



Meeting Agenda

West Virginia Ethics Commission

210 Brooks Street, Suite 300
Charleston WV 25301

March 4, 2010 10:00 a.m.

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| (1.) Approve Minutes of February 4, 2010 Meeting | Chairperson Morton |
| (2.) Next meeting date April 1, 2010 | Chairperson Morton |
| (3.) Recap of Previous Month | Ms. Kirk |
| (4.) Advisory Opinion Requests | Mr. Wright Ms. Parker Ms. Kirk |

AO 2010-02 A City Attorney asks whether it is permissible for: **(1)** the City to participate in a program, offered by a vendor, which provides a discount to all city employees for their personal (non-public) cell phones; and **(2)** City employees to accept such a discount for their personal cell phones.

AO 2010-03 A Candidate for a County Board of Education (BOE) whose husband is employed by the BOE as a Chief Mechanic asks whether, in the event that she is elected to the BOE, her husband may continue his employment with the BOE.

AO 2010-04 An Attorney for a County Board of Education (BOE) asks whether the BOE may contract with a private non-profit charitable organization when one of the BOE members sits on the board thereof.

AO 2010-05 An Institution of Higher Education asks whether, pursuant to the Ethics Commission's Guideline for Public Employee Recognition Events, it may expend more than \$25.00 per fiscal year to recognize certain employees for special achievements; provided, that, the sum total of expenditures does not exceed an amount equal to \$25.00 multiplied by the total number of public employees at the Institution.

AO 2010-06 The Requester, a **Public Library** created by Special Act of the Legislature, asks: (1) Does it violate the Ethics Act's prohibition against having an interest in a public contract for a person, who is an equity member in a law firm which provides legal service to the Public Library Board as bond counsel, to serve on the board? (2) Is a Library created by a Special Act of the Legislature as a joint endeavor of a County Board of Education, County Commission and a City subject to W.Va. Code § 61-10-15? (3) If the person serves on the Library Board, what steps must he take to comply with W.Va. Code § 61-10-15, if applicable, and/or the West Virginia Ethics Act, W.Va. Code § 6B-1-1 et. seq.?

AO 2010-07 A registered **Lobbyist** asks whether she is required to register as a lobbyist on behalf of a non-profit organization if she volunteers her lobbying services to the non-profit without compensation.

AO 2010-08 An **Attorney for a City Council** asks whether it would violate the Ethics Act for Members of its governing body to vote to approve a change in the City Charter which would extend the current term of office for the City's elected public officials by one year.

(5.) Contract Exemption Request

Ms. Kirk

CE 2010-01 The **Town of Wayne** asks for a temporary contract exemption to allow it to continue leasing the Town Hall building from Mayor James Ramey, III until July 1, 2010.

(6.) School Board Advisory Opinion Requests
NONE

(7.) Employment Exemption Requests

Ms. Kirk

(a) EE 2010-04 Andrew Robinson, DEP

(b) EE 2010-05 Charles Vannatter, WV State Fire Marshall's Office

(8.) Miscellaneous Matters

Ms. Kirk

Ms. Suchy

(a) Consider whether to appeal Circuit Court Order in the matter of James Ramey, III

(b) Consider whether to allow James Ramey, III to satisfy Commission Order/Judgment via payment plan

(c) Consider hiring Kim Weber as a contract attorney

(d) Consider hiring Mike Thompson as a contract attorney

(e) Legislation Update

(f) WVEC P-Card monthly purchase review

(g) Report of Personnel Committee on Annual Evaluation of Director

(9.) Motion to Adjourn

Chairperson Morton

