

# **COLORADO INDEPENDENT ETHICS COMMISSION**

## **Minutes of the September 19, 2023, Meeting Meeting Conducted by Web Conference**

Present: Chair Cole Wist, Vice-Chair Sarah Mercer, Commissioner Elizabeth Espinosa Krupa, Commissioner Lora Thomas, and Commissioner Daniel Wolf.

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

### **I. GENERAL BUSINESS**

1. Chair Wist called the meeting to order at 9:06 a.m.
2. The Commission invited public comment and received none.
3. The Commission unanimously (Commissioner Mercer abstaining) approved the minutes of the August 15, 2023, regular meeting.
4. Mr. Ioannides provided the staff report.
5. Ms. Cannan provided legal updates from the Office of the Attorney General.
6. The Commission called Complaints 16-02 and 17-14.
7. At 9:14 a.m., upon motion duly seconded, the Commission voted unanimously (Commissioner Mercer recused) to enter closed session concerning Complaints 16-02 and 17-14 for purposes of receiving legal advice.

### **II. CLOSED SESSION BUSINESS**

8. The Commission met in closed session from 9:14 a.m. to 9:30 a.m. regarding Complaints 16-02 and 17-14.

### **III. GENERAL BUSINESS**

9. The Commission returned to open session at 9:30 a.m.
10. Chair Wist announced that:
  - a. written orders for Complaints 16-02 and 17-14 would be forthcoming with respect to Respondent's Renewed and Modified Motion for Discovery and Respondent's Motion for Summary Judgment;
  - b. the hearing on the merits is scheduled for October 17, 2023; and

c. Commissioner Wolf will serve as hearing officer.

11. The Commission called Complaint 21-25.

12. At 9:33 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session concerning Complaint 21-25 for purposes of receiving legal advice.

#### **IV. CLOSED SESSION BUSINESS**

13. The Commission met in closed session from 9:33 a.m. to 9:44 a.m. regarding Complaint 21-25.

#### **V. GENERAL BUSINESS**

14. The Commission returned to open session at 9:44 a.m.

15. Upon motion duly seconded, the Commission unanimously approved release of the Report of Investigation for Complaint 21-25 to the parties.

16. By unanimous consent, Commissioner Espinosa Krupa will serve as hearing officer for Complaint 21-25.

17. At 9:47 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session to discuss Position Statement 16-01 and the draft position statement for purposes of receiving legal advice; and Complaints 23-14, 23-18, 23-19, 23-20, 23-21, 23-22, and 23-23, 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**

18. The Commission met in closed session from 9:47 a.m. to 10:52 a.m. to discuss Position Statement 16-01, the draft position statement, and Complaints 23-14, 23-18, 23-19, 23-20, 23-21, 23-22, and 23-23.

#### **VII. GENERAL BUSINESS**

19. The Commission returned to open session at 10:52 a.m.

20. Upon motion duly seconded, the Commission unanimously voted to rescind Position Statement 16-01.

21. Upon motion duly seconded, the Commission unanimously dismissed Complaints 23-18 and 23-19 as frivolous.

22. Having no further business, the Commission adjourned at 10:54 a.m. The next regular meeting is scheduled for October 17, 2023.

Respectfully Submitted,

Dino Ioannides  
Executive Director  
Colorado Independent Ethics Commission