

# West Virginia Ethics Commission

## Meeting Minutes September 3, 2020

The September 3, 2020, meeting of the West Virginia Ethics Commission was called to order in the Commission's office at 210 Brooks Street, Charleston, West Virginia, at 10:30 a.m. by Chairperson Robert J. Wolfe. The majority of Commissioners attended via telephone due to the Coronavirus pandemic.

### Present

Robert J. Wolfe, Commission chairperson  
Lynn Davis, Commission member  
Karen Disibbio, Commission member (by telephone)  
Robert Harman, Commission member (by telephone)  
Suzan Singleton, Commission member (by telephone)  
Terry Walker, Commission member  
Monté Williams, Commission member (by telephone)  
Kimberly B. Weber, Interim Executive Director/General Counsel  
Theresa M. Kirk, Staff Attorney  
Derek Knopp, Staff Attorney (by telephone)  
Andrew Herrick, Staff Attorney (by telephone)  
Teri Anderson, Lobbyist Registrar/Administrative Secretary

### Absent

Lindsey Ashley, Commission member

### Approve Minutes

Mr. Harman made a motion to approve the minutes of the Commission's August 6, 2020, meeting. Mr. Williams seconded the motion, which passed as follows:

Davis - aye  
Disibbio - aye  
Harman - aye  
Singleton - aye  
Walker - aye  
Williams - aye  
Wolfe - aye

## **Recap of Previous Month**

Ms. Weber provided a summary of news and developments relating to the Ethics Commission during the previous month.

## **Employment Exemption Requests**

### EE 2020-23

Randall R. Short, Deputy Director, Utilities Division, Public Service Commission

### EE 2020-24

Anthony E. Clark, District Engineer/Manager, Department of Transportation

### EE 2020-25

Jeff Wiseman, Executive Assistant to the Agency head, Department of Health and Human Resources

Ms. Davis moved that Employment Exemptions 2020-23, 2020-24, and 2020-25 be ratified. Ms. Disibbio seconded the motion, which passed as follows:

Davis - aye  
Disibbio - aye  
Harman - aye  
Singleton - aye  
Walker – aye  
Williams - aye  
Wolfe – aye

## **Advisory Opinion 2020-11**

Mr. Wolfe called upon Mr. Herrick to present Advisory Opinion 2020-11 to the Commission for consideration. Mr. Herrick presented the proposed Advisory Opinion. Ms. Disibbio made a motion that the Advisory Opinion be approved as presented. Mr. Harman seconded the motion, which passed as follows:

Davis - aye  
Disibbio - aye  
Harman - aye  
Singleton - aye  
Walker – aye  
Williams - aye  
Wolfe – aye

**Advisory Opinion 2020-12**

Mr. Wolfe called upon Mr. Knopp to present Advisory Opinion 2020-12 to the Commission for consideration. Mr. Knopp presented the proposed Advisory Opinion and responded to questions from the Commission. Ms. Disibbio made a motion that the Advisory Opinion be approved as presented. Ms. Singleton seconded the motion, which passed as follows:

- Davis - aye
- Disibbio - aye
- Harman - aye
- Singleton - aye
- Walker – aye
- Williams - aye
- Wolfe – aye

**Advisory Opinion 2020-13**

Mr. Wolfe called upon Ms. Kirk to present Advisory Opinion 2020-13 to the Commission for consideration. Ms. Kirk presented the proposed Advisory Opinion and responded to questions from the Commission. Mr. Walker made a motion that the Advisory Opinion be approved as presented. Ms. Singleton seconded the motion, which passed as follows:

- Davis - aye
- Disibbio - aye
- Harman - aye
- Singleton - aye
- Walker – aye
- Williams - aye
- Wolfe – aye

**Approve P-card Monthly Report**

The Commission reviewed purchases on the P-card monthly report for June 2020. Ms. Davis moved that the report be accepted as presented. Mr. Harman seconded the motion, which passed as follows:

- Davis - aye
- Disibbio - aye
- Harman - aye
- Singleton - aye
- Walker – aye
- Williams - aye
- Wolfe – aye

## **Personnel Committee Report**

Mr. Walker, Chair of the Personnel Committee, reported that the Personnel Committee met on September 3, 2020, and is ready to make a recommendation to the full Commission on hiring an Executive Director.

Ms. Davis moved that the Commission go into Executive Session pursuant to W. Va. Code § 6-9A-4(b)(2)(A), relating to matters arising from the appointment, employment, retirement, promotion, transfer, demotion, disciplining, resignation, discharge, dismissal or compensation of a public officer or employee. Ms. Disibbio seconded the motion, which passed as follows:

Davis - aye  
Disibbio - aye  
Harman - aye  
Singleton - aye  
Walker – aye  
Williams - aye  
Wolfe – aye

Mr. Wolfe called the Commission to order after the Executive Session. Mr. Harman moved to hire Ms. Weber as the Commission’s new Executive Director. Ms. Singleton seconded the motion, which passed as follows:

Davis - aye  
Disibbio - aye  
Harman - aye  
Singleton - aye  
Walker – aye  
Williams - aye  
Wolfe – aye

## **Adjournment**

Mr. Walker made a motion to adjourn, and Ms. Singleton seconded the motion. The motion passed unanimously as follows, and the meeting was adjourned.

Davis - aye  
Disibbio - aye  
Harman - aye  
Singleton - aye  
Walker – aye  
Williams - aye  
Wolfe – aye

The foregoing minutes of the West Virginia Ethics Commission were approved at the Commission's October 1, 2020, meeting.



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Robert J. Wolfe, Chairperson  
West Virginia Ethics Commission

ATTEST:



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Teri Anderson, Lobbyist Registrar  
Administrative Secretary