

MINUTES
COMMISSION MEETING
OPEN SESSION
September 19, 2007

The meeting was called to order by the Chair, Mrs. Susan P. McWilliams at 9:00 a.m. Other members present were Mr. Edward E. Duryea, Mrs. Priscilla L. Tanner, Mr. G. Carlton Manley and Mr. Phillip Florence, Jr. Vice Chairman Mr. Marvin D. Infinger, Mr. Johnnie Walters and Mr. Robert A. Bruce were absent.

Also present:

Mr. Herbert R. Hayden, Jr., Executive Director
Mrs. Cathy L. Hazelwood, Assistant Director/General Counsel
Mr. Donald M. Lundgren, Investigator
Mr. Dan F. Choate, Investigator
Ms. Ami R. Franklin
Ms. Kristin M. Smith
Mr. Kenneth Ard
Ms. Faye Flowers
Mr. David Summer
Mr. Albert Whiteside
Mr. Joel C. Grice
Mr. Michael Barb
Mr. L. Emile DeFelice
Mr. Jim Walker
Mr. Wes Jackson
Mr. Greg Henderson
Mr. Joseph Scott
Mr. John Freeman
Mr. Franklin Briggs
Mr. Charlie Sutton
Mrs. Margaret Scott
Mr. Joseph Scott

Mrs. McWilliams called the meeting to order.

MINUTES

Mr. Duryea made a motion, seconded by Mrs. Tanner to approve the open and executive session minutes from the July 2007 meeting, motion carried.

OFFICE OPERATIONS

COMPLIANCE REPORTS

Mr. Hayden presented the compliance reports for June, July and August as information only.

BUDGET FY07

Mr. Hayden presented the budget report as information only.

DATE FOR NOVEMBER MEETING

Mr. Hayden discussed and concluded with the Commission that the next date for the next Commission meeting will be Wednesday, November 14 or Thursday, November 15. Mr. Hayden is to confirm the date after consulting with the other Commission members.

APPEAL

C2007-068 State Ethics Commission vs. James K. Ard

Mr. Ard presented his appeal to the Commission. Mr. Manley made a motion, seconded by Mr. Duryea to accept the appeal.

ADVISORY OPINION

AO2008-001 Local Conservation District employee being appointed or elected as a local conservation district commissioner

Mrs. Hazelwood presented the appeal. Mr. Henderson made a presentation to the Commission. Mr. Manley made a motion, seconded by Mr. Duryea to accept the opinion.

AO2008-002 Conflict of Interest

Ms. Hazelwood presented this opinion to the Commission. A motion was made by Mr. Florence, seconded by Mr. Manley to approve this opinion.

APPEALS

C2007-097 State Ethics Commission vs. Joseph Scott

Mr. Hayden and Mrs. Scott presented this appeal to the Commission. A motion was made by Mr. Manley, seconded by Mr. Florence to accept the staff recommendation and waive the penalty, motion carried.

C2007-124 State Ethics Commission vs. L. Emile DeFelice

Mr. Hayden presented this appeal to the Commission. Mr. Barb spoke on behalf of Mr. DeFelice. Mr. Manley made a motion, seconded by Mr. Florence to accept the staff recommendation and reduce the penalty, motion carried.

C2007-097 State Ethics Commission vs. Charlie Sutton

Reverend Briggs presented this appeal to the Commission. Mr. Manley made a motion, seconded by Mrs. Tanner to accept the staff recommendation and waive all penalties, motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Duryea, seconded by Mrs. Tanner to go into Executive Session to discuss complaint matters, motion carried.

A motion was made by Mr. Duryea to return to open session, seconded by Mrs. Tanner, motion carried.

Upon return to open session, Mr. Duryea made a motion seconded by Mr. Manley, to adopt and ratify actions taken in Executive Session, motion carried.

A motion was made by Mr. Walters to adjourn, motion carried.

Respectfully submitted,

Regina A. Washington
Administrative Assistant