

OREGON GOVERNMENT ETHICS COMMISSION
MEETING MINUTES
June 26, 2020
9:00 a.m.

(File 1)

Chair Nathan Sosa called the meeting to order at 9:00 a.m. The meeting was held by video conference in the 2nd Floor Conference Room of the Morrow Crane Building at 3218 Pringle Rd SE Salem, Oregon. Chair Nathan Sosa and Commissioner Dave Fiskum were present. Commissioners participating by video conference were Charles Starr, Alison Kean, Karly Edwards, and Dan Mason. OGEC Counsel Amy Alpaugh also joined by video conference. Commissioners Sean O'Day, Anna Sortun, and Richard Burke were excused. Staff present were Executive Director Ron Bersin, Program Manager Virginia Lutz, Compliance and Education Coordinator Diane Gould, Investigator Susan Myers, Investigator Lisa Christon, Trainer Monica Walker, Trainer Becky Maison and Administrative Specialist Kathy Baier.

AGENDA ITEM 1, Comments from the Chair. Sosa welcomed staff and Commissioners. Bersin introduced Becky Maison, newly hired trainer who was present.

AGENDA ITEM 2, Approval of minutes of the May 15, 2020 Commission meeting. The minutes were approved without correction.

CONSENT CALENDAR

Mason requested removal of items 4 and 39 for discussion. Fiskum moved for the approval of Consent Calendar items 3, 5-38, 40-41, and the recommendation on each as follows:

Lobbyist Client Penalty Correspondence

AGENDA ITEM 3, iFixit, Q1 2020, Letter of Education

SEI Penalty Correspondence

AGENDA ITEM 5, WILLIAM Rhoades, 2020 SEI, Letter of Education

AGENDA ITEM 6, Joseph Hull, 2020 SEI, Letter of Education

AGENDA ITEM 7, Terry Crawford, 2020 SEI, Letter of Education

AGENDA ITEM 8, Valli Hettinga, 2020 SEI, Letter of Education

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

AGENDA ITEM 9, Alice Wiewel, 2020 SEI, Letter of Education

AGENDA ITEM 10, Will Lemmon, 2020 SEI, Letter of Education

AGENDA ITEM 11, Tom Yahraes, 2020 SEI, Letter of Education

AGENDA ITEM 12, Chip Davis, 2020 SEI, Letter of Education

AGENDA ITEM 13, Michelle Rudd, 2020 SEI, Letter of Education

AGENDA ITEM 14, Michael Nelson, 2020 SEI, Letter of Education

AGENDA ITEM 15, Shelby Pick, 2020 SEI, Letter of Education

AGENDA ITEM 16, Les Goodrich, 2020 SEI, Letter of Education

AGENDA ITEM 17, Georgene Henson, 2020 SEI, Letter of Education

AGENDA ITEM 18, Sarah Nebeker, 2020 SEI, Letter of Education

AGENDA ITEM 19, Jackie Kauffman, 2020 SEI, Letter of Education

AGENDA ITEM 20, Katie Sapp, 2020 SEI, Letter of Education

AGENDA ITEM 21, Keith Edwards, 2020 SEI, Letter of Education

AGENDA ITEM 22, Matthew Shorb, 2020 SEI, Letter of Education

AGENDA ITEM 23, Cynthia Le, 2020 SEI, Letter of Education

AGENDA ITEM 24, Jane Hays, 2020 SEI, Letter of Education

AGENDA ITEM 25, Vivian Yoakum, 2020 SEI, Letter of Education

AGENDA ITEM 26, Mary Faith Bell, 2020 SEI, Letter of Education

AGENDA ITEM 27, Haley Olson, 2020 SEI, Letter of Education

AGENDA ITEM 28, Barry Sommer, 2020 SEI, Letter of Education

AGENDA ITEM 29, Mike Fry, 2020 SEI, Letter of Education

AGENDA ITEM 30, Michelle Seeley, 2020 SEI, Letter of Education

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

AGENDA ITEM 31, Sandra Whitmore, 2020 SEI, Letter of Education

AGENDA ITEM 32, Maria Guerra, 2020 SEI, Letter of Education

AGENDA ITEM 33, Hollis MacLean-Wenzel, 2020 SEI, Letter of Education

AGENDA ITEM 34, Jeffrey Musall, 2020 SEI, Letter of Education

AGENDA ITEM 35, John Kirwan, 2020 SEI, Letter of Education

AGENDA ITEM 36, Robert Trotter, 2020 SEI, Letter of Education

AGENDA ITEM 37, Rosenda Shippentower, 2020 SEI, Letter of Education

AGENDA ITEM 38, Joseph Letosky, 2020 SEI, Letter of Education

AGENDA ITEM 40, Michael Glover, 2020 SEI, Letter of Education

AGENDA ITEM 41, William Roats, 2018 SEI, Letter of Education

Group voice vote was taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

End of Consent Calendar

SEI Penalty Correspondence

AGENDA ITEM 4, Jim Bernard, 2020 SEI, Letter of Education. Fiskum moved approval of the recommendation of Letter of Education. Group voice vote was taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 39, Daniel Martin, 2020 SEI, Letter of Education. Mason abstained from the vote. Fiskum moved approval of the recommendation of Letter of Education. Group voice vote was taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, abstained; Edwards, aye; Sosa, aye. Motion passed 5 – 0 with 1 abstention.

SEI Penalty Correspondence

AGENDA ITEM 42, Oscar Arana, 2020 SEI, \$60. 2018 SEI, \$20 paid by check. Recommendation of \$50 for second violation. Bersin summarized the recommendation and the Commission discussed. Fiskum moved approval of the recommendation of \$50

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

for second violation. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 43, Jim Whitlock, 2020 SEI, \$80. 2017 SEI, Letter of Education. Recommendation of \$50 for second violation. Fiskum moved approval of the recommendation of \$50 for second violation. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 44, Julian Bell, 2020 SEI, \$70. 2018 SEI, Letter of Education. Recommendation of \$50 for second violation. Fiskum moved approval of the recommendation of \$50 for second violation. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 45, Chloe Eudaly, 2020 SEI, \$150. 2017 SEI, \$30 paid by check. Kean and Edwards declared a potential conflict of interest and abstained. Agenda item deferred until later in the meeting.

AGENDA ITEM 46, Richard Johnson, 2020 SEI, \$140. 2017 SEI, Letter of Education. Recommendation of \$50 for second violation. Fiskum moved approval of the recommendation of \$50 for second violation. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 47, Bruce Weimer, 2020 SEI \$460, 2019 SEI \$20. Recommendation of Letter of Education for 2019 and \$50 for 2020, second violation. Fiskum moved approval of Letter of Education for 2019 and \$50 for second violation for 2020. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

STIPULATED FINAL ORDERS

AGENDA ITEM 48, 19-249ELC, Lena Richardson, Mayor, City of Shady Cove. Christon summarized the matter. Richardson addressed the Commission via video conference. Starr moved that the Commission accept the proposed Stipulated Final Order as the final order in this matter and that the chairperson be authorized to sign it as such. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 49, 19-289ELC, Mary Nielsen, Vice-Chair, Oregon Board of Certified Advanced Estheticians. Christon summarized the matter. Nielsen did not address the Commission. Fiskum moved that the Commission accept the proposed Stipulated Final

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

Order as the final order in this matter and that the chairperson be authorized to sign it as such. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 50, 20-044LSM, Ramond Curtis, Lobbyist for Veterans Education Success. Myers summarized the matter. Curtis did not address the Commission. Fiskum moved that the Commission accept the proposed Stipulated Final Order as the final order in this matter and that the chairperson be authorized to sign it as such. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 51, 20-055ELC, A. J. Kitt, Planning Commissioner, Hood River County. Christon summarized the matter. Kitt did not address the Commission. Fiskum moved that the Commission accept the proposed Stipulated Final Order as the final order in this matter and that the chairperson be authorized to sign it as such. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

(9:25 a.m. break in the Agenda)

Chair Sosa announced that this will be Commissioner Kean's last meeting and virtually presented her with a plaque commemorating her years of service, expressing the Commission's gratitude. Other Commissioners shared their thoughts and thanks. Bersin shared his appreciation and announced that a new commissioner will be joining the Commission on July 1, 2020. Kean shared her appreciation of serving with the Commission.

DEFAULT FINAL ORDERS

AGENDA ITEM 52, 17-039EDG, Joe Colello, Energy Program Administrator, Oregon Department of Energy. Gould summarized the matter. Colello did not address the Commission. The Commission briefly discussed the matter. Alpaugh clarified the penalty actions. Fiskum moved approval of the staff recommendation of the default final order. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

REPORTS OF INVESTIGATIONS

AGENDA ITEM 54, 19-187XSM, Rick Scholl, Mayor, City of St. Helens. Myers summarized the matter. Scholl and Counsel Tracy Frazier addressed the Commission by video conference. Sosa declared a professional relationship with Counsel Frazier, which would not preclude his participation in the matter. The Commission briefly discussed the case. Alpaugh joined the discussion. Fiskum moved that the Commission find that there is sufficient evidence to find a violation of ORS Chapter 192.660 by Rick

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

Scholl, if this evidence is not rebutted by contrary evidence, and that this public official be offered a contested case proceeding. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Non-agenda item. Executive Director Bersin explained to those joining by video conference that Commission staff are not wearing masks as recommended during COVID-19 because staff are able to social distance in the office, as well as have their temperature scanned upon arrival each morning.

The Commission convened into executive session at 10:04 a.m. to consider Preliminary Reviews pursuant to ORS 244.260(4)(d), and ORS 192.685(1).

EXECUTIVE SESSION CONSENT CALENDAR

Reports of Preliminary Review

(All items removed from consent calendar for discussion.)

End of Executive Session Consent Calendar.

OTHER ITEMS

Reports of Preliminary Reviews
(removed from consent calendar)

(File 2)

AGENDA ITEM 70, 20-077ESM, Elizabeth Large, Interim General Counsel, Portland Public Schools. Myers summarized the case. Large and Counsel Steve Berman joined by video conference and addressed the Commission. The Commission discussed the matter. Kean moved that the Commission find that the complaint and information before the Commission do not indicate a violation of ORS Chapter 244 or warrant further review and that this complaint be dismissed. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Commission recessed at 10:33 a.m. and reconvened into Executive Session at 10:40 a.m.

AGENDA ITEM 71, 20-078ESM

AGENDA ITEM 83, 20-116ESM, Derrick DeGroot, Commissioner, Klamath County. Myers summarized the cases. DeGroot and Counsel Hafez Daraee joined by video conference and addressed the Commission. The Commission discussed the matters.

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

Item # 71, Fiskum moved that the Commission find that there is a substantial, objective basis for believing Derrick DeGroot may have violated ORS 244.025(1), 244.040(1) and 244.120(2) and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #83, Fiskum moved that the Commission find that there is a substantial, objective basis for believing Derrick DeGroot may have violated ORS 244.120(2) and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 81, 20-099EDG, Kathy Koch, Customer Services Group Director, Portland Water Bureau. Gould summarized the matter. Koch was present by video conference but did not address the Commission. Counsel Josh Ewing addressed the Commission by video conference. The Commission discussed the matter. Mason moved that the Commission find that the complaint and information before the Commission do not indicate a violation of ORS Chapter 244 or warrant further review and that this complaint be dismissed. Roll call taken as follows: Fiskum, aye; Kean, aye; Starr, aye; Mason, aye; Edwards, abstained; Sosa, aye. Motion passed 5 – 0 with 1 abstention.

AGENDA ITEM 68, 20-073ESM, Brian Rake, Mayor, City of Carlton. Myers summarized the matter. Rake addressed the Commission by video conference. The Commission briefly discussed the case. Fiskum moved that the Commission find that there is a substantial, objective basis for believing Brian Rake may have violated ORS 244.120 and 244.040 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously. (Kean's call was briefly disconnected.)

AGENDA ITEM 77, 20-094XSM, Lynn Morley, Judge, Wheeler County Court. Myers summarized the matter. Morley addressed the Commission by video conference. The Commission briefly discussed the case. Fiskum moved that the Commission find that there is a substantial, objective basis for believing Lynn Morley may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Kean, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 78, 20-095XSM, Debbie Starkey, Former Commissioner, Wheeler County Court. Myers summarized the matter. Starkey addressed the Commission by video conference. Fiskum moved that the Commission find that there is a substantial, objective basis for believing Debbie Starkey may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Kean, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

AGENDA ITEM 80, 20-097XSM, Rob Ordway, Commissioner, Wheeler County Court. Myers summarized the matter. Ordway did not address the Commission. Fiskum moved that the Commission find that there is a substantial, objective basis for believing Rob Ordway may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Kean, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 79, 20-095XSM, Rick Shaffer, Commissioner, Wheeler County Court. Myers summarized the matter. Shaffer addressed the Commission by video conference. Fiskum moved that the Commission find that there is a substantial, objective basis for believing Rick Shaffer may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Kean, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Kean was excused from the remainder of the meeting.

AGENDA ITEM 82, 20-100ELC, Misty Rose Foster, former employee, Jefferson County School District 509J. Christen summarized the matter. Foster did not address the Commission. Fiskum moved that the Commission find that there is a substantial, objective basis for believing Misty Rose Foster may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 62, 20-065ELC, Esther Williams, Chair, Board of Directors, Southern Coos Health District. Christen summarized the case. Williams did not address the Commission. Fiskum moved that the Commission find that the complaint and information before the Commission do not indicate a violation of ORS Chapter 244 or warrant further review and that this complaint be dismissed. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 63, 20-066XLC, Esther Williams

AGENDA ITEM 64, 20-067XLC, Edie Jurgenson

AGENDA ITEM 65, 20-068XLC, Carol Acklin

AGENDA ITEM 66, 20-069XLC, David Allen

AGENDA ITEM 67, 20-070XLC, Tom Bedell

Members, Board of Directors, Southern Coos Health District. Christen summarized all cases together as they were borne from the same circumstance. The respondents did not address the Commission.

Item #63, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Esther Williams may have violated ORS 192.660 and that the

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #64, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Edie Jurgenson may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #65, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Carol Acklin may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #66, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that David Allen may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #67, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Tom Bedell may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 69, 20-074ELC, Glen Fluhr, Fire Chief, Siletz Rural Fire Protection District. Christen summarized the case. Fluhr did not address the Commission. Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Glen Fluhr may have violated ORS 244.040(1), 244.120(1)(c), and 244.177(1)(b) and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 72, 20-088XSM, Gary DeSimone

AGENDA ITEM 73, 20-089XSM, Wade Avery

AGENDA ITEM 74, 20-090XSM, Craig Hamm

AGENDA ITEM 75, 20-091XSM, Sandy Shaffer

AGENDA ITEM 76, 20-092XSM, Michael Parker

Directors, Applegate Valley Fire District. Myers summarized all cases together as they were borne from the same circumstance. The respondents did not address the Commission.

Item #72, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Gary DeSimone may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

Item #73, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Wade Avery may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #74, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Craig Hamm may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #75, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Sandy Shaffer may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Item #76, Fiskum moved that the Commission find that there is a substantial, objective basis for believing that Michael Parker may have violated ORS 192.660 and that the Commission should investigate accordingly. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

Own Motion Preliminary Reviews

None.

Other Items

(non-action informational only items)

None.

Commission recessed at 12:05 and returned into Regular Session at 12:15 p.m.

SEI Penalty Correspondence

(File 3)

AGENDA ITEM 45, Chloe Eudaly, 2020 SEI, \$150. 2017 SEI, \$30 paid by check. Kean declared a potential conflict of interest and abstained. Edwards abstained. This issue will be deferred to the next Commission meeting for a quorum vote.

DEFAULT FINAL ORDERS

AGENDA ITEM 53, 19-090EDG, Lori Welborn, employee, Marion County School district 24J. Gould summarized the matter. Welborn did not address the Commission. Fiskum

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

moved to approve the default final order. Roll call taken as follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

ADVISORY OPINIONS

None.

CORRESPONDENCE RECEIVED/RESPONSES

The Commission reviewed the following without comment unless otherwise noted:

Staff Opinions

(non-action, informational only items)

None.

Staff Advice

(non-action, information only items)

AGENDA ITEM 55, 20-084I, Qing Liu, Chief Information Officer, Public Utility Comm of Oregon re ethics issues that could arise relating to the Oregon Public Utility Comm (OPUC) using retired computer server hardware to run calculations for the Folding@Home project.

AGENDA ITEM 56, 20-098I, Lee Lucas, Secretary, Panoramic Access Special Road District, re the application of Oregon Government Ethics law to a road district commissioner's participation in proposing a road assessment to members of the road district which could also financially affect themselves.

AGENDA ITEM 57, 20-128I, Lisa Ansell, Contract and Policy Manager/Tribal Liaison, Business Oregon re Oregon Government Ethics law relevant to employment and public contract restrictions.

Other Correspondence

(non-action, informational only items)

None.

MISCELLANEOUS ITEMS

AGENDA ITEM 58, Memorandum to suspend investigative phase of 20-100ELC Misty Rose Foster. Fiskum moved to approve suspending the case during the investigative phase pending a criminal matter in Jefferson County Circuit Court. Roll call taken as

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.

follows: Fiskum, aye; Starr, aye; Mason, aye; Edwards, aye; Sosa, aye. Motion passed unanimously.

AGENDA ITEM 59, Commission Meeting dates for 2021. The Commission briefly discussed the dates and expressed no conflicts.

AGENDA ITEM 60, Trainer's Report. Walker presented past and current training efforts being presented remotely during Covid-19. Becky Maison was introduced as the newly hired Trainer.

AGENDA ITEM 32, Executive Director's Report. Bersin reviewed the following:

- 19-21 Budget update: There are proposed cuts to the General Fund; OGEC currently has surplus but is not part of General Fund, so no anticipated reductions. OGEC purchased equipment for staff working remotely. Agency 2021-23 biennial budget went through audit.
- SEI: Only four 2020 non-filers.
- Secretary of State's audit field work continues. No current updates from them.
- Trainer recruitment has completed and Becky Maison hired.
- Morrow office building has installed a temperature scanner for employees to check their reading daily. The building is locked to all non-employees.
- OGEC has a new Commissioner, Amber Hollister, being confirmed July 1, 2020.
- Agency has met again with the Governor's office on legislative concepts.
- To date, all state agencies are remaining closed due to Covid-19 through August 31, 2020. The August OGEC meeting will again be held by video conference.

Chair Sosa adjourned the meeting at 12:30 p.m.

The next scheduled meeting date of the Oregon Government Ethics Commission is set for FRIDAY, August 7, 2020, 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, in Salem, Oregon, and will be conducted virtually.

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS MEETING. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORT A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS, PLEASE REFER TO THE AUDIO RECORDINGS AT <http://www.oregon.gov/OGEC/Pages/comissionmeet.aspx>.
