

OREGON GOVERNMENT ETHICS COMMISSION
MEETING MINUTES
June 27, 2014
9:00 a.m.

(0:01)

Chair Mary Kremer called the meeting to order at 9:05 a.m. The meeting was held via a web/teleconference. Commissioners that joined by telephone were Jan Hooper, Marilyn Cover, Ian Whitlock, and Dan Golden. Present in the 2nd Floor Conference Room of the Morrow Crane Building at 3218 Pringle Rd SE, Salem, Oregon, were Chair Mary Kremer, OGEC Counsel Lynn Rosik, Executive Director Ron Bersin, Program Manager Virginia Lutz, Investigator Deb Tuss, Investigator Diane Gould, and Trainer Russ Casler.

(0:19)

AGENDA ITEM 1, Approval of the minutes of the May 16, 2014 Commission meeting. Chair Kremer called for approval of the minutes which were approved without correction.

CONSENT CALENDAR

(0:35)

Commissioner Hooper moved for the approval of the consent calendar items and the staff recommendation on each as follows:

Reports of Investigation

None.

Lobbyist Penalty Correspondence

AGENDA ITEM 2, Dennis Coplin, Sr., 1st quarter 2014, Letter of Education.

AGENDA ITEM 3, Charles Fisher, 1st quarter 2014, Letter of Education.

AGENDA ITEM 4, Gregory Hamann, 1st quarter 2014, Letter of Education.

Lobbyist Client Penalty Correspondence

AGENDA ITEM 5, Plumbers and Steamfitters Local 290, 1st quarter 2014, Letter of Education.

AGENDA ITEM 6, African American Health Coalition, 1st quarter 2014, Letter of Education.

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Statement of Economic Interest Correspondence

AGENDA ITEM 7, Valerie Folkema, Port of Garibaldi Comm, 2014, Letter of Education.

AGENDA ITEM 8, Debra Baugh, Aumsville Planning Comm, 2014, Letter of Education.

AGENDA ITEM 9, Matthew Later, Union Council, 2014, Letter of Education.

AGENDA ITEM 10, Claire Hertz, Beaverton SD 48J Business Manager, 2014, Letter of Education.

AGENDA ITEM 11, Herb Bastuscheck, Lyons Planning Comm, 2014, Letter of Education.

AGENDA ITEM 12, Felicia Hazel, Talent Planning Comm, 2014, Letter of Education.

AGENDA ITEM 13, Aaron Woods, Wilsonville Development Review Board, 2014, Letter of Education.

AGENDA ITEM 14, Tara Weidman, Aurora Planning Comm, 2014, Letter of Education.

AGENDA ITEM 15, Alden Hamlin, Myrtle Point Council, 2014, Letter of Education.

AGENDA ITEM 16, Eric Harless, Halsey Council, 2014, Letter of Education.

AGENDA ITEM 17, Diana Austin, Dufur Council, 2014, Letter of Education.

Consent Calendar roll call vote was taken as follows: Cover, aye; Hooper, aye; Whitlock, aye; Kremer, aye. Motion passed unanimously.

End of Consent Calendar

Lobbyist Client Penalty Correspondence

(2:10)

AGENDA ITEM 18, Center for Intercultural Organizing, 2nd, 3rd, & 4th qtr 2013, reduce to 20% of total penalty (\$2968).

Kayse Jama was present and addressed the Commission regarding the late filings. He said they would be accessing training for expenditure reporting. Commissioner Whitlock moved that the Commission accept staff recommendation. Roll call vote was taken as follows: Whitlock, aye; Cover, aye; Hooper, nay; Kremer, aye. Motion failed 3 – 1.

Commissioner Hooper moved that the Commission reduce the penalty total to \$1,000 if OGEC lobby training is completed within 90 days. Penalty will revert to \$2,968 if training

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is not completed within that time limit. Roll call vote was taken as follows: Whitlock, aye; Cover, aye; Hooper, aye; Kremer, aye. Motion passed unanimously.

Statement of Economic Interest Correspondence

(13:43)

AGENDA ITEM 19, Craig LaFollette, Burns Mayor, 2014, Reduce penalty to \$50.

Mr. LaFollette did not address the Commission. Commissioner Whitlock moved that the Commission accept staff recommendation to reduce the penalty to \$50. Roll call vote was taken as follows: Whitlock, aye; Cover, aye; Hooper, aye; Kremer, aye. Motion passed unanimously.

STIPULATED FINAL ORDERS

None.

DEFAULT FINAL ORDERS

None.

CONTESTED CASE PROPOSED FINAL ORDERS

None.

REPORTS OF INVESTIGATIONS

None.

ADVISORY OPINIONS

None.

CORRESPONDENCE RECEIVED/RESPONSES

Staff Opinions

None.

Staff Advice

(non-action informational only items)

The Commission reviewed the following items without comment.

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(14:00)

AGENDA ITEM 20, Matt Markee re offers of paid expenses for food and lodging for Public Officials who may wish to attend an event sponsored by the Oregon International Port of Coos Bay.

AGENDA ITEM 21, Cyndy Johnston re receipt of travel, lodging, and food expenses for members of the Oregon Legislative Assembly that have been invited by Google, Facebook, and Yahoo! Corporations to attend their joint Internet State Policy Conference.

AGENDA ITEM 22, Ramona Line re receipt of travel, lodging, and food expenses for members of the Oregon Legislative Assembly that have been invited by Google, Facebook, and Yahoo! Corporations to attend their joint Internet State Policy Conference.

Other Correspondence
(non-action information items only)

The Commission reviewed the following items without comment.

(15.06)

AGENDA ITEM 23, No. 14-127ENJ, Michael Lounsbury re Eric Mason, Board of Investigators.

AGENDA ITEM 24, No. 14-128ENJ, Michael Lounsbury re Kelley McCallum, Board of Investigators.

AGENDA ITEM 25, No. 14-129ENJ, Dale F. Voge re Travis Young, Huntington Mayor.

AGENDA ITEM 26, No. 14-130ENJ, Dale F. Voge re Tracy McCue, Huntington City Recorder.

(15:42)

The Commission convened into executive session at 9:20 a.m. to consider Preliminary Reviews and possible own motion reviews pursuant to ORS 244.260(2)(d).

(15:45)

The Commission recessed from 9:21 – 9:25 a.m.

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EXECUTIVE SESSION CONSENT CALENDAR

Reports of Preliminary Review

None.

End of Executive Session Consent Calendar

OTHER ITEMS

Reports of Preliminary Review (removed from consent calendar)

None.

Preliminary Review Stipulated Final Orders (discussion only, action in open session)

None.

Own Motion Reviews

(19:18)

Possible own motion preliminary reviews re PacWest Lobbyists:

- AGENDA ITEM 29, Paul Phillips
- AGENDA ITEM 30, Ryan Tribbett
- AGENDA ITEM 31, Josh Balloch
- AGENDA ITEM 32, Greg Miller
- AGENDA ITEM 33, Jamie Painter
- AGENDA ITEM 34, Caleb Hayes
- AGENDA ITEM 35, Jeff Newgard
- AGENDA ITEM 36, Courtney Johnson

Lobbyists Ryan Tribbett, Greg Miller, Caleb Hayes, Jeff Newgard, Courtney Johnson, and office manager Patti Gilbert were present. Ryan Tribbet addressed the Commission regarding facts of the own motions and office practices in place to prevent future occurrences. Commissioner Whitlock moved that the Commission conduct preliminary reviews to determine if there is cause to investigate whether Paul Phillips, Ryan Tribbett, Josh Balloch, Greg Miller, Jamie Painter, Caleb Hayes, Jeff Newgard, and Courtney Johnson have violated ORS Chapter 171. Roll call vote was taken as follows: Cover, aye; Hooper, aye; Whitlock, aye; Golden, aye; Kremer, aye. Motion passed unanimously.

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(29:10)

Possible own motion preliminary reviews re CFM Strategic Communications Lobbyists:
AGENDA ITEM 37, Daniel Jarman
AGENDA ITEM 38, Jessica Adamson

Daniel Jarman and Jessica Adamson were present to address the Commission re non-filing of the Lobbying Registration Statement. He stated changes to the internal processes to prevent future occurrences. Commissioner Whitlock moved that the Commission conduct a preliminary review to determine if there is cause to investigate whether Daniel Jarman and Jessica Adamson have violated ORS Chapter 171. Roll call vote was taken as follows: Golden, aye; Cover, nay; Hooper, nay; Whitlock, aye; Kremer, aye. Motion failed 3 – 2. No other motion was offered.

(49:50)

AGENDA ITEM 39, Possible own motion preliminary review re Shawn Miller. Mr. Miller was present to address the Commission re failure to file registration. Commissioners offered no motion. No action taken.

(52:57)

AGENDA ITEM 40, Possible own motion preliminary review re Portland City Employee Barbara Lorraine Peterson. Ms. Peterson did not address the Commission. The Commission generally discussed the status while a related criminal matter is pending. Commissioner Hooper moved that the Commission conduct a preliminary review to determine if there is cause to investigate whether Barbara Lorraine Peterson has violated ORS Chapter 244. Roll call vote was taken as follows: Whitlock, aye; Golden, aye; Cover, aye; Hooper, aye; Kremer, aye. Motion passed unanimously.

Other Items

(non-action information only items)

(56:35)

AGENDA ITEM 41, Summary of Pending Cases. The Commission reviewed the list of pending cases without comment.

(56:53)

The Commission adjourned from executive session and reconvened into regular session at 10:02 a.m.

(56:60)

The Commission generally discussed the web/teleconference experience. Chair Kremer welcomed new Commissioner Dan Golden.

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MISCELLANEOUS ITEMS

(59:07)

AGENDA ITEM 27, Trainers' Report, Trainer Russ Casler discussed recent training efforts. The Commission commented and generally discussed training opportunities. Commissioner Whitlock advised that he would be participating on a government law panel as part of the Oregon State Bar Conference. There was brief discussion with questions regarding attending trainings.

(1:05:07)

AGENDA ITEM 28, Director's Report, Executive Director Bersin commented on:

- Electronic Reporting System
 - Project Manager status.
- Legislative Concepts
 - Rulemaking re Media
 - Video conference possibilities with tentative schedule set for 7/21/2014
- Budget
 - Overview of budget reports
 - Discussion of preliminary numbers for 2015-17 Agency Request Budget due 8/1/2014.
 - Discussion re special assessment for Electronic Filing System
 - COLA to be effective 9/1/2014 instead of 12/1/2014

Commissioner Golden asked questions re the agency's budget.

(1:25:35)

Chair Kremer adjourned the meeting at 10:32 a.m.

The next scheduled meeting date of the Oregon Government Ethics Commission is set for Friday, August 8, 2014, at 9:00 a.m. The meeting will be held in the 2nd Floor Conference Room of the Morrow Crane Building at 3218 Pringle Rd SE, Suite 220, in Salem, Oregon.

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