

Patricia L. West, Chair
Pete W. Stout, III, Vice-Chair
G. Stewart Petoe, Executive Director



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Meeting Minutes
October 17, 2017, 1:00 p.m.
Senate Room 1, Capitol Building

Council members present:

The Honorable Patricia L. West, Chair
The Honorable Pete W. Stout, III, Vice-Chair
Delegate Todd Gilbert
Delegate Matthew James
Bernard L. Henderson, Jr.
Walter C. Erwin
Sharon E. Pandak

Staff present:

Stewart Petoe, Executive Director
Rebekah Stefanski, Attorney
Michelle LeGates, Filing Coordinator
Valerie Mizzell, Administrative Assistant

Council members absent:

Senator Thomas K. Norment, Jr.
Senator Janet D. Howell

Summary:

- I. Judge West called the meeting to order at 1:12 p.m.
- II. Judge West requested a motion to approve meeting minutes from the July 18, 2017, Council meeting. Delegate Gilbert made a motion to approve. The motion was seconded by Judge Stout and unanimously approved by the Council.
- III. Mr. Petoe presented to the Council for approval the requested redraft of Formal Advisory Opinion 2015-F-002 Commission Filers § 2.2-3115. Mr. Erwin made a motion to approve. The motion was seconded by Mr. Henderson and unanimously approved by the Council. Mr. Henderson requested that possible legislative changes dealing with this topic be presented at the November meeting.
- IV. Mr. Petoe presented to the Council for approval the proposed Formal Advisory Opinion 2017-F-XXX Purchase of Real Estate at Tax Auction by Employee of Locality §§ 2.2-3109, 2.2-3110. Mr. Erwin made a motion to approve. The motion was seconded by Ms. Pandak. The motion passed unanimously.

- V. Ms. Rebekah Stefanski presented to the Council for approval Formal Advisory Opinion 2017-F-XXX Legislator Reporting of an Event § 30-111. After discussion, Mr. Henderson moved to table the Formal Advisory Opinion until the November meeting. Delegate James seconded the motion. Mr. Henderson, Mr. Erwin, and Delegate James voted yes. Ms. Pandak, Judge West, Delegate Gilbert, and Judge Stout voted no. The motion failed on a vote of 3 to 4. Delegate Gilbert moved to adopt the Formal Advisory Opinion and Mr. Erwin seconded the motion. The motion passed by majority vote, with Mr. Henderson voting no.
- VI. Mr. Petoe made a presentation on the “Feasibility of Local Filers Submitting Disclosure Forms Electronically with the Council.” After the presentation, public comment, specific to this item, was presented by Michelle Gowdy from the Virginia Municipal League. The Virginia Municipal League, and the Virginia Association of Counties, whose representative, Phyllis Errico, was also present, agreed with the staff recommendation that local officials and employees not be required to use the Council’s online filing system. Ms. Pandak made a motion for the Council to adopt the staff recommendation. The motion was seconded by Mr. Erwin and was unanimously approved by the Council.
- VII. There was no additional public comment.
- VIII. Judge West adjourned the meeting at 2:13 p.m.