

**MINUTES OF THE FEBRUARY 3, 2011  
MEETING OF THE WEST VIRGINIA ETHICS COMMISSION**

The February 3, 2011 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 Turak. Also present in person were members Deem and Father Sutton. Members Buckalew, Logan, Radford and Salmons participated via telephone. Chairperson Morton and Member Williams were absent. Executive Director Theresa M. Kirk, General Counsel C. Joan Parker, and Paralegal/Acting Secretary Lietta J. White were also in attendance.

WHEREUPON, Acting Chairperson Turak asked for approval of the January 13, 2011 Commission Meeting minutes.

WHEREUPON, Mr. Logan made a motion to approve the minutes of the January 13, 2011 meeting and Ms. Radford seconded. The motion passed unanimously 7-0.

WHEREUPON, Acting Chairperson Turak announced the next meeting of the WV Ethics Commission is scheduled for March 3, 2011 at 10:00 a.m. in the Commission's office located at 210 Brooks Street, Suite 300, Charleston WV.

WHEREUPON, Acting Chairperson Turak and the Commission members welcomed J. Frank Deem to the Commission.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk for a recap of the previous month. Ms. Kirk discussed WVEC staffing and Legislation.

WHEREUPON, Acting Chairperson Turak called upon Ms. Parker to present Advisory Opinion 2010-23 to the Commission for consideration. Advisory Opinion 2010-23 was tabled at the January 13, 2011 Commission meeting.

WHEREUPON, Ms. Parker presented Advisory Opinion 2010-23 to the Commission for consideration. After discussion, Mr. Buckalew made a motion to approve Advisory Opinion 2010-23 and Father Sutton seconded. After further discussion, Father Sutton made a motion to approve Advisory Opinion 2010-23 with the suggested amendments and Ms. Radford seconded. The motion passed unanimously 7-0.

WHEREUPON, Acting Chairperson Turak called upon Ms. Parker to present Advisory Opinion 2011-01 to the Commission for consideration.

WHEREUPON, Ms. Parker presented Advisory 2011-01 to the Commission for consideration. After discussion, member Father Sutton made a motion to approve Advisory Opinion 2011-01 with the modifications to question number four (4) pertaining to 61-10-15 and Mr. Buckalew seconded. The motion passed by a vote of 6-1 with Mr. Salmons voting in the negative.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk to present Advisory Opinion 2011-02 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2011-02 to the Commission for consideration. After discussion, Father Sutton made a motion to approve Advisory Opinion 2011-02 as written and Mr. Buckalew seconded. The motion passed by vote of 6-1 with Mr. Salmons voting in the negative.

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

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

WHEREUPON, Ms. Kirk presented EE 2011-01 requested by Carl Bower, EE 2011-02 requested by Alan Lander and EE 2011-03 requested by Mary Jane Pickens. After discussion, Mr. Buckalew made a motion to ratify each exemption and Father Sutton seconded. The motion passed unanimously 7-0.

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

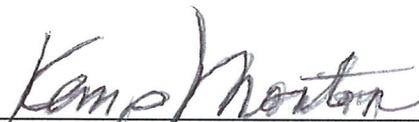
WHEREUPON, Ms. Kirk presented the WV Ethics Commission Annual Report to the Commission to review and approve. After discussion, Mr. Logan made a motion to approve the WV Ethics Commission Annual Report and Father Sutton seconded. The motion passed unanimously 7-0.

WHEREUPON, Ms. Kirk provided an overview and update on H.B. 2464 and related Legislation to the Commission.

WHEREUPON, the Commission reviewed the Ethics Commission P-Card monthly purchase report with no comments after review.

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 April 7, 2011 WVEC meeting.



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Kemp Morton, Chairperson  
West Virginia Ethics Commission

ATTEST:



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