

MINUTES
COMMISSION MEETING
OPEN SESSION

January 20, 2010

The meeting was called to order by Chairperson, Mrs. Susan P. McWilliams at 9:43 a.m. Other members present were Mr. Edward E. Duryea, Mrs. Priscilla L. Tanner, Mrs. E. Kay Biermann-Brohl, Mr. Phillip Florence, Jr., Mr. G. Carlton Manley, Mr. JB Holeman, Mr. Jonathan H. Burnett and Dr. Richard H. Fitzgerald.

Also present:

Mr. Herbert R. Hayden, Jr., Executive Director
Mrs. Cathy L. Hazelwood, Deputy Director/General Counsel
Mrs. Ami Franklin, Assistant Director, Administration
Mr. Donald M. Lundgren, Chief Investigator
Mr. Dan Choate, Investigator
Ms. Kristin M. Smith, Administrative Coordinator
Ms. Regina A. Washington, Administrative Assistant
Ms. Claudia Lauer
Mr. Michael E. Smith
Mr. Charles Perry
Mr. Paul Livingston
Ms. Jacqueline Shuler
Mr. Benson C. Coker, Jr.
Mr. Ian S. Ford
Ms. Kim Valentin
Ms. Elizabeth Gilland
Ms. Kate Landess

Mrs. McWilliams called the meeting to order.

MINUTES

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

OFFICE OPERATIONS

COMPLIANCE REPORTS

Mr. Hayden presented the compliance reports for November and December as information only.

BUDGET FY 08/09

Mr. Hayden presented the budget report as information only.

APPEALS

C2009-063 State Ethics Commission vs. Paul Livingston

Mr. Livingston presented his appeal to the Commission. Mr. Manley made a motion, seconded by Mr. Holeman to accept the appeal and reduce the penalty, motion carried.

C2009-105 State Ethics Commission vs. Owl's Nest Recovery House

Mr. Shaw presented his appeal to the Commission. Mr. Manley made a motion, seconded by Mr. Burnett to deny the appeal, motion carried.

C2009-132 State Ethics Commission vs. Jacqueline P. Shuler

Ms. Shuler presented her appeal to the Commission. Mr. Burnett made a motion. It was not seconded. Mr. Holeman made a motion, seconded by Mr. Duryea to amend the recommendation, accept the appeal and reduce the penalty. Five members approved and four members opposed, motion carried.

C2009-138 Benson C. Coker, Jr.

Mr. Coker presented his appeal to the Commission. Mr. Burnett made a motion, seconded by Mr. Florence to accept the appeal and reduce the penalty, motion carried.

C2010-012 State Ethics Commission vs. Kim Valentin

Ms. Valentin presented her appeal to the Commission. Mr. Burnett made a motion, seconded by Mr. Manley to accept the appeal and reduce the penalty, motion carried.

C2009-063 State Ethics Commission vs. Elizabeth D. Gilland

Ms. Gilland presented her appeal to the Commission. Mr. Burnett made a motion, seconded by Mr. Manley to deny the appeal. Mr. Holeman made a motion, seconded by Mr. Manley to amend the recommendation, accept the appeal and reduce the penalty. Eight members approved and one member opposed, motion carried.

Frank G. Glover

This appeal was continued to March.

C2009-074 State Ethics Commission vs. Sonny B. Belin

This appeal was continued to March.

C2009-087 State Ethics Commission vs. William S. Tarlton

This appeal was withdrawn.

MOTION TO REISSUE DECISION

C2009-064 State Ethics Commission vs. Coakley A. Hilton

Attorney Ian S. Ford was present. Mr. Manley made a motion, seconded by Mr. Duryea to accept the staff recommendation, motion carried.

A motion was made by Mr. Burnett, seconded by Mrs. Brohl to go into Executive Session, motion carried.

A motion was made by Mr. Duryea, seconded by Mrs. Burnett to adopt and ratify actions taken in Executive Session, motion carried.

A motion was made by Mr. Holeman, seconded by Mr. Burnett to adjourn, motion carried.

Respectfully submitted,

Regina A. Washington
Administrative Assistant