



Ethics Commission Meeting Agenda

210 Brooks Street, Suite 300
Charleston, WV 25301

October 3, 2013
10:00 a.m.

1. Approve Minutes of **August 1, 2013 Meeting (Chairperson Morton)**
2. Next meeting dates:
November 7, 2013 or at a date and time to be determined by the Commission
Next meeting date **December 12, 2013** (proposed one week delay due to Thanksgiving holiday)
Cancel January meeting (proposed due to holiday and staff schedules)
3. Recap of Previous Month (**Ms. Parker**)
4. Advisory Opinion Requests

AO 2013-29 (Ms. Parker) Tabled at the August 1, 2013 Commission Meeting
A **County Floodplain Manager**, who is also the County Surveyor, and who owns a private surveying company and land, and whose father owns land and mineral rights, poses three questions:

1. Is there a conflict between being the County Surveyor and being employed part-time by the County Commission as the County Floodplain Manager?

2. Is there a conflict for the County Floodplain Manager to perform private land surveys which designate whether an area is in a floodplain?

3. Is it a conflict for the County Floodplain Manager to perform Floodplain Manager duties when natural gas companies submit applications to work in the designated floodplain?

AO 2013-41 (Mr. Hubbard)

A **Potential Candidate** for County Commission asks whether, if elected, he may continue his employment with the County Ambulance Authority.

AO 2013-42 (Ms. Parker)

A **County Geographic Information System (GIS) Coordinator** asks if he is permitted to create and manage a GIS database for a municipality in the county by which he is employed.

AO 2013-43 (Ms. Parker)

A **County Solid Waste Authority** asks what is its obligation, if any, when a member has a purported conflict of interest but refuses to recuse himself.

AO 2013-45 (Ms. Weber)

A **Municipality** asks whether its Police Officers may participate in a program with a local restaurant wherein the Police Officers hand out reward coupons to citizens for performing good deeds.

AO 2013-46 (Ms. Weber)

A **Municipality** asks whether its elected officials or employees may solicit donations of gift certificates from local restaurants to present as gifts to recognize private citizen volunteers.

AO 2013-47 (Mr. Hubbard)

A **Town Manager** asks if Town Council members who are currently or formerly employed, or whose spouse is currently employed, by the County Board of Education may vote on issues concerning property deeded to the Board of Education by the Town.

AO 2013-48 (Ms. Weber)

A **State Agency** asks whether its employees who investigate deaths may also work as County Medical Examiners.

AO 2013-49 (Ms. Parker)

A **Police Chief** asks whether the Police Department may accept funds from a private foundation established by a local businessperson for the sole support of the Police Department.

5. Contract Exemption Requests

NONE

6. School Board Advisory Opinion Requests

NONE

7. Property Exemption Requests

NONE

8. Employment Exemption Requests (Ms. Parker)

EE 2013-18 David L. Vande Linde WV Department of Environmental Protection

EE 2013-19 Paul R. Pichardo, III, WV Department of Environmental Protection

EE 2013-20 Kathy Cosco, WV Department of Environmental Protection

9. Miscellaneous Matters (Ms. Parker)

(a) Consider hiring Anna Bailey to serve as Contract Attorney

(b) Consider hiring Robert Baker to serve as Contract Attorney

(c) Personnel Update

1. Lucy Suchy's retirement, effective November 30, 2013

2. Lietta J. White's resignation, effective September 30, 2013

3. Discuss filling vacant positions: Paralegal, Administrative Secretary and Special Assistant to the Director

(d) Report from the Center for Public Integrity (enclosure)

(e) P-Card Monthly Report (enclosure)

10. Motion to Adjourn