

**MINUTES OF THE JANUARY 13, 2011  
MEETING OF THE WEST VIRGINIA ETHICS COMMISSION**

The January 13, 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 Chairperson Morton. Participating by phone were members Morton, Logan, Radford, Salmons, Buckalew, Turak, Sutton and Williams. Present in person were Executive Director Theresa Kirk, General Counsel Joan Parker, and Administrative Services Assistant Lucy Suchy serving as acting secretary. Also present: Sue Smith, Superintendent Hancock County Schools.

WHEREUPON, Chairperson Morton asked for approval of the December 2, 2010 Commission Meeting minutes.

WHEREUPON, member Buckalew made a motion to approve the minutes of the December 2, 2010 meeting. The motion was seconded by member Sutton that the minutes be approved and the motion passed 8-0.

WHEREUPON, Chairperson Morton announced that the next regular meeting of the WV Ethics Commission is scheduled for February 3, 2011 at 10:00 a.m. at the Commission's office located at 210 Brooks Street, Charleston WV.

WHEREUPON, Chairperson noted that member Charles Logan had submitted a letter of resignation from the Commission effective February 1, 2011.

WHEREUPON, member Buckalew made a motion, seconded by member Sutton, to accept, with regret, Mr. Logan's resignation. Chairperson Morton then publicly thanked Mr. Logan for his service to the Ethics Commission.

WHEREUPON, member Williams joined the meeting via telephone.

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present Advisory Opinion 2010-24 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2010-24 to the Commission for consideration. After discussion, member Sutton moved and member Buckalew seconded the motion that A.O. 2010-24 be approved as written. The motion was approved by a vote of 7-1 with member Salmons voting in the negative.

WHEREUPON, Chairman Morton called upon Ms. Kirk to present Contract Exemption Request 2010-07 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Contract Exemption Request 2010-07 to the Commission for consideration. After discussion, member Sutton moved and member Turak seconded the motion that C.E. 2010-07 be approved as written. The motion was approved by a vote of 7-1 with member Salmons voting in the negative.

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present Advisory Opinion 2010-22 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2010-22 to the Commission for consideration. After discussion, member Turak moved and member Williams seconded the motion to amend the draft opinion by deleting the second to last paragraph of the draft opinion. The motion to amend was approved by a vote of 8-0. Member Sutton moved and member Turak seconded to approve Advisory Opinion 2010-22, as amended. The motion passed unanimously.

WHEREUPON, Chairperson Morton called upon Ms. Parker to present Advisory Opinion 2010-23 to the Commission for consideration.

WHEREUPON, Ms. Parker presented Advisory Opinion 2010-23 to the Commission for consideration. After discussion, member Turak moved and member Buckalew seconded the motion that A.O. 2010-23 be tabled pending further research. The motion passed unanimously.

WHEREUPON, Chairperson Morton noted there were no School Board Advisory Opinion Requests, no Property Exemption Requests, and no Employment Exemption Requests to be presented to the Commission.

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

WHEREUPON, the Commission reviewed the Ethics Commission P-Card monthly purchase report with no comment.

WHEREUPON, Chairperson Morton stated since there were no other matters to bring before the Commission, the meeting stands adjourned.

The foregoing minutes of the West Virginia Ethics Commission were approved unanimously at a regular meeting of the Commission on February 3, 2011.

  
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Jonathan E. Turak, Acting Chairperson  
West Virginia Ethics Commission

ATTEST:

 2-3-11  
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Lucy A. Suchy Acting Secretary, West Virginia Ethics Commission