

**MINUTES OF THE MARCH 7, 2013  
MEETING OF THE WEST VIRGINIA ETHICS COMMISSION**

The March 7, 2013 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 Kemp Morton. Also present in person were members Ron Salmons, Father Douglas Sutton, Jonathan Turak and Robert Wolfe. Members Jack Buckalew, Monté Williams and Terry Walker participated via telephone. Member Drema Radford was absent. Executive Director Theresa M. Kirk, General Counsel C. Joan Parker, Deputy General Counsel Arlie Hubbard and Paralegal/Acting Secretary Lietta J. White were in attendance from the Commission staff.

WHEREUPON, Chairperson Morton asked for approval of the February 7, 2013 Commission Meeting minutes.

WHEREUPON, Father Douglas Sutton made a motion to approve the minutes of the February 7, 2013 meeting and Mr. Turak seconded. The motion passed unanimously 6-0.

WHEREUPON, Chairperson Morton, announced the next Commission meeting would be held April 4, 2013.

WHEREUPON, Chairperson Morton called upon Ms. Kirk for a recap of the previous month. Ms. Kirk discussed training sessions that had been conducted and an update on the Commission's legislation.

WHEREUPON, Chairperson Morton with consensus of the Commission, called upon the Commission's staff to present the agenda items out of order.

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present Contract Exemption 2013-01 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Contract Exemption 2013-01 to the Commission for consideration. After discussion, Father Douglas Sutton made a motion to approve Contract Exemption 2013-01 and Mr. Wolfe seconded. After further discussion, Father Douglas Sutton made a motion to move the vote to adopt Contract Exemption 2013-01 later in the agenda to allow staff to make technical modifications, and Mr. Wolfe seconded.

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present Advisory Opinion 2013-11 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2013-11 to the Commission for consideration. After discussion, Father Douglas Sutton made a motion to approve

Advisory Opinion 2013-11 and Mr. Turak seconded. The motion passed 5-1. Mr. Buckalew voted in the negative.

WHEREUPON, Ms. Kirk presented Contract Exemption 2013-01 to the Commission for consideration. After discussion, Father Douglas Sutton made a motion to approve Contract Exemption 2013-01 and Mr. Turak seconded. The motion passed 4-2. Mr. Buckalew and Mr. Salmons voted in the negative.

WHEREUPON, Chairperson Morton called upon Ms. Parker to present Advisory Opinion 2013-04 to the Commission for consideration.

WHEREUPON, Ms. Parker presented Advisory Opinion 2012-04 to the Commission for consideration. After discussion, Mr. Salmons made a motion to approve Advisory Opinion 2013-04 and Mr. Wolfe seconded. The motion passed unanimously 6-0.

WHEREUPON, Chairperson Morton called upon Mr. Hubbard to present Advisory Opinion 2013-05 to the Commission for consideration.

WHEREUPON, Mr. Hubbard presented Advisory Opinion 2013-05 to the Commission for consideration. After discussion, Mr. Salmons made a motion to approve Advisory Opinion 2013-05 and Mr. Turak seconded. The motion passed 6-0.

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present Advisory Opinion 2013-06 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2013-06 to the Commission for consideration. After discussion, Father Douglas Sutton made a motion to table Advisory Opinion 2013-06 until the April 4, 2013 Commission meeting. The motion passed unanimously 6-0.

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present Advisory Opinion 2013-07 to the Commission for consideration.

WHEREUPON, Ms. Kirk presented Advisory Opinion 2013-07 to the Commission for consideration. After discussion, Mr. Turak made a motion to approve Advisory Opinion 2013-07 as amended and Mr. Wolfe seconded. The motion passed unanimously 6-0.

WHEREUPON, Chairperson Morton called upon Ms. Parker to present Advisory Opinion 2013-08 to the Commission for consideration.

WHEREUPON, Ms. Parker presented Advisory Opinion 2013-08 to the Commission for consideration. After discussion, Mr. Wolfe made a motion to approve Advisory Opinion 2013-08 and Father Douglas Sutton seconded. The motion passed unanimously 6-0.

WHEREUPON, Chairperson Morton called upon Ms. Parker to present Advisory Opinion 2013-09 to the Commission for consideration.

WHEREUPON, Ms. Parker presented Advisory Opinion 2013-09 to the Commission for consideration. After discussion, Mr. Turak made a motion to approve Advisory Opinion 2013-09 and Father Douglas Sutton seconded. The motion passed unanimously 6-0.

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

WHEREUPON, Chairperson Morton called upon Ms. Kirk to present the Employment Exemption Request.

WHEREUPON, Ms. Kirk presented EE 2013-03 requested by Donald Walker. After discussion, Mr. Salmons made a motion to ratify the request and Mr. Wolfe seconded. The motion passed unanimously 6-0.

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 without comment.

WHEREUPON, Chairperson Morton read aloud the Resolution regarding the service of Theresa M. Kirk, Executive Director. After the Resolution was read aloud, Father Douglas Sutton made a motion to adopt the Resolution and to incorporate it into the March 7, 2013 Commission meeting minutes, and Mr. Turak seconded. The motion passed unanimously 6-0.

WHEREUPON, Chairperson Morton 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 4, 2013 WVEC meeting.

  
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R. Kemp Morton, Chairperson  
West Virginia Ethics Commission

ATTEST:

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