

**MINUTES OF THE SEPTEMBER 1, 2011  
MEETING OF THE WEST VIRGINIA ETHICS COMMISSION**

The September 1, 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 Jonathan E. Turak. Also present in person were members Jack Buckalew and Father Douglas Sutton. Chairperson Kemp Morton and Members Frank Deem, Drema Radford, Ron Salmons and Monte' Williams participated via telephone. 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 July 14, 2011 Commission Meeting minutes.

WHEREUPON, Mr. Morton made a motion to approve the minutes of the July 14, 2011 meeting and Mr. Buckalew seconded. The motion passed unanimously 7-0.

WHEREUPON, Acting Chairperson Turak announced the next meeting of the WV Ethics Commission is scheduled for October 6, 2011 at 10:00 a.m. in the Commission's office located at 210 Brooks Street, Suite 300, Charleston WV.

WHEREUPON, Acting Chairperson Turak called upon Ms. Kirk for a recap of the previous month. Ms. Kirk discussed training, the hiring of new investigator Gordon Ingold and the ethics newsletter published in August 2011.

WHEREUPON, Acting Chairperson Turak with unanimous consent, deferred consideration of Advisory Opinion 2011-13 until the end of the agenda.

WHEREUPON, Acting Chairperson Turak called upon Mr. Wright to present Contract Exemption 2011-01 to the Commission for consideration.

WHEREUPON, Mr. Wright presented Contract Exemption 2011-01 to the Commission for consideration. After discussion, Mr. Buckalew made a motion to accept Contract Exemption 2011-01 and Mr. Williams seconded. The motion passed unanimously 7-0.

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

WHEREUPON, Ms. Kirk presented Contract Exemption 2011-02 to the Commission for consideration. After discussion, Mr. Buckalew made a motion to accept Contract Exemption 2011-02 and Mr. Deem seconded. After further discussion, Mr. Morton made a motion to table Contract Exemption 2011-02 until the October 6, 2011

Commission meeting to allow Ms. Kirk obtain additional information and Mr. Bucklew seconded. The motion passed unanimously 7-0.

WHEREUPON, Acting Chairperson Turak called upon Mr. Wright to present Contract Exemption 2011-03 to the Commission for consideration.

WHEREUPON, Mr. Wright presented Contract Exemption 2011-03 to the Commission for consideration. After discussion, Mr. Bucklew made a motion to accept Contract Exemption 2011-03 and Mr. Williams seconded. The motion passed unanimously 7-0.

WHEREUPON, Acting Chairperson Turak noted there were no School Board Advisory Opinion Requests and 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 2011-13 requested by William Tucker and EE 2011-14 requested by Bennie E. Comer. After discussion, Mr. Bucklew made a motion to ratify the requests and Mr. Morton seconded. The motion passed unanimously 7-0.

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

WHEREUPON, Ms. Kirk presented to the Commission proposed legislation to amend the Open Meetings Act relating to electronic filing requirements for State Agency Meeting Notices, and defining the terms regular, special and emergency meeting. After discussion, Mr. Deem made a motion to support the proposed legislation and Mr. Bucklew seconded. The motion passed unanimously 7-0.

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

WHEREUPON, Acting Chairperson Turak called upon Ms. Parker to present Advisory Opinion 2011-13 to the Commission for consideration. Advisory Opinion 2011-13 was tabled at the July 14, 2011 Commission meeting.

**Note: Member Father Douglas Sutton joined the meeting via telephone.**

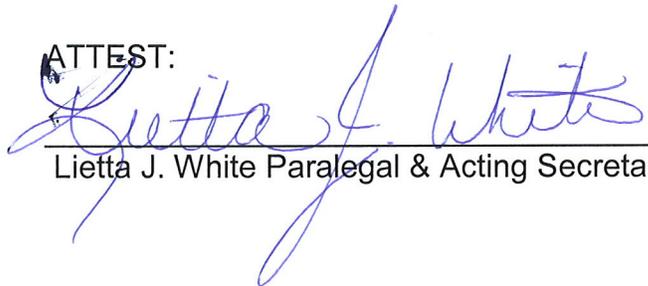
WHEREUPON, Ms. Parker presented Advisory 2011-13 to the Commission for consideration. After discussion, Mr. Bucklew made a motion to accept Advisory Opinion 2011-13 and Father Douglas Sutton seconded. The motion passed 7-1 with Member Salmons in the negative.

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 6, 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