

COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the January 5, 2015 Meeting
1300 Broadway, Room 1F, 9:00 am
Denver, Colorado

Present: Rosemary Marshall, Chair; Matt Smith, Vice-Chair; Bill Pinkham; Bob Bacon and William Leone

Also Present: Amy C. DeVan, IEC Executive Director; and Kyle Dumler of the Colorado Attorney General's Office.

I. GENERAL BUSINESS

1. Commissioner Marshall called the meeting to order at 9:02 a.m.
2. There were no public comments.
3. It was moved, seconded and passed unanimously to approve the minutes of the November 20, 2014 meeting with one minor grammatical change.
4. Staff Report
 - a. Activity was relatively light during the month of December. There were twenty four calls or emails requesting information, no complaints were filed. There were two presentations and three CORA requests. Two new advisory opinion requests were received, both of which were in the January packet for review by the commission.
 - b. Amy DeVan updated the commissioners on the status of the project to convert IEC records to electronic format and also informed the commissioners that a microgrant application was submitted to the State Internet Portal Authority (SIPA) requesting funds for digital streaming of monthly meetings.
5. The commission considered the revised draft of Letter Ruling 14-03, Solicitation for Benevolent Trust, which was initially presented on November 20, 2014. The requesters were present and answered questions from the commissioners. It was moved and seconded to adopt the draft of the Letter Ruling. The commission unanimously adopted the draft with changes incorporated during the meeting.
6. The commission re-considered the revised draft of Advisory Opinion 14-20 (Conflict of Interest), which was presented in revised form following the November 20, 2014 meeting and commissioner comments. The requester was not present. The commission unanimously adopted the Opinion.

7. The commission considered a draft of Advisory Opinion 14-22 (Acceptance of Gifts). The requester was unable to be present. Commissioner Leone had questions regarding the request. The Opinion was tabled for reconsideration at the February 13, 2015 meeting, pending staff obtaining additional information from the requester.

8. The commission reviewed a draft of Advisory Opinion 14-23 (Acceptance of Gifts). Due to the distance of the requester from Denver, the requester was not present. The commission unanimously adopted the Opinion.

9. The commission discussed the payment of attorney registration fees and Colorado Bar Association membership fees for the Executive Director, who is required to be an attorney. The commission unanimously approved payment of these fees.

10. The commission reviewed the request for supplemental budget moneys and discussed related budget issues. The commissioners were informed the supplemental request was submitted on the IEC's behalf and would be considered during the Joint Budget Committee hearing on January 13, 2015.

11. The commission discussed miscellaneous matters related to recent articles in the New York Times regarding lobbying of state Attorneys General and discussed whether the commission should consider a position statement on the issue. It was agreed staff would do additional research for consideration by the commission.

12. At 12:00 p.m., it was moved, seconded and passed unanimously to enter into Executive Session to receive legal advice regarding ongoing legal matters pursuant to matters pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(1)(b).

II. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 12:00 to 12:07 p.m. to discuss legal ongoing legal matters pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(1)(b).

III. GENERAL BUSINESS

13. The Commission returned to open session at 12:07 p.m.

14. At 12:08 p.m. it was moved, seconded and passed unanimously for the Commission to enter into Executive Session to receive legal advice pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(1)(b) concerning an update on audit related issues.

IV. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 12:08 p.m. to 1:21 p.m. pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(1)(b) concerning legal advice related to audit issues.

V. GENERAL BUSINESS

15. The Commission returned to open session at 1:21 p.m.

16. Having no further business, the Commission adjourned at approximately 1:21 p.m. The next meeting is scheduled for Friday, February 13, 2014 at 9 a.m., room 2A.

Respectfully Submitted,

Amy C. DeVan
IEC, Executive Director