

COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the October 17, 2023, Meeting
Meeting Conducted by Web Conference

Present: Chair Cole Wist, Vice-Chair Sarah Mercer, 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 9:01 a.m.
2. The Commission invited public comment and received none.
3. The Commission unanimously approved the minutes of the September 19, 2023, regular meeting, as amended.
4. Mr. Ioannides provided the staff report.
5. The Commission unanimously approved the Notice of Issues for Hearing in Complaint 21-25. By unanimous consent, Mr. Ioannides was instructed to work with the hearing officer, Commissioner Espinosa Krupa, to set the hearing.
6. The Commission called Complaints 22-34 and 22-35. Commissioners Thomas and Mercer recused themselves. Commissioner Espinosa Krupa being absent and, therefore, without a quorum, the Commission instructed Mr. Ioannides to handle the Unopposed Motion to Consolidate on circulation by email to all non-recused commissioners.
7. At 9:13 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session concerning Complaint 23-17 for purposes of receiving legal advice.

II. CLOSED SESSION BUSINESS

8. The Commission met in closed session from 9:13 a.m. to 9:28 a.m. regarding Complaint 23-17.

III. GENERAL BUSINESS

9. The Commission returned to open session at 9:28 a.m.
10. Chair Wist announced that the Commission would issue its order in due course regarding Respondent's Motion to Dismiss and Motion for Summary Judgment in Complaint 23-17.

11. At 9:29 a.m., upon motion duly seconded, the Commission voted unanimously to enter closed session concerning a draft position statement for purposes of receiving legal advice.

IV. CLOSED SESSION BUSINESS

12. The Commission met in closed session from 9:29 a.m. to 10:13 a.m. regarding a draft position statement.

V. GENERAL BUSINESS

13. The Commission returned to open session at 10:13 a.m.
14. Chair Wist announced that the Commission will issue a draft position statement regarding home rule ethics jurisdiction, with an invitation and timeline for written and oral public comment.
15. At 10:15 a.m., upon motion duly seconded, the Commission voted unanimously (Commissioner Wist recused from Complaint 23-25) to enter closed session to discuss Complaints 23-23, 23-24, 23-25, 23-26, 23-27, and 23-28, 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

16. The Commission met in closed session from 10:15 a.m. to 10:58 a.m. to discuss Complaints 23-23, 23-24, 23-25, 23-26, 23-27, and 23-28.

VII. GENERAL BUSINESS

17. The Commission returned to open session at 10:58 a.m.
18. Upon motion duly seconded, the Commission unanimously deemed Complaint 23-23 non-frivolous.
19. Upon motion duly seconded, the Commission unanimously (Commissioner Wist recused) dismissed Complaint 23-25 as frivolous.
20. Having no further business, the Commission adjourned at 11:00 a.m. The next regular meeting is scheduled for December 5, 2023.

Respectfully Submitted,

Dino Ioannides
Executive Director
Colorado Independent Ethics Commission