

COLORADO INDEPENDENT ETHICS COMMISSION

Minutes of the September 21, 2015 Meeting
1300 Broadway, Room 2B, 9:00 am
Denver, Colorado

Present: William Leone, Chair (by telephone); Bob Bacon, Vice-Chair; Rosemary Marshall; Bill Pinkham; Matt Smith

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

I. GENERAL BUSINESS

1. Commissioner Leone called the meeting to order at 9:00 a.m.
2. There were no comments from members of the public during this portion of the meeting. One member of the public did make comments subsequently as noted below.
3. It was moved, seconded and passed unanimously to approve the minutes of the August 3, 2015 meeting.
4. Staff Report
 - a. During the months of August and September the Executive Director traveled to present information to three different groups, including two on the Western Slope. There is one presentation currently scheduled for October.
 - b. There were no CORA requests in August and September; there was one Letter Ruling request, presented at this meeting; one complaint was received, which is being held pursuant to a request by the complainant; and one Advisory Opinion remains on hold at the wish of the requester. There were seventeen calls requesting information.
5. The Commission considered the draft of Letter Ruling 15-01, Door Prizes. The requester was not present. Based on the discussion, the Commission requested that staff prepare a revised version of Letter Ruling 15-01 to be considered at the next IEC meeting on November 6, 2015. Due to timing constraints, the Commission verbally approved the proposed conduct subject to the facts and considerations in the draft Letter Ruling.
6. The Commission considered a draft of the proposed IEC budget for FY 2017. Because the Commission will not meet in October, the Commission approved the proposed budget, to be finalized and presented to the Joint Budget Committee of the Colorado Legislature by October 31, 2015.

7. The Commission considered revisions to the complaint form used by complainants to submit requests to the IEC. One member of the public suggested the form also should be machine fillable to bring greater convenience to complainants. The Commissioners offered suggestions for form revisions, to be considered again at the next IEC meeting.

8. The Commission considered application materials submitted by an applicant for the “fifth commissioner” position being vacated by Commissioner Pinkham. It was determined the Chair and Executive Director will speak with the applicant to determine whether she should be appointed to fill the position of Commissioner.

9. The Commissioners selected meeting dates for the remainder of 2015. The Commission will meet on Friday November 6, 2015 and Friday December 18, 2015.

10. At 11:25 a.m., it was moved, seconded and passed unanimously to enter into Executive Session to confer with legal counsel pursuant to C.R.S. §24-6-402(3)(a)(II) and §13-90-107(b)(II) concerning Denver District Court case 2015CV31862 and Colorado Supreme Court case 2015SC462 that are the subject of pending or imminent court action, concerning specific claims or grievances, or for purposes of receiving legal advice on specific legal questions.

II. EXECUTIVE SESSION BUSINESS

The Commission met in Executive Session from 11:25 a.m. to 11:43 a.m. to discuss the legal matters noted above.

III. GENERAL BUSINESS

11. The Commission returned to open session at 11:44 a.m.

12. Having no further business, the Commission adjourned at 11:44 a.m. The next meeting is scheduled for Friday November 6, 2015 at 9:00 a.m.

Respectfully Submitted,

Amy C. DeVan
IEC, Executive Director