

# OREGON GOVERNMENT ETHICS COMMISSION

## **SPECIAL MEETING MINUTES**

**December 10, 2008**

(Tape 1A, 0.1)

Chair Judy Stiegler called the meeting to order at 1:04 p.m. The meeting was held in the 2<sup>nd</sup> Floor Conference Room of the Morrow Crane Building at 3218 Pringle Rd SE, Suite 220, Salem, Oregon. Commissioners Delna Jones, Kenneth Lewis and Jeffrey Jones participated by telephone. Commissioners Thomas Bruner and Charles Beggs were excused from attendance. Staff present were Executive Director Ron Bersin, Program Analyst Virginia Lutz and OGEC Counsel Lynn Rosik.

(Tape 1A, 0.5)

Stiegler summarized the background of the request for Commission email information from Bill Harbaugh.

(Tape 1A, 6.1)

Rosik advised the Commission of Bersin's authority as the keeper of the records.

(Tape 1A, 8.5)

Lewis and D. Jones stated that they did not want their email addresses released. The Commission discussed exemptions and information of record matters.

(Tape 1A, 15.2)

Rosik advised the Commission that the records subject to public records law cannot be protected by Commission rules regarding ex parte contact.

(Tape 1A, 20.9)

J. Jones questioned whether it is the Commission's decision or the decision of each individual Commissioner to disclose the information. Rosik advised that Bersin is the keeper of the records and it is his responsibility to uphold the law by honoring public records requests. Rosik also advised the Commission of the process if a request is to be denied by the Commission.

(Tape 1A, 33.0)

Lewis requested additional time to review the matter before the records are released.

(Tape 1A, 36.0)

Stiegler suggested that Mr. Harbaugh be advised that any use of the information requested would be considered ex parte contact and that any correspondence sent would be deleted and not read by the Commissioners.

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(Tape 1A, 45.9)

The Commission discussed placing the matter on the agenda of the January 30, 2009 meeting for further discussion.

(Tape 1B, 2.0)

The Commission reached a consensus to release the records on the Monday following this meeting, and that a message would be sent to Mr. Harbaugh advising him of such.

(Tape 1B, 4.3)

**Chair Stiegler adjourned the meeting of the Oregon Government Ethics Commission at 2:00 p.m.**

**The next scheduled meeting date of the Oregon Government Ethics Commission is set for January 30, 2009 at 9:00 a.m. The meeting will be held in the 2<sup>nd</sup> Floor Conference Room of the Morrow Crane Building at 3218 Pringle Rd SE, Suite 220, in Salem, Oregon.**

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