



**STATE OF NEVADA  
COMMISSION ON ETHICS  
<http://ethics.nv.gov>**

**MINUTES**

**of the meeting of the  
COMMISSION ON ETHICS**

**October 19, 2011**

These minutes constitute a summary of the above proceedings of the Nevada Commission on Ethics. A verbatim transcript of the open sessions is available for public inspection at the Commission office in Carson City.

The Commission on Ethics held a public meeting on Wednesday, October 19, 2011, at 1:00 p.m., at the following location:

State of Nevada  
Commission on Economic Development  
808 West Nye Lane  
First Floor Conference Room  
Carson City, Nevada 89703

and via video-conferencing to:

State of Nevada  
Commission on Economic Development  
555 East Washington Street, Suite 5400  
Las Vegas, Nevada 89101

Some Commissioners appeared via video-conferencing.

1. Call to Order, Roll Call and Pledge of Allegiance to the Flag.

Chairman Erik Beyer called the meeting to order and introduced the Commissioners at 1:00 p.m. on Wednesday, October 19, 2011.

Present in Carson City, Nevada were Chairman Erik Beyer, Vice Chairman Paul H. Lamboley, Esq., and Commissioner John W. Marvel. Also present in Carson City were Executive Director Caren Jenkins, Esq., Commission Counsel Yvonne Nevarez-Goodson, Esq., Senior Legal Researcher Janet Jacobsen and Executive Assistant Valerie Carter.

Present via video-conferencing in Las Vegas, Nevada were Commissioners Magdalena Groover, Gregory Gale, C.P.A, Keith Weaver, Esq., Tim Cory, Esq. and Investigator Michel Vavra, M.P.A.

Chairman Beyer welcomed Commissioner Cory to the Nevada Commission on Ethics.

The Pledge of Allegiance to the Flag was conducted.

2. Open Session for Public Comment. Comment and/or testimony by the public will be limited to three (3) minutes. No action may be taken on any matter referred to in remarks made under this agenda item.

Executive Director Caren Jenkins presented a letter from a member of the public, Dennis Stark, dated October 19, 2011 to be entered into the record as public comment. Mr. Stark is anxious to receive his written opinion from the Commission. He offers for his attorney to assist in writing the opinion. Mr. Stark complained that he is having difficulty finding employment due to the violation.

3. Open Session for consideration and approval of Minutes of prior Commission Meetings.

Commissioner Marvel moved to approve Minutes of the September 9, 2010 and September 13, 2011 meetings. Commissioner Lamboley seconded the Motion. The Motion carried unanimously.

4. Closed Session pursuant to NRS 281A.440(15) to hear testimony, receive evidence, deliberate and render an advisory opinion regarding Confidential First-Party Request for Advisory Opinion No. 11-78A, submitted pursuant to NRS 281A.440(1), tabled pending receipt of additional information on September 13, 2011. This portion of the meeting will not be available to the public.

This portion of the meeting was confidential and thus was closed to the public.

6. Open Session to discuss the extent of the Commission's opinion backlog and determine approaches and priorities in addressing the same and related matters

This portion of the meeting was taken out of order. A brief discussion ensued regarding the backlog. Chairman Beyer appointed a three-member task force consisting of himself, Commissioner Lamboley and Commissioner Weaver. Each agreed to meet and discuss the backlog within the next couple of weeks and report back to the Commission at the next meeting.

Commissioner Lamboley added that he had a positive reaction from his communications with the Dean at the Boyd School of Law, as well as a positive response from the Attorney General's Office to work with the Commission on the specific backlog. Executive Director Caren Jenkins expressed she would like to attend any meetings regarding the Commission or its backlog.

7. Open Session to discuss the need for a Commission Personnel Policy, consider the scope of any such policy and determine a method to prepare a draft of the same.

Executive Director Caren Jenkins circulated a draft Policy on Access to Public Records. The Commission tabled the discussion regarding this Policy to the next Meeting.

8. Open Session for status update by Executive Director and Commission Counsel, including, without limitation, a report on agency operations, procedural issues and pending matters.

This agenda item was tabled until the next meeting.

9. Open Session for Commissioner comments on matters including, without limitation, future agenda items, upcoming meeting dates and meeting procedures.

Commissioner Lamboley requested clarification that upcoming meeting dates would be on the third Wednesday of every month. Executive Director Caren Jenkins confirmed. Chairman Beyer requested the meeting dates in December be moved to the prior week due to the Holiday. The December meeting will be held in Las Vegas on December 14<sup>th</sup> and 15<sup>th</sup>.

5. Closed Session pursuant to NRS 281A.440(15) to reconsider evidence, deliberate and render an advisory opinion regarding Confidential First-Party Request for Advisory Opinion No. 11-51A, submitted pursuant to NRS 281A.440(1), and initially heard on August 12, 2011. This portion of the meeting will not be available to the public.

This portion of the meeting was taken out of order, was confidential and was closed to the public.

10. Closed Session to discuss potential or pending litigation. This portion of the meeting will not be available to the public.

This agenda item was tabled until the next meeting.

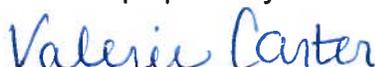
11. Open Session for Public Comment. Comment and/or testimony by the public will be limited to three (3) minutes. No action may be taken on any matter referred to in remarks made under this agenda item.

No public comment.

12. Adjournment

The meeting adjourned at 5:07 p.m.

Minutes prepared by:



Valerie Carter  
Executive Assistant

Minutes approved November 16, 2011:



Erik Beyer, P.E.  
Chairman