegated authority to work with Mr. Ioannides to issue the hiring announcement for the Commission's new position.
10. Ms. Cannan provided legal updates to the Commission.
11. Having issued its Findings of Fact and Conclusions of Law in Complaint 20-73, additional discussion of the draft opinion was postponed indefinitely as moot.
12. The Commission called Complaint 21-25. Commissioner Mercer recused herself. By unanimous consent, Mr. Ioannides was instructed to commence the investigation.

13. The Commission called Complaint 21-30. By unanimous consent, the Commission stayed the Motion for Summary Judgment until the investigation is complete.
14. The Commission called Complaint 21-18.
15. At 10:15 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session to discuss Complaint 21-18, for purposes of receiving legal advice.

IV. CLOSED SESSION BUSINESS

16. The Commission met in closed session from 10:15 a.m. to 10:28 a.m. concerning Complaint 21-18.

V. GENERAL BUSINESS

17. The Commission returned to open session at 10:28 a.m.
18. Upon motion duly seconded, the Commission extended the stay for Complaint 21-18 until a disposition is reached in the district court. By unanimous consent, the Commission instructed its staff and counsel to issue a new written order defining the scope of the stay.
19. The Commission called Complaint 22-07. Upon motion duly seconded, Commissioner Mercer was unanimously delegated authority to issue subpoenas for the investigation.
20. Rulemaking deliberations: Ms. Cannan indicated she would circulate the most recent draft of rules for the Commission's consideration.
21. At 11:10 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session to discuss Complaints 21-31, 22-12, 22-13, 22-14, 22-15, 22-16, 22-17, 22-18, 22-19, 22-20, 22-21, and 22-22, for purposes of receiving legal advice and which are required to be kept confidential pursuant to Article XXIX, §5(3)(b) of the Colorado Constitution.

VI. CLOSED SESSION BUSINESS

22. The Commission met in closed session from 11:10 a.m. to 12:25 p.m. concerning Complaints 21-31, 22-12, 22-13, 22-14, 22-15, 22-16, 22-17, 22-18, 22-19, 22-20, 22-21, and 22-22.

VII. GENERAL BUSINESS

23. The Commission returned to open session at 12:25 p.m.
24. Upon motion duly seconded, the Commission unanimously voted to deem Complaint 21-31 as non-frivolous.
25. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-12 as frivolous.

26. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-13 as frivolous.
27. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-14 as frivolous.
28. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-15 as frivolous.
29. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-16 as frivolous.
30. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-17 as frivolous.
31. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-18 as frivolous.
32. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-19 as frivolous.
33. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-20 as frivolous.
34. Upon motion duly seconded, the Commission unanimously dismissed Complaint 22-21 as frivolous.
35. Upon motion duly seconded, the Commission unanimously voted to deem Complaint 22-22 as non-frivolous.
36. Election of Commission Officers: By acclamation, Commissioner Baschiera was appointed Chair and Commissioner Wist was appointed Vice-Chair.
37. The Commission instructed staff to schedule future meetings starting at 9:30 a.m.
38. Having no further business, the Commission adjourned at 12:45 p.m. The next regular meeting is scheduled for June 21, 2022.

Respectfully Submitted,

Dino Ioannides
Executive Director
Colorado Independent Ethics Commission