

**MINUTES OF THE SEPTEMBER 6, 2012
MEETING OF THE WEST VIRGINIA ETHICS COMMISSION**

The September 6, 2012 meeting of the West Virginia Ethics Commission was called to order in the Commission's Office located at 210 Brooks Street, Charleston, WV at 10:00 a.m. by Acting Chairperson Jonathan Turak. Also present in person were members Father Douglas Sutton, Terry Walker and Robert Wolfe. Chairperson Kemp Morton and Members Drema Radford and Ron Salmons participated via telephone. Members Jack Buckalew and Monté Williams were absent. Executive Director Theresa M. Kirk, General Counsel C. Joan Parker, Deputy General Counsel Martin J. Wright and Paralegal/Acting Secretary Lietta J. White were in attendance from the Commission staff.

WHEREUPON, Acting Chairperson Turak asked for approval of the August 2, 2012 Commission Meeting minutes.

WHEREUPON, Father Douglas Sutton made a motion to approve the minutes of the August 2, 2012 meeting and Mr. Wolfe seconded. The motion passed unanimously 6-0.

WHEREUPON, Acting Chairperson Turak, announced the next Commission meeting will be held October 4, 2012.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk for a recap of the previous month. Ms. Kirk discussed training sessions that had been conducted.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk to present Advisory Opinion 2012-34, which was tabled at the August 2, 2012 Commission meeting, to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2012-34 to the Commission for consideration. After discussion, Father Douglas Sutton made a motion to adopt Advisory Opinion 2012-34 with the suggested language modifications and Mr. Morton seconded. The motion passed 6-0.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk to present Advisory Opinion 2012-36 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2012-36 to the Commission for consideration. After discussion, Mr. Wolfe made a motion to approve Advisory Opinion 2012-36 and Father Douglas Sutton seconded. The motion passed 6-0.

WHEREUPON, Acting Chairperson Turak called upon Ms. Parker to present Advisory Opinion 2012-37 to the Commission for consideration.

WHEREUPON, Ms. Parker presented Advisory Opinion 2012-37 to the Commission for consideration. After discussion, Father Douglas Sutton made a motion to approve Advisory Opinion 2012-37 with the suggested language modifications and Mr. Wolfe seconded. The motion passed 6-0.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk to present Contract Exemption 2012-02 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Contract Exemption 2012-02 to the Commission for consideration. After discussion, Mr. Morton made a motion to approve Contract Exemption 2012-02 with the suggested language modifications and Mr. Walker seconded. The motion passed 6-0.

WHEREUPON, Acting Chairperson Turak noted there were no School Board Advisory Opinion Requests or Property Exemption Requests to be presented to the Commission for consideration.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk to present the Employment Exemption Requests.

WHEREUPON, Ms. Kirk presented EE 2012-15 requested by Daniel T. Arnold, EE 2012-16 requested by David Loftis and EE 2012-17 requested by Laura Adkins. After discussion, Mr. Morton made a motion to ratify the requests and Ms. Radford seconded. The motion passed unanimously 6-0.

WHEREUPON, Acting Chairperson Turak asked Ms. Kirk if there were any miscellaneous matters to bring before the Commission.

WHEREUPON, Ms. Kirk presented Guidelines "Public Contract Provisions Governing County Officials and County School Systems-W.Va. Code § 61-10-15", "Prohibited Interest in a Public Contract" and "How to Seek a Contract Exemption" to the Commission for consideration. After discussion, Mr. Wolfe made a motion to adopt the Guidelines and Mr. Walker seconded. The motion passed unanimously 6-0.

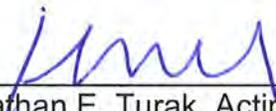
WHEREUPON, Father Douglas Sutton made a motion for the Commission to enter into executive session, under the personnel provision, to discuss the hiring of a new private investigator for the Commission and Mr. Walker seconded. The motion passed unanimously 6-0.

WHEREUPON, coming out of executive session, Father Douglas Sutton made a motion for the Commission to hire Dave Lucas as private investigator for the Commission and Mr. Morton seconded. The motion passed unanimously 6-0.

WHEREUPON, the Commission reviewed the Ethics Commission P-Card monthly purchase report without comment.

WHEREUPON, Acting Chairperson Turak asked if there were any other matters to be discussed before the Commission, there being none, the meeting was adjourned.

The foregoing minutes of the West Virginia Ethics Commission were approved unanimously at the October 4, 2012 WVEC meeting.



Jonathan E. Turak, Acting Chairperson
West Virginia Ethics Commission

ATTEST:


Lietta J. White Paralegal & Acting Secretary, West Virginia Ethics Commission