

OREGON GOVERNMENT ETHICS COMMISSION
MEETING MINUTES
September 21, 2018
9:00 a.m.

(:01)

Vice-chair Richard Burke called the meeting to order at 9:02 a.m. The meeting was held in the 1st Floor Conference Room of the Morrow Crane Building at 3218 Pringle Rd SE Salem, Oregon. Other Commissioners present were Charles Starr, Daniel Mason, David Fiskum, Nathan Sosa, Kamala Shugar, and Sean O'Day. Chair Kean and Commissioner Edwards were excused from attendance. Staff present were OGEC Counsel Amy Alpaugh, Executive Director Ron Bersin, Program Manager Virginia Lutz, Compliance and Education Coordinator Diane Gould, Investigator and Trainer Tammy Hedrick, Investigator Hayley Weedn, Investigator Susan Myers, Trainer Monica Walker, and Administrative Specialist Kathy Baier.

(1:00)

AGENDA ITEM 1, Comments from the Chair. Vice-chair Burke welcomed all. There was brief discussion among Commissioners and staff.

(1:58)

AGENDA ITEM 2, Approval of the minutes of the August 10, 2018 Commission meeting. Starr moved for approval of the minutes of the August 10, 2018 Commission meeting. Group vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

CONSENT CALENDAR

(2:08)

Fiskum requested that Agenda Item 3 be removed from consent calendar for comment.

AGENDA ITEM 3, Vicki L. Walker, 2018 Q2, Letter of Education. Fiskum discussed the Letter of Explanation, and offered no other recommendation. Starr moved for the approval of the recommendation of a Letter of Education. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

O'Day moved for the approval of the remaining Consent Calendar items 4-11 and the staff recommendation on each as follows:

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Lobbyist Penalty Correspondence

AGENDA ITEM 4, Jonathan Manton, 2018 Q2, Letter of Education

AGENDA ITEM 5, Emily McLain, 2018 Q2, Letter of Education

AGENDA ITEM 6, Rebecca Carey-Smith, 2018 Q2, Letter of Education

Lobbyist Client Penalty Correspondence

AGENDA ITEM 7, Salmon for All, 2018 Q2 Letter of Education

AGENDA ITEM 8, Presidio, 2018 Q2 Letter of Education

AGENDA ITEM 9, Oregonians for Rural Health, 2018 Q2 Letter of Education

Statement of Economic Interest Penalty Correspondence

AGENDA ITEM 10, Tim Parks, 2018 SEI, Letter of Education

AGENDA ITEM 11, Mark McKechnie, 2018 SEI, Letter of Education

Group vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

End of Consent Calendar

Lobbyist Penalty Correspondence

(5:47)

AGENDA ITEM 12, Andrea Henderson, Q2 2018, \$1,300. Recommendation: None. The Commission generally discussed the matter. Shugar moved to reduce the penalty to \$600 for the late filing of the Q2 2018 Lobbyist Expenditure Report. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

Lobbyist Client Penalty Correspondence

(15:34)

AGENDA ITEM 13, Whole Foods Market Q2 2016, \$260; Q4 2017, \$40. Recommendation: Q2 2016, Letter of Education; Q4 2017, \$40. Starr moved approval of the recommendation of a Letter of Education for Q2 2016 and \$40 for Q4 2017. Roll call

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vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

Statement of Economic Interest

(16:54)

AGENDA ITEM 14, Krista Peterson, 2018 SEI, Request for reconsideration. Recommendation: None. The Commission reviewed and discussed the request for reconsideration of the previous sanction. The Commission took no action to reduce or waive the penalty.

STIPULATED FINAL ORDERS

(20:01)

AGENDA ITEM 15, 17-096XMT, Les Church, Prairie City Council. Hedrick summarized the case. Starr moved that the Commission approve 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 vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

(21:26)

Bersin introduced OGEC new employees: Susan Myers, Investigator and Moncia Walker, Trainer, and encouraged commissioners to visit with them.

(23:00)

AGENDA ITEM 16, 17-054EMT, Mario Leonetti, Vernonia City Council and Mayor. Gould summarized the case. Starr moved that the Commission approve 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 vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

(24:18)

AGENDA ITEM 17, 17-170EDG, Randall Brown, Multnomah County Animal Services Field Services Manager. Gould summarized the case. The Commission discussed the matter. Starr moved that the Commission approve 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 vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

(29:20)

AGENDA ITEM 18, 17-082EMT, Nicole Christy, Jackson County Developmental Disabilities Service Coordinator. Hedrick summarized the case. Shugar moved that the Commission approve the proposed stipulated final order as the final order in this matter

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and that the chairperson be authorized to sign it as such. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

REPORTS OF INVESTIGATION

None.

ADVISORY OPINIONS

None.

CORRESPONDENCE RECEIVED/RESPONSES

The Commission reviewed the following items without comment:

Staff Opinions

(non-action, informational only items)

None.

Staff Advice

(non-action, informational only items)

(31:31)

AGENDA ITEM 19, 18-182I, Kathy Storm re public officials who may wish to participate in a tour intended to highlight innovations in mass timber construction, industry and university partnerships for commercialization of advanced wood produce, and forest collaborative work in Oregon.

Other Correspondence

(non-action, informational only items)

None.

MISCELLANEOUS ITEMS

(32:00)

AGENDA ITEM 20, Best Practices Survey. Bersin summarized the Best Practices Survey.

(33:19)

AGENDA ITEM 21, Trainers' Report. Hedrick summarized the training activities from August 10 thru September 21, 2018.

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(36:25)

AGENDA ITEM 22, Executive Director's Report. Bersin discussed the following:

- Bersin commented on the City Recorder training that was presented by Trainer Hedrick.
- 2017-2019 biennial budget: Bersin reviewed the status of the 2017-2019 budget and commented that OGEC is doing very well with savings that will transfer into the next biennium.
- 2019-2021 biennial budget: Agency Request Budget is being reviewed by Governor's office. The Governor's Recommended Budget will be presented at a future meeting.
- Legislative Concepts: A meeting has been scheduled with the Governor's office to discuss concepts.
- Bersin summarized OGEC's current contested case and will report progress at November's meeting.
- SEI 2018 filing: Only 3 non-filed.
- Two OGEC recruitments and hiring are now complete for the vacant Trainer and Investigator positions.
- A delegation from China will be meeting with OGEC staff re transparency to help prevent Government corruption.
- Update on Rules and Policy: Discussion of on-going review.
- Update and discussion regarding the Cylvia Hayes matter.
- Bersin announced that he will not be available for the November 2nd Commission meeting and will try to attend via telephone.

The Commission recessed at 10:14 a.m. and resumed at 10:25 a.m.

(:01) (recorder timed out during break)

The Commission convened into executive session at 10:25 a.m. to consider Preliminary Reviews pursuant to ORS 244.260(4)(d), and ORS 192.685(1).

Media present: Claire Withycombe, Portland Tribune.

EXECUTIVE SESSION CONSENT CALENDAR

Reports of Preliminary Review

(All items removed from consent calendar for discussion.)

End of Executive Session Consent Calendar.

OTHER ITEMS

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Reports of Preliminary Review
(removed from consent calendar)

(1:12)

AGENDA ITEM 32, 18-179EHW, James Bernard. Clackamas County Commissioner. Weedn summarized the case. Bernard and Council Steve Berman were present and addressed the Commission. The Commission discussed the matter. Starr moved that the Commission find that the complaint and information before the Commission do not indicate a violation of ORS Chapter 244.040(1), 244.120, and 244.179 or warrant further review and that this complaint be dismissed. Roll call vote was taken as follows: Fiskum, nay; Mason, aye; O'Day, aye; Sosa, nay; Shugar, nay; Starr, aye; Burke, nay. Motion failed 3 to 4.

Sugar moved that the Commission find that there is a substantial, objective basis for believing that James Bernard may have violated ORS Chapter 244.040(1), 244.120 and 244.179 and that the Commission should investigate accordingly. Roll call was taken as follows: Fiskum, aye; Mason, nay; O'Day, aye; Sosa, aye; Shugar, aye; Starr, nay; Burke, aye. Motion passed 5 to 2.

(48:59)

AGENDA ITEM 24, 18-163SHW, Marshall Wilde, House of Representatives Candidate. Shugar announced a personal acquaintance but not a conflict. O'Day announced a personal relationship and recused himself from participation. Weedn summarized the case. Wilde addressed the Commission via telephone. Sosa moved that the Commission find that the complaint and information before the Commission do not indicate a violation of ORS Chapter 244.060 or warrant further review and that this complaint be dismissed. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, abstain; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed 6 – 0 with 1 abstention.

(1:00:19)

AGENDA ITEM 25, 18-135XDG, Tiffany Mitchell, House of Representatives Candidate. Weedn summarized the case. Fiskum moved that the Commission find that the complaint and information before the Commission do not indicate a violation of ORS Chapter 244.090 or warrant further review and that this complaint be dismissed. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

(1:36:50)

AGENDA ITEM 23, 18-161EHW, Carla Urbigkeit, Oregon State Police Trooper. Weedn summarized the case. The Commission generally discussed the matter. Shugar moved that the Commission find that there is a substantial, objective basis for believing that Carla Urbigkeit may have violated ORS Chapter 244.025 and that the Commission should investigate accordingly. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

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The Commission reconvened into regular session at 11:35 a.m. then recessed to receive lunch, and reconvened into executive session at 11:45 a.m. to consider...

(:01) (recorder timed out during lunch)

AGENDA ITEMS 26 – 29, Gold Hill City Counselors.

- 18-170XDG, Ron Palmer
- 18-171XDG, Zachariah Dell
- 18-172XDG, Thom Canon
- 18-173XMT, Shannon Tolman

Gould summarized the cases. Shugar moved that the Commission find that there is a substantial, objective basis for believing that Palmer, Dell, Canon and Tolman may have violated ORS Chapter 192.660 and that the Commission should investigate accordingly.

Roll call vote was taken for Ron Palmer as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

Roll call vote was taken for Zachariah Dell as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

Roll call vote was taken for Thom Canon as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

Roll call vote was taken for Shannon Tolman as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

(3:57)

AGENDA ITEM 30, 18-176EHW, Jim Brown, Haines Mayor. Weedn summarized the case. Shugar moved that the Commission find that there is a substantial, objective basis for believing that Jim Brown may have violated ORS Chapter 244.040(1) and that the Commission should investigate accordingly. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

(15:50)

AGENDA ITEM 31, 18-178ETH, Christina Stanley, Gold Hill Mayor. Hedrick summarized the case. Stanley addressed the Commission via telephone. Shugar moved that the Commission find that there is a substantial, objective basis for believing that Christina Stanley may have violated ORS Chapter 244.040(1) and that the Commission should investigate accordingly. Roll call vote was taken as follows: Fiskum, aye; Mason, aye; O'Day, aye; Sosa, aye; Shugar, aye; Starr, aye; Burke, aye. Motion passed unanimously.

Vice-chair Burke reconvened into regular session and adjourned the meeting at 12:15 p.m.

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The next scheduled meeting date of the Oregon Government Ethics Commission is set for Friday, November 2, 2018, 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.

DRAFT

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Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 8, 2018

John Keith
1130 Liberty St. SE, Suite 3
Salem OR 97302

Dear Mr. Keith:

The written explanation of why your Q2 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$40 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q2 2018

Lobbyist Code: 1373
User Name: jkkeith
Email: john.keith@oacd.org

John Keith
1130 Liberty Street, SE
Salem, OR 97302

Q2 2018 Filing: 7/19/2018
Q2 2018 Expended: \$0.00
Q2 2018 Penalty: \$40.00

Activity Log - Q2 2018 to Date

04/11/18 04:33:53.223 - User Successfully Authenticated -
04/11/18 04:35:24.677 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q1 2018
07/16/18 01:30:08.523 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/17/18 01:30:07.107 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/18/18 01:30:06.977 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/19/18 01:30:07.170 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/19/18 08:12:25.623 - User Successfully Authenticated -
07/19/18 08:13:35.377 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
09/28/18 09:40:42.647 - User Successfully Authenticated -
10/01/18 10:16:23.867 - User Successfully Authenticated -
10/01/18 10:17:13.697 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter of Reprimand
(Signature)

BAIER Kathy * OGEC

From: john.keith@oacd.org
Sent: Monday, October 08, 2018 7:52 AM
To: BAIER Kathy * OGEC
Subject: Request for relief from late filing fines

Hi Kathy

Per our discussion recently, I am requesting relief from the fines of \$40 to me personally and \$150 to the Oregon Association of Conservation Districts (OACD) for late filing of the 2nd Quarter 2018 report.

I started my position as Executive Director in January 2018, but resigned at the near the end of June. I stopped checking my work email due to the resignation, but when I did return to work in August I did see the late notice and took prompt action to file the individual report. Unfortunately, I was not aware that OACD was also required to report since a board member had been completing that report. That responsibility was shifted to me upon my return and I then completed the report shortly thereafter.

OACD has had a long history of filing on time reports and I implore the board to take that into consideration when making a determination on my request. The organizational and leadership issues that precipitated the late filings have been resolved and I trust that OACD will get back on track and rebuild the long history of on-time filings.

Thank you for your consideration.

John Keith
Executive Director
Oregon Association of Conservation Districts
503-706-8450

Only those who will risk going too far can possibly find out how far one can go. T.S. Eliot





Oregon

Kate Brown, Governor

Government Ethics Commission
3218 Pringle Rd SE, Ste 220
Salem, OR 97302-1544
Telephone: 503-378-5105
Fax: 503-373-1456
Email: ogec.mail@oregon.gov
Website: www.oregon.gov/ogec

October 18, 2018

Denise McCarty
8993 N Clarendon Ave.
Portland OR 97203

Dear Ms. McCarty:

The written explanation of why your Q3 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$20 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q3 2018

Lobbyist Code: 868
User Name: Denise McCarty
Email: denise@oregonbio.org

Denise McCarty
8993 N Clarendon Ave.
Portland, OR 97203

Q3 2018 Filing: 10/17/2018
Q3 2018 Expended: \$0.00
Q3 2018 Penalty: \$20.00

Activity Log - Q3 2018 to Date

- 07/01/18 07:30:57.613 - User Failed to Authenticate -
- 07/01/18 07:33:11.890 - User Failed to Authenticate -
- 07/01/18 07:33:27.073 - User Failed to Authenticate -
- 07/01/18 07:33:44.957 - User Failed to Authenticate -
- 07/01/18 07:37:49.950 - User Successfully Authenticated -
- 07/01/18 07:38:34.360 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
- 10/12/18 02:22:20.170 - User Failed to Authenticate -
- 10/12/18 02:25:24.000 - User Failed to Authenticate -
- 10/16/18 01:30:07.497 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
- 10/17/18 01:30:07.363 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
- 10/17/18 11:30:38.410 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018
- 10/17/18 11:33:03.213 - User Profile Updated - User profile updated for Denise McCarty
- 10/17/18 11:33:03.900 - User Profile Updated - The user's main profile was updated.

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter to ED
(P)

BAIER Kathy * OGEC

From: Denise McCarty <dp_mccarty@yahoo.com>
Content: Wednesday, October 17, 2018 9:22 PM
To: BAIER Kathy * OGEC
Subject: Please waive late fee

RECEIVED
OCT 18 2018
OREGON GOVERNMENT
ETHICS COMMISSION

Dear commissioners,

Please waive the Q3 2018 \$20.00 late fee....I am no longer employed by Oregon Bioscience, and did not receive notifications. Per my filing history, there has been no previous missed filing dates.

Regards,
Denise McCarty
503-784-5628
8993 N Clarendon Ave
Portland, Or 97203



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 22, 2018

Carla Axtman
1970 19th St.
West Linn OR 97068

Dear Ms. Axtman:

The written explanation of why your Q3 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$70 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q3 2018

Lobbyist Code: 1382
User Name: Carla Axtman
Email: carla.axt@gmail.com

Carla Axtman
1970 19th St
West Linn, OR 97068

Q3 2018 Filing: 10/22/2018
Q3 2018 Expended: \$0.00
Q3 2018 Penalty: \$70.00

Activity Log - Q3 2018 to Date

07/01/18 06:13:36.143 - User Successfully Authenticated -
07/02/18 08:31:03.110 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
10/15/18 02:07:21.997 - User Profile Updated - The user's main profile was updated.
10/15/18 02:07:22.283 - User Profile Updated - User profile updated for Carla Axtman
10/16/18 01:30:07.763 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 01:30:07.423 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/18/18 01:30:07.480 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/19/18 01:30:06.610 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/20/18 01:30:06.800 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/21/18 01:30:06.073 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 01:30:08.983 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 09:46:30.297 - User Failed to Authenticate -
10/22/18 09:46:41.173 - User Failed to Authenticate -
10/22/18 09:47:10.407 - User Failed to Authenticate -
10/22/18 09:47:54.910 - User Successfully Authenticated -
10/22/18 10:30:01.510 - User Successfully Authenticated -
10/22/18 10:30:25.157 - User Profile Updated - User profile updated for Carla Axtman
10/22/18 10:30:25.167 - User Profile Updated - The user's main profile was updated.
10/22/18 10:31:12.620 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018

PAST VIOLATIONS: NONE

RECOMMENDATION: *Letter to ED*
(Signature)

BAIER Kathy * OGEC

From: Carla Axtman <carla.axt@gmail.com>
Date: Monday, October 22, 2018 9:59 AM
To: BAIER Kathy * OGEC
Subject: Change of lobbying status and penalties

To the Commissioners:

This year while working for a communications and advocacy firm, I registered as a lobbyist. It was my first time doing so, and am new to this process.

My relationship with that firm terminated in August. This included the email address for which the Oregon Ethics Commission was communicating with me for the purposes of report filing reminders. I didn't realize that when I terminated my relationship with the firm, that I needed to go back in and update my information with the Oregon Ethics Commission. My apologies for that oversight.

I was contacted this morning by Kathy Baier, who informed me that it is in fact my responsibility to change the status for those lobbying clients, and that I have penalties for not doing so. I have attempted to be fastidious with my reporting while active, so I'm hopeful that the Commission will consider waiving my penalties for this one time infraction.

Thank you for your consideration. Please feel free to contact me at carla.axt@gmail.com or on my cell, 503-804-6650 if you have questions or require additional information.

Thank you,

Carla Axtman





Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 23, 2018

Danielle Miller
715 SW King Ave. Apt. 45
Lake Oswego OR 97205

Dear Ms. Miller:

The written explanation of why your Q3 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$70 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q3 2018

Lobbyist Code: 1319
User Name: Danielle Miller
Email: dan.r.miller.jr@gmail.com

Q3 2018 Filing: 10/22/2018
Q3 2018 Expended: \$0.00
Q3 2018 Penalty: \$70.00


Danielle Miller
715 SW King Ave. Apt 45
Lake Oswego, OR 97205

Activity Log - Q3 2018 to Date

07/02/18 05:54:36.267 - User Successfully Authenticated -
07/02/18 05:55:21.537 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
07/03/18 11:00:31.573 - User Successfully Authenticated -
10/16/18 01:30:07.683 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 01:30:07.393 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/18/18 01:30:07.400 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/19/18 01:30:06.547 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/20/18 01:30:06.737 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/21/18 01:30:05.997 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 01:30:08.840 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 11:31:46.313 - User Profile Updated - User profile updated for Danielle Miller
10/22/18 11:31:46.373 - User Profile Updated - The user's main profile was updated.
10/22/18 06:22:04.240 - User Successfully Authenticated -
10/22/18 06:22:49.427 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018
10/22/18 06:30:46.047 - User Profile Updated - The user's main profile was updated.
10/22/18 06:30:46.280 - User Profile Updated - User profile updated for Danielle Miller

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter to Ed


BAIER Kathy * OGEC

From: Danielle Miller <dan.r.miller.jr@gmail.com>
Date: Monday, October 22, 2018 6:30 PM
To: BAIER Kathy * OGEC
Subject: Filing Late Q3 Report

Ms. Baier,

Thank you for speaking with me today regarding my need to submit a Quarter 3 lobbying report with the Oregon Ethics Commission, which I have now done (confirmation number: A4H4MAT). As I explained on the phone, I no longer have access to my Dalton Advocacy email account, and therefore have not been receiving emails addressed to it. This resulted in the accruing of fees for not filing my Q3 report. I would like this email to serve as a written request to the Commission for a waiver of the fees.

Thank you for your assistance, and again I apologize for the inconvenience. Please let me know if there is anything else I need to submit to the Commission.

Danielle R. Miller



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 23, 2018

Reginald Richardson
Alcohol & Drug Commission
201 High St.
Salem OR 97301

Dear Mr. Richardson:

The written explanation of why your Q3 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m.. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$70 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q3 2018

Lobbyist Code: 816
User Name: reginaldrichardson
Email: reginald.richardson@dhsoshs.state.or.us

Q3 2018 Filing: 10/22/2018
Q3 2018 Expended: \$0.00
Q3 2018 Penalty: \$70.00

Reginald Richardson
Attn: Alcohol & Drug Commission, 201 High St.
Salem, OR 97301

Activity Log - Q3 2018 to Date

07/03/18 03:34:05.477 - Admin User Reset Initiated - An admin user reset was initiated.
07/03/18 03:35:22.157 - Admin User Password Reset Completed - A user reset their password using an admin reset.
07/03/18 03:35:49.757 - User Failed to Authenticate -
07/03/18 03:36:09.507 - User Failed to Authenticate -
07/03/18 03:36:39.867 - User Successfully Authenticated -
07/03/18 03:39:29.190 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
07/03/18 03:47:08.537 - User Security Questions Reset - The user's security questions were reset from the "My Profile" page.
07/03/18 03:47:08.577 - User Profile Updated - User profile updated for Reginald Richardson
07/03/18 03:47:08.583 - User Profile Updated - The user's main profile was updated.
10/16/18 01:30:07.387 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 01:30:07.270 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/18/18 01:30:07.307 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/19/18 01:30:06.407 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/20/18 01:30:06.707 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/21/18 01:30:05.967 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 01:30:08.717 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 02:57:11.593 - User Profile Updated - The user's main profile was updated.
10/22/18 02:57:11.967 - User Profile Updated - User profile updated for Reginald Richardson
10/22/18 05:01:54.860 - User Successfully Authenticated -
10/22/18 05:08:26.887 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter to Ed

(PR)

Subject:

Richardson Reginald
RE: Lobbyist quarterly filing

To Whom It May Concern:

I am writing to request a waiver of fees assessed because of my failure to submit my quarterly report timely. In my change positions from the Deputy Director of DHS to Executive Director of a small Commission, I got into the habit of staff handling my filings on my behalf. After the change of positions, I was not tracking the timing of filings. I can assure you that I will not make that mistake again. Thanks for your consideration.

Dr. Reginald C. Richardson, Sr.
Executive Director
Alcohol and Drug Policy Commission
201 High St. SE Suite 411
Salem, OR 97301
www.oregon.gov/adpc

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Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 23, 2018

Maggie Tallmadge
2225 NW Hoyt St.
Portland OR 97210

Dear Ms. Tallmadge:

The written explanation of why your Q3 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$70 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q3 2018

Lobbyist Code: 777
User Name: maggietailmadge@gmail.com
Email: maggie@coalitioncommunitiescolor.org

Q3 2018 Filing: 10/22/2018
Q3 2018 Expended: \$0.00
Q3 2018 Penalty: \$70.00

Maggie Tallmadge
2225 NW Hoyt St
Portland, OR 97210

Activity Log - Q3 2018 to Date

07/02/18 10:49:25.207 - User Successfully Authenticated -
07/02/18 10:50:11.543 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
10/16/18 01:30:07.200 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 01:30:07.223 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/18/18 01:30:07.260 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/19/18 01:30:06.360 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/20/18 01:30:06.660 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/21/18 01:30:05.903 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 01:30:08.577 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 06:45:09.437 - User Successfully Authenticated -
10/22/18 06:47:16.643 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter to Ed
(RB)

Margaret Tallmadge
324 Ashmun St. Apt. 1
New Haven, CT 06511

Government Ethics Commission
3218 Pringle Rd. SE, Suite 220
Salem, OR 97302-1544

October 23, 2018

Re: Waiver for Late Penalties Applied to Lobbyist Account

Dear Chair Kean, Vice Chair Richard Burke and Members of the Commission:

I am writing to request a waiver for penalties applied to my inactive lobbyist account. I was employed by the Coalition of Communities of Color through June 29, 2018, but did not deactivate my account until July 2, 2018. I no longer had access to my email account and the account was not monitored during this time.

I had no expenditures or reimbursements during Q3.

I am currently enrolled full-time in graduate school and the late penalties would present a financial burden.

Thank you for considering this request.

Sincerely,



Margaret Tallmadge

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Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

September 14, 2018

Oregon Association of Relief Nurseries
Attn: Cara Copeland
PO Box 7672
Salem OR 97303

Dear Ms. Copeland:

The written explanation of why the Q2, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q2, 2018 (\$2400) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q2 2018

Client Code: 222
User Name: MaryEllenOARN@gmail.com
Email: cara@oregonreliefnurseries.org

Q2 2018 Filing: 9/13/2018
Q2 2018 Expended: \$9,000.00
Q2 2018 Penalty: \$2,400.00

Oregon Association of Relief Nurseries
Attn: Cara Copeland
PO BOX 7672
Salem, OR 97303

Activity Log - Q2 2018 to Date

04/02/18 01:32:40.580 - User Successfully Authenticated -
04/02/18 01:34:21.130 - Client Report Submitted - Client Report Submitted for Q1 2018
04/02/18 01:34:47.607 - User Password Reset - The user's password was reset from the "My Profile" page.
04/02/18 01:34:47.673 - User Profile Updated - The user's main profile was updated.
04/02/18 01:34:47.713 - User Profile Updated - User profile updated for Mary Ellen Glynn
07/16/18 03:30:09.210 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/17/18 03:30:07.463 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/18/18 03:30:07.150 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/19/18 03:30:07.327 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/20/18 03:30:07.413 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/21/18 03:30:06.657 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/22/18 03:30:15.073 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/23/18 03:30:07.157 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/24/18 03:30:06.527 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/25/18 03:30:06.587 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/26/18 03:30:06.597 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/27/18 03:30:06.283 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/28/18 03:30:06.383 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/29/18 03:30:06.257 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/30/18 03:30:06.283 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/31/18 03:30:06.283 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/01/18 03:30:06.347 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/02/18 03:30:06.467 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/03/18 03:30:06.163 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/04/18 03:30:06.760 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/05/18 03:30:07.720 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/06/18 03:30:07.400 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/07/18 03:30:06.417 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/08/18 03:30:05.493 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/09/18 03:30:06.673 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/10/18 03:30:06.137 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/11/18 03:30:06.607 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/12/18 03:30:06.200 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/13/18 03:30:06.063 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/14/18 03:30:06.363 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/15/18 03:30:05.800 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/16/18 03:30:08.230 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/17/18 03:30:06.420 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/18/18 03:30:06.743 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/19/18 03:30:06.190 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/20/18 03:30:06.413 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/21/18 03:30:06.367 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/22/18 03:30:06.577 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/23/18 03:30:06.893 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/24/18 03:30:07.213 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/25/18 03:30:06.640 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/26/18 03:30:06.290 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/27/18 03:30:24.797 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/28/18 03:30:25.067 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/29/18 03:30:06.737 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/30/18 03:30:06.607 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/31/18 03:30:06.043 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/01/18 03:30:07.100 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/02/18 03:30:06.827 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/03/18 03:30:07.950 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2

Client/Employer Activity

Q2 2018

Client Code: 222
Client Name: MaryEllenOARN@gmail.com
Email: cara@oregonreliefnurseries.org

Q2 2018 Filing: 9/13/2018
Q2 2018 Expended: \$9,000.00
Q2 2018 Penalty: \$2,400.00

Oregon Association of Relief Nurseries
Attn: Cara Copeland
PO BOX 7672
Salem, OR 97303

09/04/18 03:30:06.437 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/05/18 03:30:06.543 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/06/18 03:30:07.313 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/07/18 03:30:06.847 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/08/18 03:30:06.870 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/09/18 03:30:07.510 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/10/18 03:30:06.557 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/11/18 03:30:06.303 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/11/18 11:11:04.813 - User Profile Updated - User profile updated for Cara Copland
09/11/18 11:11:04.940 - User Profile Updated - The user's main profile was updated.
09/11/18 11:11:54.690 - User Profile Updated - User profile updated for Cara Copeland
09/11/18 11:11:54.800 - User Profile Updated - The user's main profile was updated.
09/11/18 11:12:12.503 - Admin User Reset Initiated - An admin user reset was initiated.
09/11/18 11:13:24.787 - Admin User Password Reset Completed - A user reset their password using an admin reset.
09/11/18 11:14:24.007 - User Successfully Authenticated -
09/11/18 11:16:11.380 - User Profile Updated - User profile updated for Cara Copeland
09/11/18 11:16:11.480 - User Profile Updated - The user's main profile was updated.
09/11/18 11:16:42.107 - Admin User Reset Initiated - An admin user reset was initiated.
09/11/18 11:30:26.023 - Admin User Password Reset Completed - A user reset their password using an admin reset.
09/11/18 11:31:00.353 - User Successfully Authenticated -
09/11/18 12:03:26.543 - User Profile Updated - User profile updated for Cara Copeland
09/11/18 12:03:26.570 - User Password Reset - The user's password was reset from the "My Profile" page.
09/11/18 12:03:26.617 - User Profile Updated - The user's main profile was updated.
09/11/18 12:07:46.853 - Client Profile Updated - The client profile was updated.
09/11/18 05:40:09.443 - User Successfully Authenticated -
09/12/18 03:30:07.813 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/12/18 11:31:30.230 - User Profile Updated - The user's main profile was updated.
09/12/18 11:31:30.337 - User Profile Updated - User profile updated for Cara Copeland
09/13/18 03:30:06.933 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/13/18 12:30:23.380 - Client Report Submitted - Client Report Submitted for Q2 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter to ED
(P)

HUNTER David * OGEC

From: Cara Copeland <cara@oregonreliefnurseries.org>
Sent: Friday, September 14, 2018 12:57 PM
To: OGEC Mail * OGEC
Subject: Request to waive penalty

Dear Oregon Government Ethics Commission:

I am writing to request a waiver for the penalty that has been assessed to the Oregon Association of Relief Nurseries for late filing of our quarterly report. We recently experienced a transition in leadership, and I have taken on the role of Executive Director. This transition caused a lapse in communication with your office and the subsequent delay in reporting. This issue has been resolved. This is a first ever delay in our reporting since our 2012 inception. We would like to request a waiver of our penalty, currently at \$2450.00

Please feel free to reach out if I can answer any questions regarding this issue.

With kind regards,

Cara

--

Cara J. Copeland, MEd, MS

Executive Director

Oregon Association of Relief Nurseries

PO Box 7672, Salem OR, 97303 | *mail*

1255 Broadway St. NE . Salem, OR, 97303 | *physical office*

503-899-9625 *mobile*

Serving together so that all children in Oregon may thrive in safe, nurturing and stable families!



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 1, 2018

Oregon Solar Energy Industries Assoc
Attn: Jon Miller
PO Box 14927
Portland OR 97293

Dear Mr. Miller:

The written explanation of why the Q1, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q1, 2018 (\$10) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q1 2018

Client Code:	995	Q1 2018 Filing:	4/16/2018
User Name:	JeffreyBissonnette	Q1 2018 Expended:	\$1,000.00
Email:	jon@oseia.org	Q1 2018 Penalty:	\$10.00

Oregon Solar Energy Industries Association (OSEIA)
Attn: Jon Miller
PO BOX 14927
Portland, OR 972930927

Activity Log - Q1 2018 to Date

01/01/18 01:32:33.193 - Lobbyist/Client Registration Request Expired - The lobbyist/client registration came to end of term and expired.
01/01/18 01:32:33.193 - Lobbyist/Client Registration Request Expired - The lobbyist/client registration came to end of term and expired.
01/01/18 01:32:33.597 - Lobbyist/Client Registration Request Expired - The lobbyist/client registration came to end of term and expired.
01/03/18 09:23:34.230 - User Successfully Authenticated -
01/05/18 09:38:35.613 - User Successfully Authenticated -
01/05/18 12:42:32.600 - Client Report Submitted - Client Report Submitted for Q4 2017
04/13/18 07:29:10.240 - User Successfully Authenticated -
04/16/18 01:30:14.487 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q1
04/16/18 08:05:57.977 - User Successfully Authenticated -
04/16/18 08:19:42.823 - Client Report Submitted - Client Report Submitted for Q1 2018
04/16/18 03:15:41.817 - User Successfully Authenticated -
04/16/18 03:16:51.927 - Client Report Submitted - Client Report Submitted for Q1 2018
07/10/18 07:06:37.030 - User Successfully Authenticated -
07/10/18 07:07:49.857 - Client Report Saved - Client Report Saved for Q2 2018
07/10/18 07:09:19.843 - Client Report Submitted - Client Report Submitted for Q2 2018
10/01/18 07:54:57.553 - User Successfully Authenticated -
10/01/18 07:55:54.133 - Client Report Submitted - Client Report Submitted for Q3 2018
10/01/18 09:49:54.443 - User Successfully Authenticated -

PREVIOUS VIOLATION: Q2 2016, \$40 paid by check

RECOMMENDATION:

*2nd violation however 1st
file just paid \$40
rec. letter to ED @*

BAIER Kathy * OGEC

m: Jon Miller <jon@oseia.org>
Date: Monday, October 01, 2018 10:02 AM
To: OGEC Mail * OGEC
Subject: Late penalty fee consideration for waiving

To whom it may concern,

I'm asking for consideration of waiving a late submittal payment fee. We are a small non profit. I was late in submitting our quarterly report.

Best,
Jon Miller
Executive Director
Oregon Solar Energy Industries Association - OSEIA
503-701-0792
jon@oseia.org
www.oseia.org





Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 12, 2018

Grown Rogue
Attn: Jesse "Obie" Strickler
PO Box 1055
Jacksonville OR 97530

Dear Mr. Strickler:

The written explanation of why the Q4, 2017 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q4, 2017 (\$30) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q4 2017

Client Code: 1671
User Name: GrownRogue
Email: obie@grownrogue.com

Q4 2017 Filing: 1/18/2018
Q4 2017 Expended: \$7,500.00
Q4 2017 Penalty: \$30.00

Grown Rogue
Attn: Jesse Strickler
PO Box 1055
Jacksonville, OR 97530

Activity Log - Q4 2017 to Date

- 12/13/17 02:27:45.093 - User Profile Created - User profile created for Jesse Strickler
- 12/13/17 02:27:45.503 - User Profile Created - A new user profile was created.
- 12/13/17 02:27:45.737 - Client Profile Created - The client profile was created.
- 12/15/17 10:36:46.700 - Lobbyist Client Registration Renewal Initiated - The lobbyist/client registration renewal was initiated.
- 12/22/17 08:29:40.127 - User Failed to Authenticate -
- 12/22/17 08:30:43.720 - User Successfully Authenticated -
- 01/01/18 01:32:38.243 - Lobbyist/Client Registration Request Expired - The lobbyist/client registration came to end of term and expired.
- 01/12/18 06:41:40.070 - User Failed to Authenticate -
- 01/12/18 06:42:39.890 - User Successfully Authenticated -
- 01/16/18 02:58:12.020 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2017 Q4
- 01/17/18 03:00:32.810 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2017 Q4
- 01/18/18 01:30:16.340 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2017 Q4
- 01/18/18 10:45:22.213 - User Failed to Authenticate -
- 01/18/18 11:34:31.207 - User Successfully Authenticated -
- 01/18/18 11:55:39.600 - Client Report Submitted - Client Report Submitted for Q4 2017
- 04/10/18 04:07:17.133 - User Successfully Authenticated -
- 04/10/18 04:19:39.597 - Client Report Submitted - Client Report Submitted for Q1 2018
- 07/10/18 09:27:45.913 - User Failed to Authenticate -
- 07/10/18 09:28:21.237 - User Successfully Authenticated -
- 07/10/18 09:38:02.680 - Client Report Submitted - Client Report Submitted for Q2 2018
- 10/10/18 09:52:17.610 - User Successfully Authenticated -
- 10/10/18 11:21:56.480 - User Successfully Authenticated -
- 10/10/18 11:23:36.530 - Client Report Submitted - Client Report Submitted for Q3 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter A/EJ
[Signature]

From: Obie Strickler <obie@grownrogue.com>
Date: Friday, October 12, 2018 6:40 AM
To: OGEC Mail * OGEC
Cc: 'Michelle Mackey'
Subject: RE: Letter to State of Oregon

To Whom It May Concern,

Account Login: Grown Rogue

Name on Account: Jesse Strickler

I am writing to ask whether you would consider waiving the penalty charges associated with my account (dated January 2018) as it was a clerical oversight during change of administration.

If you check my account history you will find that I have never once been late with payment.

I hope you can take this in to consideration.

Best,


Obie Strickler
President & CEO
Mobile: 541.613.7173
Email: obie@grownrogue.com
Website: www.grownrogue.com



CONFIDENTIALITY NOTICE:

The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this message or its attachments is strictly prohibited.

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Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 17, 2018

Port of Alsea
Attn: Roxie Cuellar
PO Box 1060
Waldport OR 97394

Dear Ms. Cuellar:

The written explanation of why the Q3, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q3, 2018 (\$20) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity
Q3 2018

Client Code: 1908
User Name: Port of Alsea
Email: rcuellar@portofalsea.com

Q3 2018 Filing: 10/17/2018
Q3 2018 Expended: \$0.00
Q3 2018 Penalty: \$20.00


Port Of Alsea
Attn: Roxie Cuellar
P. O. Box 1060
Waldport, OR 97394

Activity Log - Q3 2018 to Date

- 08/30/18 09:52:13.080 - User Profile Created - User profile created for Roxie Cuellar
- 08/30/18 09:52:13.260 - User Profile Created - A new user profile was created.
- 08/30/18 09:52:13.463 - Client Profile Created - The client profile was created.
- 10/16/18 01:30:09.447 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
- 10/17/18 01:30:08.190 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
- 10/17/18 09:21:41.133 - User Successfully Authenticated -
- 10/17/18 09:23:11.667 - Client Report Submitted - Client Report Submitted for Q3 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter JEW


From: Roxie Cuellar <rcuellar@portofalsea.com>
nt: Wednesday, October 17, 2018 10:03 AM
To: BAIER Kathy * OGEC
Cc: 'rob bishop'; jrohleder@portofalsea.com
Subject: Request Waiver for Penalty for Late Filing of Client Report

RECEIVED
OCT 17 2018
OREGON GOVERNMENT
ETHICS COMMISSION

Dear Commissioners – I am requesting a waiver of the \$20 penalty for the late filing of my client report to the Oregon Ethics Commissioner. This is the first time I have been required to file the report and I confused it with my role as the SEI Jurisdictional Contact. When I received a notice to file at the first of the month, I accessed the system as the SEI Jurisdictional Contact, made a change to one of our commissioners appointment dates, but could not find where I actually filed a report. I then called your office to see if that was all I needed to do. The lady I spoke with then showed me how to check to make sure that all of our elected officials had filed their ethics reports (they had). She didn't understand that the report to be filed was as a client rather than an SEI because I was not aware of the difference, so, of course, I didn't tell her that the report I needed to file was as a client. When I called the Ethics Commission this morning, Kathy very patiently walked me through the process. Our lobbyist, Joe Rohleder, is also one of our commissioners and does so without compensation. I am now familiar with the process. Thank you for your consideration of this request. Roxie Cuellar

Roxie Cuellar, Port Manager
Port of Alsea
P. O. Box 1060 / 365 Port Street
Waldport, OR 97394
541-563-3872
rcuellar@portofalsea.com

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Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

September 13, 2018

Elijah Preston
1716 W 13th St.
The Dalles OR 97058

Re: 2018 SEI late filing

Dear Mr. Preston:

The written explanation of why your 2018 Statement of Economic Interest report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018 at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



SEI Activity

2018

SEI Code: 6156
User Name: ElijahP
Email: elijahp@co.wasco.or.us

2018 Filing: 6/25/2018
2018 Penalty: \$1,860.00

Elijah Preston
1716 W 13th St.
The Dalles, OR 97058

2018 Offices Held

No data to report.

Activity Log - 2018 to Date

05/07/18 03:30:14.923 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/08/18 03:30:11.623 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/09/18 03:30:10.003 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/10/18 03:30:09.003 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/11/18 03:30:11.013 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/12/18 03:30:11.370 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/13/18 03:30:09.487 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/14/18 03:30:13.647 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/15/18 03:30:13.670 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/16/18 03:30:11.190 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/17/18 03:30:10.223 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/18/18 03:30:14.377 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/19/18 03:30:08.543 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/20/18 03:30:09.513 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/21/18 03:30:09.297 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/22/18 03:30:08.650 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/23/18 03:30:09.493 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/24/18 03:30:07.800 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/25/18 03:30:11.193 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/25/18 11:43:17.227 - User Profile Updated - User profile updated for Elijah Preston
05/25/18 11:43:17.243 - User Profile Updated - The user's main profile was updated.
05/26/18 03:30:07.340 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/27/18 03:30:08.197 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/28/18 03:30:08.600 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/29/18 03:30:07.140 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/30/18 03:30:07.980 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/31/18 03:30:09.637 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/01/18 03:30:08.747 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/02/18 03:30:09.290 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/03/18 03:30:06.987 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/04/18 03:30:07.810 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/05/18 03:30:07.573 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/06/18 03:30:08.243 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/07/18 03:30:06.703 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/08/18 03:30:07.947 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/09/18 03:30:07.473 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/10/18 03:30:07.177 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/11/18 03:30:07.503 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/12/18 03:30:07.677 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/13/18 03:30:08.703 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/14/18 03:30:06.460 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/15/18 03:30:06.097 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/16/18 03:30:05.390 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/17/18 03:30:05.747 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/18/18 03:30:06.993 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/19/18 03:30:05.420 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/20/18 03:30:06.007 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/21/18 03:30:06.057 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/22/18 03:30:05.747 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/23/18 03:30:06.160 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/24/18 03:30:39.167 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
06/25/18 03:30:06.253 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018

SEI Activity

2018

Code: 6156
Name: ElijahP
Email: elijahp@co.wasco.or.us


2018 Filing: 6/25/2018
2018 Penalty: \$1,860.00

Elijah Preston
1716 W 13th St.
The Dalles, OR 97058

06/25/18 11:03:04.213 - User Failed to Authenticate -
06/25/18 11:07:12.607 - Admin User Reset Initiated - An admin user reset was initiated.
06/25/18 11:09:22.193 - Admin User Password Reset Completed - A user reset their password using an admin reset.
06/25/18 11:09:44.103 - User Successfully Authenticated -
06/25/18 11:16:20.303 - Late SEI Report Filed - SEI Report Filed Late for year 2018
09/13/18 12:32:26.783 - User Profile Updated - User profile updated for Elijah Preston
09/13/18 12:32:26.833 - User Profile Updated - The user's main profile was updated.

PAST VIOLATIONS: NONE

RECOMMENDATION:

helder & Ed


BAIER Kathy * OGEC

From: Elijah Preston <elijahpreston05@gmail.com>
Sent: Thursday, September 13, 2018 10:57 AM
To: BAIER Kathy * OGEC
Subject: Elijah Preston Reconsideration

Dear Commisioner

I am writing you to humbly ask the board to reconsider the \$1,860 penalty I have been assessed for a late filing. My position with Wasco County is largely volunteer, meaning I only officially work a couple of days a week, the remainder of time I contribute is volunteer. I work full time as a State Employee, having do conflicts of interest and no business ownerships. During the period the filing was due I was having some serious family issues and was absent from my position for a period of time neglecting my E-mail. When I returned, I discovered I was negligent in filing before the due date. I regret this. Like I mentioned I am for the most part a volunteer. This fine would constitute about six months salary for this position. I again humbly ask you reconsider this penalty.



Elijah Preston
Wasco County Treasurer



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

September 20, 2018

Joe Esmonde
3558 SW Hume St.
Portland OR 97219

Re: 2018 SEI late filing

Dear Mr. Esmonde:

The written explanation of why your 2018 Statement of Economic Interest report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018 at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



SEI Activity 2018

SEI Code: 4685
User Name: Joe_Esmonde
Email: joseph.esmonde@gmail.com

2018 Filing: 5/24/2018
2018 Penalty: \$260.00

Joe Esmonde
3558 SW Hume St.
Portland, OR 97219

2018 Offices Held

No data to report.

Activity Log - 2018 to Date

01/03/18 04:22:09.373 - User Successfully Authenticated -
01/03/18 04:37:36.997 - User Successfully Authenticated -
04/12/18 12:38:49.473 - User Successfully Authenticated -
05/07/18 03:30:11.010 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/08/18 03:30:08.597 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/09/18 03:30:07.943 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/10/18 03:30:07.193 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/11/18 03:30:08.563 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/12/18 03:30:08.903 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/13/18 03:30:07.787 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/14/18 03:30:08.920 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/15/18 03:30:08.410 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/16/18 03:30:09.897 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/17/18 03:30:06.650 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/18/18 03:30:09.383 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/19/18 03:30:07.090 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/20/18 03:30:07.907 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/21/18 03:30:07.750 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/22/18 03:30:06.903 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/23/18 03:30:07.683 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/24/18 03:30:06.223 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/24/18 03:07:09.380 - User Successfully Authenticated -
05/24/18 03:11:46.857 - Late SEI Report Filed - SEI Report Filed Late for year 2018
06/22/18 12:53:07.597 - Admin User Reset Initiated - An admin user reset was initiated.
06/22/18 12:54:14.677 - Admin User Password Reset Completed - A user reset their password using an admin reset.
06/22/18 01:04:45.270 - User Successfully Authenticated -
06/22/18 01:05:45.623 - User Profile Updated - User profile updated for Joe Esmonde
06/22/18 01:05:46.007 - User Profile Updated - The user's main profile was updated.
06/22/18 01:06:14.063 - Admin User Reset Initiated - An admin user reset was initiated.
06/22/18 01:12:15.533 - User Profile Updated - User profile updated for Joe Esmonde
06/22/18 01:12:15.560 - User Profile Updated - The user's main profile was updated.
06/22/18 01:44:49.247 - Admin User Password Reset Completed - A user reset their password using an admin reset.
07/11/18 10:01:53.193 - User Successfully Authenticated -
09/19/18 09:07:39.313 - User Successfully Authenticated -
09/19/18 01:18:59.060 - User Successfully Authenticated -
09/19/18 02:50:49.390 - User Successfully Authenticated -

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter L Ed
(P)



September 19, 2018

Dear OGEC Commissioners:

I have incurred a fine of \$260 for not filing my SEI report in my position as a TriMet Board member. My position, as a Board Member ended at May 23rd meeting and I dropped the ball as far as filing my SEI form.

This is the first time in 5 years that I failed to do so. In March and April there was a lot of turmoil around the hiring of a new Executive Director at TriMet and I had learned that my reappointment to the Board (which I hoped to obtain) was up in the air.

I've been a registered lobbyist for 10 years with no violations or infractions, so I am asking for a degree of leniency with the fine. I'm willing to fill out the form if you wish.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink that reads "Joseph R. Esmonde". The signature is written in a cursive style.

Joseph R. Esmonde



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

September 25, 2018

Bridget Bailey
116 Third St. Suite 203
Hood River OR 97031

Re: 2018 SEI late filing

Dear Ms. Bailey:

The written explanation of why your 2018 Statement of Economic Interest report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018 at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



SEI Activity 2018

SEI Code: 5834
User Name: bridgetb
Email: bridget.bailey@gorgecommission.org

2018 Filing: 5/24/2018
2018 Penalty: \$260.00

Bridget Bailey
116 Third Street Suite 203
Hood River, OR 97031

2018 Offices Held

No data to report.

Activity Log - 2018 to Date

05/07/18 01:30:14.520 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/08/18 01:30:11.170 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/09/18 01:30:09.783 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/10/18 01:30:08.757 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/11/18 01:30:10.670 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/12/18 01:30:11.073 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/13/18 01:30:09.300 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/14/18 01:30:13.383 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/15/18 01:30:13.107 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/16/18 01:30:11.033 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/17/18 01:30:09.317 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/18/18 01:30:14.173 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/18/18 09:33:23.200 - User Profile Updated - User profile updated for Bridget Bailey
05/18/18 09:33:23.220 - User Profile Updated - The user's main profile was updated.
05/19/18 01:30:08.400 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/20/18 01:30:09.327 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/21/18 01:30:09.157 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/22/18 01:30:08.447 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/23/18 01:30:09.337 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/24/18 01:30:07.533 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/24/18 10:44:56.647 - User Successfully Authenticated -
05/24/18 10:53:08.093 - Late SEI Report Filed - SEI Report Filed Late for year 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter of Ed
(Signature)

Subject:

OGEC Mail * OGEC
RE: Bridget Bailey, Col River Gorge Commissioner, Request for Waiver of Late Filing Fee

RECEIVED

SEP 24 2018

OREGON GOVERNMENT
ETHICS COMMISSION

Dear Commissioners:

I apologize for filing my SEI for 2017 late. I understand it was due April 15, 2018; I completed and filed it on May 24 of 2018.

I am a volunteer Gorge Commissioner and began my service in mid-2017. I recall filing an SEI near the beginning of my service in 2017.

I do not recall reading a notice or reminder about the SEI deadline in 2018 before mid-May 2018. I checked today to confirm that my mail is correct for notices from your commission going forward.

Because I am a volunteer, and according to my record, this is my first late filing, I respectfully request that the commission waive my \$260 late fee.

Sincerely,

s/Bridget Bailey
Gorge Commissioner
Hood River County Appointee
541-993-2027



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 10, 2018

William Poythress
3417 Cascara St.
Medford OR 97504

Re: 2018 SEI late filing

Dear Mr. Poythress:

The written explanation of why your 2018 Statement of Economic Interest report was filed late has been received from Amie Abbott and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018 at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



SEI Activity
2018

SEI Code: 6437
User Name: apoythress
Email: alex.poythress@cityofmedford.org

2018 Filing: 5/31/2018
2018 Penalty: \$610.00

William Poythress
3417 Cascara St
Medford, OR 97504

2018 Offices Held

No data to report.

Activity Log - 2018 to Date

02/15/18 09:50:13.800 - User Profile Created - User profile created for William Poythress
02/15/18 09:50:14.357 - User Profile Created - A new user profile was created.
02/15/18 09:50:14.450 - SEI Assigned to Seat - SEI Assigned to Seat
05/07/18 01:30:15.143 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/08/18 01:30:11.810 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/09/18 01:30:10.080 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/10/18 01:30:09.300 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/11/18 01:30:11.153 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/12/18 01:30:11.447 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/13/18 01:30:09.550 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/14/18 01:30:13.710 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/15/18 01:30:13.717 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/16/18 01:30:11.237 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/17/18 01:30:10.393 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/18/18 01:30:14.407 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/19/18 01:30:08.557 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/20/18 01:30:09.607 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/21/18 01:30:09.327 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/22/18 01:30:08.697 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/23/18 01:30:09.540 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/24/18 01:30:07.830 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/25/18 01:30:11.333 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/26/18 01:30:07.357 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/27/18 01:30:08.243 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/28/18 01:30:08.633 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/29/18 01:30:07.233 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/30/18 01:30:08.027 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/31/18 01:30:09.683 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018
05/31/18 05:29:14.423 - User Failed to Authenticate -
05/31/18 05:29:59.120 - User Successfully Authenticated -
05/31/18 05:39:23.003 - Late SEI Report Filed - SEI Report Filed Late for year 2018

PAST VIOLATIONS: NONE

RECOMMENDATION:

Letter & Ed
ED

HUNTER David * OGEC



Sent:
To:
Subject:

Alex Poythress <apoythress@gmail.com>
Wednesday, October 10, 2018 2:44 PM
OGEC Mail * OGEC
Late penalties

RECEIVED
OCT 10 2018
OREGON GOVERNMENT
ETHICS COMMISSION

Hello,

This year was the first year I've been in a position requiring me to file my SEI, and prior to the due date, my city email address stopped working, so I was not aware of the deadline or ensuing penalties. I was directed by an employee at the OGEC to send an email explaining my reason for the delayed SEI, and to appeal that the late penalties be forgiven one time.

Now that I am more involved and aware of the filing requirements, I will be sure to file my SEI ahead of time in future years. I sincerely appreciate your help in this matter.

Thank you,

Alex Poythress



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 9, 2018

Jennifer Hudson
299 SW Clay St., Ste 350
Portland OR 97201

Dear Ms. Hudson:

The written explanation of why your Q2 2018 Lobbyist expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for the \$2,450 penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Lobbyist Activity

Q2 2018

Lobbyist Code: 482
User Name: HudsonLobbyist
Email: jhudson@sch.n.com

Q2 2018 Filing: 9/14/2018
Q2 2018 Expended: \$0.00
Q2 2018 Penalty: \$2,450.00

Jennifer Hudson
299 SW Clay St., Ste 350
Portland, OR 97201

Activity Log - Q2 2018 to Date

04/15/18 10:51:00.380 - User Successfully Authenticated -
04/15/18 10:54:35.640 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q1 2018
07/16/18 01:30:07.587 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/17/18 01:30:06.543 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/18/18 01:30:06.570 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/19/18 01:30:06.673 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/20/18 01:30:06.743 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/21/18 01:30:06.330 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/22/18 01:30:13.670 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/23/18 01:30:06.767 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/24/18 01:30:06.217 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/25/18 01:30:06.353 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/26/18 01:30:06.407 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/27/18 01:30:06.110 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/28/18 01:30:06.180 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/29/18 01:30:06.053 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/30/18 01:30:06.080 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/31/18 01:30:06.130 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/01/18 01:30:06.113 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/02/18 01:30:06.297 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/03/18 01:30:06.007 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/04/18 01:30:06.587 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/05/18 01:30:07.423 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/06/18 01:30:07.087 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/07/18 01:30:06.213 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/08/18 01:30:05.290 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/09/18 01:30:06.457 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/10/18 01:30:05.980 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/11/18 01:30:06.357 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/12/18 01:30:05.997 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/13/18 01:30:05.893 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/14/18 01:30:06.207 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/15/18 01:30:05.597 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/16/18 01:30:08.073 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/17/18 01:30:06.217 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/18/18 01:30:06.323 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/19/18 01:30:06.033 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/20/18 01:30:06.240 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/21/18 01:30:06.133 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/22/18 01:30:06.377 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/23/18 01:30:06.440 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/24/18 01:30:06.497 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/25/18 01:30:06.110 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/26/18 01:30:05.807 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/27/18 01:30:19.710 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/28/18 01:30:13.423 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/29/18 01:30:06.097 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/30/18 01:30:06.107 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
08/31/18 01:30:05.577 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/01/18 01:30:06.290 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/02/18 01:30:06.313 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/03/18 01:30:07.420 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/04/18 01:30:05.907 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/05/18 01:30:05.873 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/06/18 01:30:06.563 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/07/18 01:30:06.580 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2

Lobbyist Activity

Q2 2018

Lobbyist Code: 482
Lobbyist Name: HudsonLobbyist
Email: jhudson@schn.com

Jennifer Hudson
299 SW Clay St., Ste 350
Portland, OR 97201

Q2 2018 Filing: 9/14/2018
Q2 2018 Expended: \$0.00
Q2 2018 Penalty: \$2,450.00

09/08/18 01:30:06.337 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/09/18 01:30:06.793 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/10/18 01:30:06.010 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/11/18 01:30:05.803 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/12/18 01:30:07.160 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/13/18 01:30:06.530 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/14/18 01:30:07.243 - Automated Late Fee Applied - Late fee of amount \$50.00 applied for reporting requirement 2018 Q2
09/14/18 02:41:01.143 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q2 2018
10/02/18 12:20:15.440 - User Successfully Authenticated -
10/02/18 12:21:02.223 - Lobbyist Report Submitted - Lobbyist Report Submitted for Q3 2018

PAST VIOLATIONS: Q3 2017, 2 days late, paid by check

RECOMMENDATION:

\$250⁰⁰ 10% for second violation

October 9, 2018

JENNIFER HUDSON
Assistant General Counsel
Direct: (503) 265-6373
Fax: (503) 471-4725
jhudson@schn.com

Ms. Alison Kean
Oregon Government Ethics Commission
3218 Pringle Rd. SE, #220
Salem, OR 97302-1544

RECEIVED
OCT 09 2018
OREGON GOVERNMENT
ETHICS COMMISSION

RE: 2018 Q2 Lobbyist Report Late Filing Letter of Explanation

Dear Chair Kean and Commissioners:

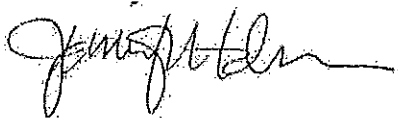
On May 30, 2018 I unexpectedly went out on maternity leave weeks earlier than expected and delivered twins the same day. OGEK quarterly report reminders are delivered to my work email address which was unmonitored during my four month absence due to the fact that a detailed out of office reply was in force which specified other company points of contact as well as the fact that I would be away through September.

The initial reminder to file the Q2 report was emailed on July 1, 2018. During the week of September 10, OGEK staff phoned Karma McDowell who files OGEK reports on behalf of my employer as an entity to notify her of my deficiency. Ms. McDowell relayed the information to me on September 14; I called OGEK that same day and filed my report over the phone. I returned to work on October 1.

Based on the circumstances above, I respectfully ask the Commission to waive the penalty for late filing. My tardiness was unintentional. I take the reporting requirements seriously and would never have let the lapse go on so long had I not been completely disengaged from work due to the nature of my leave.

Thank you for considering my request.

Sincerely,



Jennifer Hudson
Assistant General Counsel



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 8, 2018

Oregon Association of Conservation Districts
Attn: John Keith
1130 Liberty St SE, Suite 3
Salem OR 97302

Dear Mr. Keith:

The written explanation of why the Q2, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q1, 2018 (\$150) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q2 2018

Client Code: 10
User Name: oacd.45
Email: john.keith@oacd.org

Q2 2018 Filing: 7/30/2018
Q2 2018 Expended: \$0.00
Q2 2018 Penalty: \$150.00

Oregon Association of Conservation Districts
Attn: John Keith
1130 Liberty Stree SE, Suite 3
Salem, OR 97302

Activity Log - Q2 2018 to Date


04/15/18 10:03:08.460 - User Failed to Authenticate -
04/15/18 10:03:37.330 - User Successfully Authenticated -
04/16/18 01:30:13.223 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q1
04/16/18 10:50:56.490 - User Successfully Authenticated -
04/16/18 10:53:57.063 - Client Report Submitted - Client Report Submitted for Q1 2018
04/26/18 08:15:15.300 - User Successfully Authenticated -
04/26/18 09:25:33.500 - User Successfully Authenticated -
04/26/18 09:33:05.843 - User Password Reset - The user's password was reset from the "My Profile" page.
04/26/18 09:33:05.997 - User Profile Updated - User profile updated for Janet Lee
04/26/18 09:33:06.030 - User Profile Updated - The user's main profile was updated.
04/26/18 09:55:07.230 - User Profile Updated - User profile updated for John Keith
04/26/18 09:55:07.300 - User Profile Updated - The user's main profile was updated.
07/16/18 01:30:08.853 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/17/18 01:30:07.230 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/18/18 01:30:07.057 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/19/18 01:30:07.250 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/20/18 01:30:07.320 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/21/18 01:30:06.623 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/22/18 01:30:15.027 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/23/18 01:30:07.110 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/24/18 01:30:06.497 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/25/18 01:30:06.540 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/26/18 01:30:06.563 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/27/18 01:30:06.237 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/28/18 01:30:06.320 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/29/18 01:30:06.227 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/30/18 01:30:06.237 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q2
07/30/18 07:06:13.693 - User Successfully Authenticated -
07/30/18 07:07:06.350 - Client Report Submitted - Client Report Submitted for Q2 2018
09/28/18 09:50:11.167 - User Failed to Authenticate -
09/28/18 09:50:27.293 - User Failed to Authenticate -
09/28/18 09:50:52.807 - User Failed to Authenticate -
09/28/18 09:51:08.340 - User Failed to Authenticate -
09/28/18 09:51:10.227 - Admin User Reset Initiated - An admin user reset was initiated.
09/28/18 09:52:20.620 - Admin User Password Reset Completed - A user reset their password using an admin reset.
09/28/18 09:52:31.433 - User Successfully Authenticated -
10/01/18 10:18:12.150 - User Successfully Authenticated -
10/01/18 10:18:48.210 - Client Report Submitted - Client Report Submitted for Q3 2018

PAST VIOLATIONS: Q4 2016, 3 days late, NO SANCTION
Q2 2017, 2 days late, LETTER OF EDUCATION
Q1 2018, 1 day late, PAID BY CHECK

RECOMMENDATION:

John Keith *John Keith* *John Keith*

BAIER Kathy * OGEC

: john.keith@oacd.org
Sent: Monday, October 08, 2018 7:52 AM
To: BAIER Kathy * OGEC
Subject: Request for relief from late filing fines


Hi Kathy

Per our discussion recently, I am requesting relief from the fines of \$40 to me personally and \$150 to the Oregon Association of Conservation Districts (OACD) for late filing of the 2nd Quarter 2018 report.

I started my position as Executive Director in January 2018, but resigned at the near the end of June. I stopped checking my work email due to the resignation, but when I did return to work in August I did see the late notice and took prompt action to file the individual report. Unfortunately, I was not aware that OACD was also required to report since a board member had been completing that report. That responsibility was shifted to me upon my return and I then completed the report shortly thereafter.

OACD has had a long history of filing on time reports and I implore the board to take that into consideration when making a determination on my request. The organizational and leadership issues that precipitated the late filings have been resolved and I trust that OACD will get back on track and rebuild the long history of on-time filings.

Thank you for your consideration.


John Keith
Executive Director
Oregon Association of Conservation Districts
503-706-8450

Only those who will risk going too far can possibly find out how far one can go. T.S. Eliot



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 18, 2018

Oregon State Pharmacy Assoc.
Attn: Dana Baisden
147 SE 102nd Ave.
Portland OR 97216

Dear Ms. Baisden:

The written explanation of why the Q3, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q3, 2018 (\$20) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q3 2018

Client Code: 482
User Name: dbaisden
Email: dbaisden@oregonpharmacy.org

Oregon State Pharmacy Association
Attn: Dana Balsden
147 SE 102nd Ave.
Portland, OR 97216


Q3 2018 Filing:	10/17/2018
Q3 2018 Expended:	\$4,582.74
Q3 2018 Penalty:	\$20.00

Activity Log - Q3 2018 to Date

07/13/18 11:56:29.283 - User Successfully Authenticated -
07/13/18 11:58:48.850 - Client Report Submitted - Client Report Submitted for Q2 2018
10/16/18 01:30:08.310 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 01:30:07.690 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 10:23:39.617 - User Successfully Authenticated -
10/17/18 10:34:36.993 - Client Report Submitted - Client Report Submitted for Q3 2018

PREVIOUS VIOLATIONS: Q2 2017, Letter of Education

RECOMMENDATION:

No reduction 



OREGON STATE PHARMACY ASSOCIATION

147 S.E. 102nd Ave. • Portland, Oregon 97216 • (503) 582-9055
Website: www.oregonpharmacy.org • Email: info@oregonpharmacy.org

October 17, 2018

Oregon Ethics Commission
3218 Pringle Road SE, Room 220
Salem, Oregon 97302-1544

SUBJECT: Late Quarterly Report Filing

To Whom it May Concern:

I am writing today to request the late fees be waived for the 3rd Quarter Filing. The report was filed today, which is two days after the deadline.

The report was due during the final preparations for and during our Annual Convention. My focus was on the Convention and I neglected to submit the report during this is a very busy time. I sincerely apologize for the delay.

I have only been late filing on one other occasion due to the death of a family member, out of many years of filing. Based on many years of timeliness in filing, I am hoping you will waive the late fee.

I look forward to hearing from you.

Sincerely,

Dana Baisden
Association Manager



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 18, 2018

Independent Medical Examination Assoc.
Attn: Johnna Kershaw
1184 McGee Ct. NE
Keizer OR 97303

Dear Ms. Kershaw:

The written explanation of why the Q3, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q3, 2018 (\$10) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q3 2018

Client Code: 519
User Name: johnnak
Email: johnnak@sunrisemed.net

Independent Medical Examination Association
Attn: Johnna Kershaw
1184 McGee Ct. NE
Keizer, OR 97303

Q3 2018 Filing: 10/16/2018
Q3 2018 Expended: \$9,000.00
Q3 2018 Penalty: \$10.00

Activity Log - Q3 2018 to Date

07/10/18 08:13:49.847 - User Successfully Authenticated -
07/10/18 08:16:05.050 - Client Report Submitted - Client Report Submitted for Q2 2018
10/16/18 01:30:08.120 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/16/18 07:39:46.960 - User Successfully Authenticated -
10/16/18 07:42:20.933 - Client Report Submitted - Client Report Submitted for Q3 2018

PREVIOUS VIOLATIONS:

2016 Q4, 1 day late, paid by check

RECOMMENDATION:

No violation (P)



Independent Medical Examination Association

9735 SW Shady Lane, Suite 201 • Tigard, Oregon 97223
phone 503-620-6625 • fax 503-620-6725

www.IMEAssociation.com

Board of Directors

Corvel
(971) 204-2010

October 16, 2018

*Impartial Medical
Opinions*
(503) 635-1604

*Medical Assurance
Group*
(877) 295-6109

*Medical Consultants
Network, Inc.*
(503) 245-9810

*Oregon Medical
Evaluations*
(503) 684-3988

*Orthopaedic
Consultants*
(503) 228-4035

STAR MEDICAL
(503) 620-6625

*Sunrise Medical
Consultants*
(866) 931-9911

*WMCI Prime
Evaluations*
(503) 796-0012

Associate Board Member
Representative

*Public Risk
Consultants*
(503) 620-6207

RECEIVED
OCT 18 2018
OREGON GOVERNMENT
ETHICS COMMISSION

Oregon Government Ethics Commission
3218 Pringle Road SE, Room 220
Salem, OR 97302-1544

RE: IMEA – Penalty Waive Request

To Whom It May Concern,

I am writing in regard to the penalty we received for filing our quarterly report 1 day late. We are asking for reconsideration of this penalty. Our quarterly reports have historically been filed early. We have only been late one other time (in 2017) and paid that penalty without requesting a waiver. In this situation, it was truly a matter of thinking this task was already done. When we got the email this morning stating that we were being penalized for being a day late, we were shocked. We went online right away and processed our 3rd quarter report.

We ask that you consider waiving our penalty for the 2018 3rd Quarter reporting.

Thank you for your time.

Sincerely,

Johnna Kershaw
c/o IMEA



Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 23, 2018

Renaissance Solutions
Attn: Nico Pento
5370 Manhattan Cir #104
Boulder CO 80303

Dear Mr. Pento:

The written explanation of why the Q3, 2018 Client expenditure report was filed late has been received and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018, at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

The due date for Q3, 2018 (\$80) penalty will be extended to coincide with the November 2nd meeting date. You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



Client/Employer Activity

Q3 2018

Client Code:	846	Q3 2018 Filing:	10/23/2018
User Name:	Renaissance	Q3 2018 Expended:	\$0.00
Email:	npento@terrapincarestation.com	Q3 2018 Penalty:	\$80.00

Renaissance Solutions
Attn: Nico Pento
5370 Manhattan Circle #104
Boulder, CO 80303

Activity Log - Q3 2018 to Date

07/02/18 09:17:32.990 - User Successfully Authenticated -
07/02/18 11:29:07.860 - User Successfully Authenticated -
07/02/18 11:30:46.877 - Client Report Submitted - Client Report Submitted for Q2 2018
10/16/18 01:30:08.607 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/17/18 01:30:07.863 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/18/18 01:30:07.743 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/19/18 01:30:06.810 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/20/18 01:30:06.923 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/21/18 01:30:06.247 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 01:30:09.387 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/22/18 02:30:05.450 - User Profile Updated - The user's main profile was updated.
10/22/18 02:30:05.813 - User Profile Updated - User profile updated for Christopher Woods
10/22/18 02:37:50.803 - User Profile Updated - The user's main profile was updated.
10/22/18 02:37:51.170 - User Profile Updated - User profile updated for Christopher Woods
10/22/18 03:05:52.543 - User Profile Updated - The user's main profile was updated.
10/22/18 03:05:52.950 - User Profile Updated - User profile updated for Christopher Woods
10/22/18 04:41:41.093 - User Profile Updated - The user's main profile was updated.
10/22/18 04:41:41.147 - User Profile Updated - User profile updated for Christopher Woods
10/23/18 01:30:06.037 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018 Q3
10/23/18 01:02:16.720 - User Profile Updated - The user's main profile was updated.
10/23/18 01:02:17.433 - User Profile Updated - User profile updated for Christopher Woods
10/23/18 04:12:53.247 - Client Report Submitted - Client Report Submitted for Q3 2018
10/23/18 04:24:37.620 - Admin User Reset Initiated - An admin user reset was initiated.
10/23/18 04:25:27.657 - Admin User Password Reset Completed - A user reset their password using an admin reset.
10/23/18 04:25:52.503 - User Successfully Authenticated -
10/23/18 04:26:53.917 - User Profile Updated - User profile updated for Christopher Woods
10/23/18 04:26:54.083 - User Profile Updated - The user's main profile was updated.
10/23/18 04:27:24.313 - User Profile Updated - The user's main profile was updated.
10/23/18 04:27:24.557 - User Profile Updated - User profile updated for Nico Pento
10/23/18 04:27:39.203 - Admin User Reset Initiated - An admin user reset was initiated.
10/23/18 04:28:36.897 - Admin User Password Reset Completed - A user reset their password using an admin reset.
10/23/18 04:28:54.693 - User Successfully Authenticated -

PAST VIOLATIONS: Q4 2017, 2 days late, paid by check.

RECOMMENDATION:

\$50⁰⁰ 2nd violation (P) No Consent

BAIER Kathy * OGEC

From: Pento, Nico <npento@terrapincarestation.com>
Date: Tuesday, October 23, 2018 4:23 PM
To: BAIER Kathy * OGEC
Subject: Oregon Ethics Commission Late Penalty Waiver

Dear Commissioners,

On 10/22/18 it was brought to my attention our organization did not file an expenditure report for Q3 of 2018, I sincerely apologize for this oversight. Our organization had an abrupt departure of our former Government Affairs Director who oversaw all of this. I have since filled his role and have learned of a lot of issues that have slipped through the cracks, this being one of them.

Our organization has dissolved its presence in Oregon and did not have any expenditure for Q3 of 2018. It was never the intention of our organization to fail to comply with Oregon's ethic requirements. As soon as I learned of the oversight I immediately acted to rectify the situation. I kindly ask you entertain a waiver of the \$80 late penalty we have accrued in the absence of our former Government Affairs Director.

Going forward, please issue any further communication to myself at npento@terrapincarestation.com.

Thank you for your consideration.

Nico Pento

--
Nico Pento
Government Affairs Director, Terrapin Care Station
561.596.3351





Oregon

Kate Brown, Governor

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 1, 2018

Jim Rue (Amie Abbott)
635 Capitol St. NE
Salem OR 97301

Re: 2018 SEI late filing

Dear Mr. Rue:

The written explanation of why your 2018 Statement of Economic Interest report was filed late has been received from Amie Abbott and will be submitted to the Oregon Government Ethics Commission (Commission) for consideration at a regular meeting. The next meeting will be held on Friday, November 2, 2018 at 9:00 a.m. The Commission will consider the matter at that time and then waive all, some, or no part of the penalty based on the explanation. Commission meetings are open to the public and you are welcome to attend. The meeting will be held in the Morrow Crane Building at 3218 Pringle Road, SE, Room 220, Salem, Oregon 97302.

You will be notified of the outcome and will be given additional instructions regarding the penalty, if any, in writing after the meeting. You may feel free to contact this office if you have any questions concerning this matter.

Sincerely,

Commission Staff



SEI Activity

2018

SEI Code: 642
User Name: jimrue
Email: jim.rue@state.or.us

2018 Filing: 5/11/2018
2018 Penalty: \$50.00

Jim Rue
635 Capitol Street NE
Salem, OR 97301

2018 Offices Held

No data to report.

Activity Log - 2018 to Date

01/08/18 02:49:49.893 - User Successfully Authenticated -
04/02/18 11:54:33.170 - User Successfully Authenticated -
05/07/18 01:30:10.993 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/08/18 01:30:08.580 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/09/18 01:30:07.913 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/10/18 01:30:07.180 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/11/18 01:30:08.533 - Automated Late Fee Applied - Late fee of amount \$10.00 applied for reporting requirement 2018
05/11/18 10:06:50.893 - User Successfully Authenticated -
05/11/18 10:10:33.387 - Late SEI Report Filed - SEI Report Filed Late for year 2018
07/05/18 10:18:11.297 - User Successfully Authenticated -
10/01/18 09:58:10.453 - User Successfully Authenticated -

PREVIOUS VIOLATION: 2017 SEI late filing, penalty waived with Letter of Education

RECOMMENDATION:

No reduction no consent

PP

BAIER Kathy * OGEC

From: Abbott, Amie <amie.abbott@state.or.us>
Date: Monday, October 01, 2018 10:05 AM
To: OGEC Mail * OGEC
Subject: Penalty Waiver Request

I am the assistant to the director, Jim Rue, of the Department of Land Conservation and Development and therefore responsible for submitting his reporting to OGEC. I suffered a serious injury which required me to be on medical leave since last February. Somehow I missed a reporting requirement and Jim has a \$50 penalty. Since it was my fault he missed the deadline, I am requesting the commission waive his fine. I have not missed a deadline for Jim in the last five years and truly regret my error. Please don't punish him for my mistake.

Thank you for considering my request.

Amie Abbott

Amie Abbott | Executive Assistant to the Director & Commission
Director's Office
Oregon Dept. of Land Conservation and Development
635 Capitol Street NE, Suite 150 | Salem, OR 97301-2540
Direct: (503) 934-0045 | Cell: (503) 383-8911 | Main: (503) 373-0050
amie.abbott@state.or.us | <http://www.oregon.gov/LCD>

BEFORE THE OREGON GOVERNMENT ETHICS COMMISSION

In the Matter of)

Curtis Blakeman)

STIPULATED FINAL ORDER

CASE NO. 17-056EDG

1. PURPOSE: The purpose of this stipulated final order is to settle any and all claims, allegations and charges by the Oregon Government Ethics Commission (Commission) against Curtis Blakeman.

2. JURISDICTION: At all material times, Curtis Blakeman was a Board Member for the Valley Acres Special Road District (VASRD). Curtis Blakeman was a public official subject to the jurisdiction of the Commission pursuant to ORS Chapter 244.

3. STIPULATED FACTS:

A. Curtis Blakeman and his spouse, Znette Blakeman, were the only two Board Members for the VASRD from at least January 2017 until their resignation on December 4, 2017. During this time, Curtis Blakeman served as VASRD Board President; Znette Blakeman served as VASRD Secretary/Treasurer. Among other things, the VASRD Board is responsible for procuring winter snow plow/removal services for the district. Curtis Blakeman is also the registered owner of the Pocket Pony Ranch (PP Ranch).

B. On November 8, 2017, Znette Blakeman while acting as VASRD Board Secretary/Treasurer, contracted Curtis Blakeman's private business, PP

Ranch, for snow plowing/removal for the Winter 2017-2018. On the same day, Curtis and Znette Blakeman, as VASRD Board Members, authorized the following payments to PP Ranch in advance for Winter 2017-2018 snow removal:

- Invoice #1762 for \$2200
- Invoice #1763 for \$1200

C. On November 6, 2017 and November 8, 2017, the VASRD Board authorized the following payments to PP Ranch for snow removal services it provided during the previous Winter 2016-2017:

- Invoice #1760 (dated 12/5/16) for \$400
- Invoice #1761 (dated 1/20/17) for \$2000

D. ORS 244.040(1) prohibits any public official from using their official position or office to obtain financial gain for the public official, a relative of the public official, or a business with which the public official or a relative is associated (other than official salary, honoraria or reimbursement of expenses).

E. The actions described in paragraphs (B) and (C) above constituted distinct violations of ORS 244.040(1).

F. ORS 244.120 requires public officials to disclose conflicts of interest prior to taking official action, which could or would result in financial impact to the public official, a relative of the public official or a business with which the public official or a relative is associated.

G. Curtis Blakeman did not disclose conflicts of interest prior to taking the actions described in paragraphs (B) and (C).

H. ORS 244.350 authorizes the Commission to assess civil penalties of up to

\$15000 as a result of these violations.

- I. ORS 244.360 authorizes the Commission to order Curtis Blakeman to pay a monetary forfeiture in the amount of \$11600 due to the financial gain PP Ranch realized as a result of these violations.
- J. The results of the Commission investigation, if submitted through exhibits and testimony at a contested case hearing, would establish a preponderance of evidence in support of a post-hearing order to find violations of ORS 244.040(1) and ORS 244.120(2).

4. TERMS OF SETTLEMENT:

The parties agree as follows:

- A. On March 30, 2018, the Commission considered information in the preliminary review phase and acted to find cause to initiate an investigation of these matters. Curtis Blakeman has indicated that he wishes to conclude this matter by agreeing to the terms and conditions in this order without completing the investigative phase.
- B. Curtis Blakeman will receive a letter of education in lieu of civil penalty, as authorized by ORS 244.350, in order to settle and compromise this matter.
- C. The Commission releases, settles and compromises any and all claims, which have been or could be asserted against Curtis Blakeman within the scope of the above-referenced proceedings.
- D. Curtis Blakeman will initiate no claims, litigation or other action against the Commission as a result of these proceedings.

5. REVIEW BY COUNSEL:

All of the parties hereto acknowledge that this agreement has been entered into by their own free will and with full understanding of the contents herein. Each of the parties further acknowledges that each has had the opportunity to seek the advice of counsel in comparing and reviewing this agreement.


6. EFFECT:

This agreement is subject to the final approval of the Commission. Once approved, this agreement shall be the final disposition of the matter and shall be binding upon all parties.

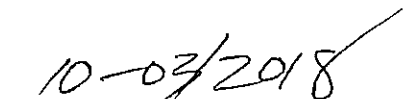
By signing this agreement, Curtis Blakeman agrees to waive his right to a contested case hearing as provided in ORS Chapter 183 and ORS 244.370. This order shall be the final order and all information in the Commission files on this matter shall become part of the record.

By signing this agreement, Curtis Blakeman agrees to waive his right to obtain judicial review of this order as provided in ORS 183.482.

IN WITNESS WHEREOF, the parties have entered into and signed this stipulated final order on the dates set forth below.



Curtis Blakeman



Date

Alison Kean, Chairperson
Oregon Government Ethics Commission

Date

BEFORE THE OREGON GOVERNMENT ETHICS COMMISSION

In the Matter of)
)
)
Znette Blakeman)
)
)
)
)
_____)

STIPULATED FINAL ORDER

CASE NO. 17-057EDG

1. PURPOSE: The purpose of this stipulated final order is to settle any and all claims, allegations and charges by the Oregon Government Ethics Commission (Commission) against Znette Blakeman.

2. JURISDICTION: At all material times, Znette Blakeman was a Board Member for the Valley Acres Special Road District (VASRD). Znette Blakeman was a public official subject to the jurisdiction of the Commission pursuant to ORS Chapter 244.

3. STIPULATED FACTS:
 - A. Znette Blakeman and her spouse, Curtis Blakeman, were the only two Board Members for the VASRD from at least January 2017 until their resignation on December 4, 2017. During this time, Curtis Blakeman served as VASRD Board President; Znette Blakeman served as VASRD Secretary/Treasurer. Among other things, the VASRD Board is responsible for procuring winter snow plow/removal services for the district. Curtis Blakeman is also the registered owner of the Pocket Pony Ranch (PP Ranch).

 - B. On November 8, 2017, Znette Blakeman while acting as VASRD Board Secretary/Treasurer, contracted Curtis Blakeman's private business, PP

Ranch, for snow plowing/removal for the Winter 2017-2018. On the same day, Curtis and Znette Blakeman, as VASRD Board Members, authorized the following payments to PP Ranch in advance for Winter 2017-2018 snow removal:

- Invoice #1762 for \$2200
- Invoice #1763 for \$1200

C. On November 6, 2017 and November 8, 2017, the VASRD Board authorized the following payments to PP Ranch for snow removal services it provided during the previous Winter 2016-2017:

- Invoice #1760 (dated 12/5/16) for \$400
- Invoice #1761 (dated 1/20/17) for \$2000

D. ORS 244.040(1) prohibits any public official from using their official position or office to obtain financial gain for the public official, a relative of the public official, or a business with which the public official or a relative is associated (other than official salary, honoraria or reimbursement of expenses).

E. The actions described in paragraphs (B) and (C) above constituted distinct violations of ORS 244.040(1).

F. ORS 244.120 requires public officials to disclose conflicts of interest prior to taking official action, which could or would result in financial impact to the public official, a relative of the public official or a business with which the public official or a relative is associated.

G. Znette Blakeman did not disclose a conflict of interest prior to taking the actions described in paragraphs (B) and (C):

H. ORS 244.350 authorizes the Commission to assess civil penalties of up to

\$15000 as a result of these violations.

- I. ORS 244.360 authorizes the Commission to order Znette Blakeman to pay a monetary forfeiture in the amount of \$11600 due to the financial gain PP Ranch realized as a result of these violations.
- J. The results of the Commission investigation, if submitted through exhibits and testimony at a contested case hearing, would establish a preponderance of evidence in support of a post-hearing order to find violations of ORS 244.040(1) and ORS 244.120(2).

4. TERMS OF SETTLEMENT:

The parties agree as follows:

- A. On March 30, 2018, the Commission considered information in the preliminary review phase and acted to find cause to initiate an investigation of these matters. Znette Blakeman has indicated that she wishes to conclude this matter by agreeing to the terms and conditions in this order without completing the investigative phase.
- B. Znette Blakeman will receive a letter of education in lieu of civil penalty, as authorized by ORS 244.350, in order to settle and compromise this matter.
- C. The Commission releases, settles and compromises any and all claims, which have been or could be asserted against Znette Blakeman within the scope of the above-referenced proceedings.
- D. Znette Blakeman will initiate no claims, litigation or other action against the Commission as a result of these proceedings.

5. REVIEW BY COUNSEL:

All of the parties hereto acknowledge that this agreement has been entered into by their own free will and with full understanding of the contents herein. Each of the parties further acknowledges that each has had the opportunity to seek the advice of counsel in comparing and reviewing this agreement.

6. EFFECT:

This agreement is subject to the final approval of the Commission. Once approved, this agreement shall be the final disposition of the matter and shall be binding upon all parties.

By signing this agreement, Znette Blakeman agrees to waive her right to a contested case hearing as provided in ORS Chapter 183 and ORS 244.370. This order shall be the final order and all information in the Commission files on this matter shall become part of the record.

By signing this agreement, Znette Blakeman agrees to waive her right to obtain judicial review of this order as provided in ORS 183.482.

IN WITNESS WHEREOF, the parties have entered into and signed this stipulated final order on the dates set forth below.

Znette Blakeman
Znette Blakeman

10/03/2018
Date

Alison Kean, Chairperson
Oregon Government Ethics Commission

Date

BEFORE THE OREGON GOVERNMENT ETHICS COMMISSION

In the Matter of

Jennifer Stephens

)
)
)
)
)
)
)

STIPULATED FINAL ORDER

CASE NO. 17-083MT

1. PURPOSE: The purpose of this stipulated final order is to settle any and all claims, allegations and charges by the Oregon Government Ethics Commission (Commission) against Jennifer Stephens.

2. JURISDICTION: At all material times, Jennifer Stephens was an Assistant Building Director for the Lake County (County) Building Department. Ms. Stephens was a public official subject to the jurisdiction of the Commission pursuant to ORS Chapter 244.

3. STIPULATED FACTS:
 - A. Ms. Stephens used County resources, in the form of surplus equipment (chairs), for her private dance studio. While County personnel provided advance authorization for her to do so, Ms. Stephens' use of the surplus equipment for private business purposes allowed her business to avoid a financial detriment by not having to rent such equipment in the marketplace.

 - B. On more than one occasion, Ms. Stephens used County time and resources, including County copy machines, for personal business purposes. In accordance with County policy, Ms. Stephens paid for the copies she made, but at a discounted amount because she provided her own paper.

- C. Ms. Stephens used County resources and personnel for her private dance studio when she left materials for a customer on the countertop of the County building department office and asked County personnel to give the materials to the customer if Ms. Stephens wasn't in the office when the customer arrived.
- D. ORS 244.040(1) prohibits any public official from using their official position or office to obtain financial gain, other than official salary, honoraria or reimbursement of expenses, or to avoid financial detriment for the public official or any business with which the public official is associated.
- E. Each of the actions described in paragraph A, B, and C, above, constituted distinct violations of ORS 244.040(1).
- F. ORS 244.350 authorizes the Commission to assess civil penalties of up to \$5,000 per violation.
- G. The results of the Commission investigation, if submitted through exhibits and testimony at a contested case hearing, would establish a preponderance of evidence in support of a post-hearing order to find violations of ORS 244.040(1).

4. TERMS OF SETTLEMENT:

The parties agree as follows:

- A. On November 17, 2017, the Commission considered information in the preliminary review phase and acted to find cause to initiate an investigation of this matter. Jennifer Stephens has indicated that she wishes to conclude this matter by agreeing to the terms and conditions in this order without completing the investigative phase.

- B. In lieu of a civil penalty, as authorized by ORS 244.350, Ms. Stephens will receive a letter of education to settle and compromise this matter.
- C. The Commission releases, settles and compromises any and all claims, which have been or could be asserted against Jennifer Stephens within the scope of the above-referenced proceedings.
- F. Jennifer Stephens will initiate no claims, litigation or other action against the Commission as a result of these proceedings.

5. REVIEW BY COUNSEL:

All of the parties hereto acknowledge that this agreement has been entered into by their own free will and with full understanding of the contents herein. Each of the parties further acknowledges that each has had the opportunity to seek the advice of counsel in comparing and reviewing this agreement.

6. EFFECT:

This agreement is subject to the final approval of the Commission. Once approved, this agreement shall be the final disposition of the matter and shall be binding upon all parties.

By signing this agreement, Jennifer Stephens agrees to waive her right to a contested case hearing as provided in ORS Chapter 183 and ORS 244.370. This order shall be the final order and all information in the Commission files on this matter shall become part of the record.

By signing this agreement, Jennifer Stephens agrees to waive her right to obtain judicial review of this order as provided in ORS 183.482.

IN WITNESS WHEREOF, the parties have entered into and signed this stipulated final order on the dates set forth below.

Jennifer Stephens
Jennifer Stephens

10/19/18
Date

Alison R. Kean, Chairperson
Oregon Government Ethics Commission

Date

to attend the pre-hearing conference held on June 22, 2018, and no representative attended on his behalf. A second amended Notice of Proposed Civil Penalty was sent to Respondent on July 10, 2018 and a third amended Notice of Proposed Civil Penalty was sent to Respondent on August 27, 2018. Both notices were sent via first class certified mail to the Respondent at the mailing address supplied by Respondent's attorney at the time he withdrew as counsel.

A subsequent one-day telephone hearing was scheduled for 9:00am on September 18, 2018, to be followed by additional in-person hearing dates, as necessary. The notice to both parties issued by the Administrative Law Judge specified that if Respondent did not appear for the September 18, 2018 hearing, the Commission may issue a Final Order by Default, and Respondent would be liable for paying any civil penalty assessed therein. As scheduled, ALJ Rackstraw convened the telephone contested case hearing on September 18, 2018 at 9:00am. Respondent failed to appear. After 15 minutes elapsed, ALJ Rackstraw found that Respondent was in default. The Commission elects in this case to designate the record of proceedings to date, which consists of the Commission's file in the case as the record for purposes of proving a prima facie case pursuant to ORS 183.417(4). NOW THEREFORE, after considering the Commission's file relating to this matter, the Commission enters the following Order.

FINDINGS OF FACT

Based on the evidence submitted through the Notice and the Commission's file in this matter, the Commission finds the following:

1. At all material times Respondent was Executive Director of the Oregon Educator Benefits Board (OEBB) and, as such, was a public official subject to the jurisdiction of the Commission pursuant to ORS Chapter 244.
- 2.1 OEBB is responsible for the design, purchase, and administration of benefit plans, including medical, dental, vision, life, disability, and long-term care insurance for Oregon educators and their dependents.

2.2 As Executive Director of OEGB, Respondent was responsible for, among other things:

- Working with leadership of contracted insurance providers to identify opportunities for program improvements;
- Negotiating and consulting as necessary on the major programmatic and fiscal elements of OEGB contracts with insurance providers;
- Working with OEGB independent consultants and staff to assess value and appropriateness of plans and programs available to OEGB members and making recommendations to the board for continuance or change of available plans;
- Implementing and coordinating the ongoing interaction with plan providers and the general health care and insurance industry where OEGB makes purchasing decisions;
- Preparing and administering OEGB budget, including fiscal controls and authorizing expenditures from OEGB accounts;
- Supervising and monitoring performance of employees; and,
- Making decisions on program recommendations and provider selection as well as work organization, use of resources, assignment of staff, priority of program issues.

2.3 The Standard sells insurance products and had a contract with OEGB in 2016 to provide life and disability coverage to OEGB members. Respondent received over \$50 in food and beverage costs from The Standard in 2016 while he was Executive Director of OEGB as follows:

2.3.1 On January 29, 2016, Respondent and four others ate at Oswego Grill. The Standard paid the total \$439 tab (including tip), for an average of \$87.80 per person.

2.3.2 On February 25, 2016, Respondent and three others ate at El Gaucho. The Standard paid the total \$785.50 tab (including tip), for an average of \$189.62 per person.

2.4 Kaiser Permanente sells health insurance and had a contract with OEBC in 2016 to offer health insurance coverage to OEBC members. Respondent received over \$50 in food and beverage costs from Kaiser Permanente in 2016 while he was Executive Director of OEBC as follows:

2.4.1 On January 22, 2016, Respondent and two others ate at the Sassy Onion. Kaiser paid the total \$59.85(including tip) tab, for an average of \$19.95 per person.

2.4.2 On February 22, 2016, Respondent and two others ate at La Provence. Kaiser paid the total \$54.80 tab (including tip), for an average of \$18.26 per person.

2.4.3 On August 18, 2016, Respondent and four others ate at Altabira. Kaiser paid the total \$99.75 tab (including tip), for an average of \$19.95 per person.

2.4.4 On August 29, 2016, Respondent ate with five others at Altabira. Kaiser paid the total \$128 tab (including tip), for an average of \$21.33 per person.

2.5 MODA sells health insurance and had a contract with OEBC in 2016 to offer health insurance to OEBC members. Respondent received over \$50 in food and beverage and entertainment costs from MODA in 2016 while he was Executive Director of OEBC as follows:

2.5.1 On April 25, 2016, Respondent attended a Portland Trail Blazers playoff game in the MODA studio suite, which seats four, with a dinner buffet and alcohol included, the value of which was approximately \$157.00 per person.

2.5.2 On January 14, 2016, Respondent and two others ate at Bentley's Restaurant. MODA paid the total \$64.50 tab (including tip), for an average of \$21.50 per person.

2.5.3 On June 14, 2016, Respondent and two others ate at Oswego Grill. MODA paid the total \$191.75 tab (including tip), for an average of \$63.92 per person.

2.5.4 On June 15, 2016, Respondent and three others ate at Tableau in Las Vegas. MODA paid the total \$142.05 tab (including tip), for an average of \$35.51 per person.

2.6 Providence sells health insurance and intended to bid on the Request for Proposals to offer health insurance to OEBC members released in 2016. Respondent received over \$50 in food and beverage costs in 2016 from Providence while he was Executive Director of OEBC as follows:

2.6.1 On April 27, 2016, Respondent and three others ate at the Multnomah Athletic Club. Providence paid the total \$423 tab, averaging \$105.75 per person.

2.6.2 On May 16, 2016, Respondent and five others ate at Table 508. Providence paid the total \$190.00 tab (before tip), averaging \$31.67 per person excluding tip.

2.7 Willis Towers Watson is a consulting firm that had a consulting contract with OEBC in 2016, which included penalties for non-performance. Respondent received over \$50 in food and beverage costs from Willis Towers Watson in 2016 while he was Executive Director of OEBC as follows:

2.7.1 On January 4, 2016, Respondent and four others ate at Da Vinci. Willis Towers Watson paid the total \$283.20 tab (including tip), averaging \$56.64 per person.

2.7.2 On June 29, 2016, Respondent and five others ate at Jefe. Willis Towers Watson paid the total \$120 tab (including tip), averaging \$20 per person.

- 2.7.3 On September 6, 2016, Respondent and one other person ate at Oswego Grill. Willis Towers Watson paid the total \$88.50 tab (including tip), averaging \$44.25 per person.
- 2.7.4 On September 7, 2016, Respondent and three ate others at Sassy Onion. Willis Towers Watson paid the total \$74 tab (including tip), averaging \$18.50 per person.
- 2.7.5 Larry Helmke, a representative of Willis Towers Watson, purchased a ticket for a wine tasting dinner for Respondent valued at approximately \$100-125. Respondent had agreed to attend, but did not attend the dinner.
- 2.8 In May of 2016, Respondent arranged for himself and a subordinate, Heidi Williams, to attend an evening meeting of school districts in Pendleton, Oregon. Respondent also arranged to stay in a hotel in Walla Walla, Washington, an area known for its wineries, rather than Pendleton, Oregon following the meeting. He also obtained a state vehicle to drive to the meeting. Before the meeting, Respondent and Williams travelled to Walla Walla, Washington where they went wine tasting. Afterwards they drove to the meeting in Pendleton. After the meeting, they drove back to Walla, Walla. They spent the following work day wine tasting and driving around Walla Walla, Washington before returning to Salem. According to Google Maps, the distance from Walla Walla to Pendleton is approximately 39.1 miles. The driving to and from Walla Walla and back and forth between Walla Walla and Pendleton for personal purposes totaled approximately 156 miles. In making these trips to Walla Walla to engage in wine tasting, Respondent used his position to obtain the financial gain of using state resources for personal use that would not have been available to him but for holding his official position. In addition, Respondent failed to inform his appointing authority in writing and ask her to dispose of the conflict of interest that would be presented by, when acting as a state official, travelling to and from Walla Walla, Washington in a state vehicle for the purpose of wine tasting, actions which would be to his private pecuniary benefit.

2.9 In April of 2016, Respondent and two of his subordinates, Heidi Williams and Glenn Baly, attended a meeting of eastern Oregon school districts in John Day, Oregon. Respondent obtained a State of Oregon vehicle to travel to the meeting. They left John Day during work hours, but rather than returning directly to Salem, Respondent insisted on detouring to Hood River, where they stopped at one or two wineries. Respondent engaged in wine tasting in Hood River before returning to Salem. The detour to Hood River to wine taste added at least 57 miles more miles to the trip than returning directly to Salem and was a use of Respondent's position to obtain a financial gain that would not have been available to him but for his official position.

2.10 In June of 2016, Respondent, and two subordinates, Heidi Williams and Linda Freeze, attended a conference in Las Vegas, Nevada that ended at noon on a Friday. Freeze returned to Oregon on Friday. Respondent arranged for himself and Williams to spend Friday night in Las Vegas without a business purpose to do so. In so doing, Respondent used his position to obtain financial gain that would not have been available to him but for holding his official position. In addition, Respondent failed to inform his appointing authority in writing and ask her to dispose of the conflict that, when acting as a state official, spending an extra night in Las Vegas with no business purpose would present as it would be to his private pecuniary benefit.

2.11 Respondent failed to account for 40 hours of vacation time that he took in March, 2016. In receiving forty hours pay without using vacation time Respondent used his position for financial gain that would not have been available to him but for holding his official position.

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CONCLUSIONS OF LAW

- 3.1 On the three occasions set out in paragraphs 2.8, 2.10, and 2.11, Respondent used his official position or office to obtain a financial gain or avoid a financial detriment for himself which would not otherwise have been available but for his holding of the official office or position, in violation of ORS 244.040(1). The occasion in paragraph 2.9 will be treated by the Commission as an equivalent action to the action in paragraph 2.8, rather than a separate violation for purposes of computing the civil penalty. OAR 199-001-0014(1).
- 3.2 On the two occasions set out in paragraphs 2.8 and 2.10, Respondent made decisions and took actions in his capacity as Executive Director of OEBC the effect of which was to his private pecuniary benefit without notifying in writing the person who appointed him of the nature of the conflict and requesting his appointing authority to dispose of the matters giving rise to the conflict, in violation of ORS 244.120(1)(c).
- 3.3 On the five occasions set out in paragraphs 2.3 through 2.7, Respondent received gifts in 2016 exceeding \$50 in aggregate value from the following five sources: Willis Towers Watson, The Standard, Providence, Kaiser Permanente and MODA, each of which had an administrative interest in Respondent's decision-making as Executive Director of OEBC, in violation of ORS 244.025. ORS 244.025, ORS 244.020(7), ORS 244.020(10), OAR 199-005-0003, OAR 199-005-0005(3)(b).

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, and the Commission being fully advised in the premises,

The Commission orders that James Raussen be assessed a civil penalty of \$20,000, for 10 violations, pursuant to ORS 244.350(1)(a), 244.370, 244.390, and OAR 199-001-0015 and Tables A and B.

NOTICE

TO: James Raussen

You are entitled to judicial review of the Final Order. Judicial review may be obtained by filing a petition for review with the Oregon Court of Appeals within 60 days from the date of service of this Order. Date of service is the date the Commission mailed this Order. Judicial review is pursuant to the provisions of ORS 183.482.

Date

Alison R. Kean, Chairperson
Oregon Government Ethics Commission

Date of Mailing: _____



Oregon

Kate Brown, Governor

18-2181

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

September 28, 2018

Sent via email and USPS

Brad Anderson
Washington County Counsel
Public Services Building
155 N. First Avenue, Ste 340, MS #24
Hillsboro, OR 97124

Dear Mr. Anderson:

This letter of advice is provided in response to your correspondence received September 4, 2018, regarding the application of Oregon Government Ethics law to the receipt by first responders of a discounted AT&T FirstNet mobile phone plan for their private usage. This analysis and advice is being offered under the authority provided in ORS 244.284 as guidance on how the current provisions of Oregon Government Ethics law may apply to the specific circumstances you have presented, as summarized below.

SUMMARY OF FACTS AS PRESENTED:

AT&T offers mobile phone plans to first responders via FirstNet. FirstNet was established by Congress in 2012 as an independent federal authority with a statutory duty to take all actions necessary to ensure the building, deployment and operation of the Nationwide Public Safety Broadband Network based on a single national network architecture. FirstNet selected AT&T as the vendor to develop this national wireless broadband network for law enforcement, firefighters and emergency medical services.

AT&T FirstNet plans offer first priority over other networks and are below costs offered on the open market. For instance, an unlimited talk, text, and data smartphone plan would be \$40 per month.

The FirstNet plans are available to "Primary Users", individual first responders from the agencies who are at an emergency scene first. This includes law enforcement, fire protection services, emergency medical services, emergency (911) call dispatching and government Public Safety Answering Points, emergency planning and management offices, and ambulance services.

FirstNet plans are also available to "Extended Primary Users", individuals from those agencies, organizations, non-profit or for-profit companies that provide public safety services in support of first responders. They provide mitigation, remediation, overhaul, clean-up, restoration, or other such services during or after an incident.

Question: Is it a violation of any ethics law in ORS Chapter 244 for a first responder at the Washington County Sheriff's Office to subscribe to an AT&T FirstNet mobile plan for the person's private mobile phone usage?



Answer: It depends on whether AT&T has an economic interest, distinct from that of the general public, in the official decisions or votes of the individual public official/first responder.

Analysis: All of the first responders employed by the Washington County Sheriff's Office are public officials, subject to compliance with ORS Chapter 244. [ORS 244.020(15)]

As used in ORS Chapter 244, a "gift" is something of economic value given to a public official (or their relative or household member): a) without valuable consideration of equivalent value, which is not extended to others who are not public officials on the same terms and conditions or b) for valuable consideration less than that required from others who are not public officials. [ORS 244.020(7)(a)]

ORS 244.025 prohibits a public official (or their relative or household member) from receiving any gift with an aggregate value in excess of \$50 from any single source that could reasonably be known to have an economic interest, distinct from that of the general public, in decisions or votes of the public official when acting in their official capacity. [ORS 244.020(10)]

In relevant part, ORS 244.040 prohibits a public official from using their official position to obtain a private financial benefit for themselves, their relative, or their household member, if the financial benefit would not otherwise be available but for the public official's holding of their official position. Explicitly excluded from this prohibition are certain gifts that a public official is allowed to accept, such as: 1) gifts that do not exceed the \$50 gift limit from a source that could reasonably be known to have an economic interest distinct from that of the general public in their official decisions or votes, and 2) gifts received by a public official from a source that could not reasonably be known to have an economic interest distinct from that of the general public in their official decisions or votes. [ORS 244.040(2)(e), (f)]

According to the material you provided, it appears that AT&T FirstNet personal mobile phone plans are specifically designed for first responders, the majority of whom would be public officials, such as those working for the Sheriff's Office. AT&T also offers FirstNet plans to others from non-profit and for-profit businesses who provide services such as mitigation, remediation, overhaul, clean-up, and restoration during or after emergencies, in support of first responders. However, it appears from the material provided, that these "Extended Primary User" plans are not offered on the same terms and conditions as those offered to first responders, as they seem to be treated by AT&T as distinct "user" groups. No information was provided for comparison purposes that would show the cost of mobile phone plans and discounts offered by AT&T to others who are not first responders or public officials.

Therefore, the AT&T personal discounted subscriptions offered to the first responders at the Sheriff's Office will be analyzed as "gifts" as defined in ORS 244.020(7)(a), because without information to the contrary, we assume these discounts are not offered to those who are not first responders/public officials on the same terms and conditions.

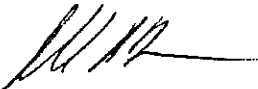
Brad Anderson
September 28, 2018
Page 3

Before accepting such a gift, each first responder in the Sheriff's Office must assess whether the source of the gift, AT&T, has an economic interest, distinct from that of the general public, in their official decisions or votes. For example, it appears that AT&T would have such an interest in the Sheriff's purchasing agent, IT manager, command staff, or others who select, authorize, or administer telecommunications contracts for their agency. A first responder who makes official decisions for the Sheriff's Office that could financially affect AT&T, would thus be limited to acceptance of no more than a \$50 gift from AT&T (in the form of a discounted personal mobile phone plan) during a calendar year. [ORS 244.040(2)(e) and ORS 244.025]

On the other hand, it does not appear that AT&T would have an economic interest, distinct from that of the general public, in the official decisions of a first responder who does not make purchases or administer contracts for the Sheriff's Office. Such a first responder could accept an unlimited "gift" of a personal discounted subscription plan from AT&T, because such gifts are explicitly excluded from ORS 244.040, and are not a prohibited use of their official position. [ORS 244.040(2)(f)]

If you have any additional questions regarding the application of Oregon Government Ethics law, please feel free to contact me directly.

Sincerely,



Ronald A. Bersin
Executive Director

RAB/dg

*****DISCLAIMER*****

This staff advice is provided under the authority given in ORS 244.284(1). This opinion offers guidance on how Oregon Government Ethics law may apply to the specific facts described in your request. This opinion is based on my understanding and analysis of the specific circumstances you described and should not be applied to circumstances that differ from those discussed in this request.

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OFFICE OF COUNTY COUNSEL
WASHINGTON COUNTY, OREGON

ALAN A. RAPPLEYEA
County Counsel

PATRICIA BUCK
Management Analyst

ELMER M. DICKENS
PAUL L. HATHAWAY, III
CHRIS GILMORE
BRAD ANDERSON
JACQUILYN SAITO-MOORE
CORTNEY DUKE-DRIESSEN
KIMBERLY STUART
JASON BUSH
Assistant County Counsels

PUBLIC SERVICES BUILDING
155 N FIRST AVENUE, SUITE 340, MS #24
HILLSBORO, OREGON 97124
Phone: (503) 846-8747
Fax: (503) 846-8636

ANH NGUYEN
DOUGLAS DAVIS
Paralegals

ALICKS KUNDART
JAN JENSEN
Administrative Specialists

August 31, 2018

RECEIVED
SEP 04 2018
OREGON GOVERNMENT
ETHICS COMMISSION

Diane Gould
Oregon Ethics Commission
3218 Pringle Rd. SE, Suite 220
Salem, OR 97302-1544

Re: Request for Staff Opinion-AT&T FirstNet Mobile Phone Plans

Dear Ms. Gould:

I am requesting a staff opinion regarding AT&T FirstNet mobile phone plans that it offers to first responders. Specifically, is it a violation of any ethics law in ORS Chapter 244 for a first responder at the Washington County Sheriff's Office to subscribe to an AT&T FirstNet mobile plan for the person's private mobile phone usage? The Washington County Sheriff's Office currently provides agency paid mobile phones to its deputies.

AT&T offers mobile phone plans to first responders via FirstNet. FirstNet was established by Congress in 2012 as an independent federal authority with a statutory duty and responsibility to take all actions necessary to ensure the building, deployment and operation of the Nationwide Public Safety Broadband Network based on a single national network architecture. FirstNet is housed in the Department of Commerce, National Telecommunications and Information Administration (NTIA). *See Generally*, Exhibit 1. FirstNet was tasked to develop the national public safety network for law enforcement, firefighters and EMS that is a nationwide wireless broadband network dedicated to public safety. AT&T was the vendor selected to build the network. The network includes mobile phone services.

It appears that the AT&T FirstNet plans are below costs offered on the open market. *See*, Exhibit 2. The plans also offer first priority over other networks. *See*, Attachment (Question 7). The plan is available to all first responders including law enforcement officers that work for public agencies in Oregon. *See*, Exhibit 3. The plans are open to public and private fire and EMT first responders including volunteers. *See*, Exhibit 3.

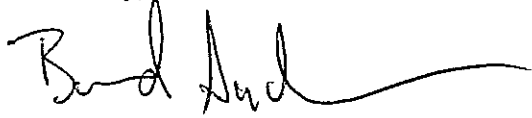
I am aware of previous opinions regarding mobile phone plans. The issue, as I see it, is whether the plan is offered to enough people outside the public sector so as to not violate ORS 244.040 (use of official position for private gain). The Washington County Sheriff's Office is concerned that if its eligible first responders subscribe to an AT&T FirstNet mobile plan for private mobile usage, they may be unwittingly violating Oregon's ethics laws in ORS Chapter 244. We need



clarity on this issue. Additionally, would the answer be different if the Washington County Sheriff's Office did not provide agency paid mobile phones to its deputies?

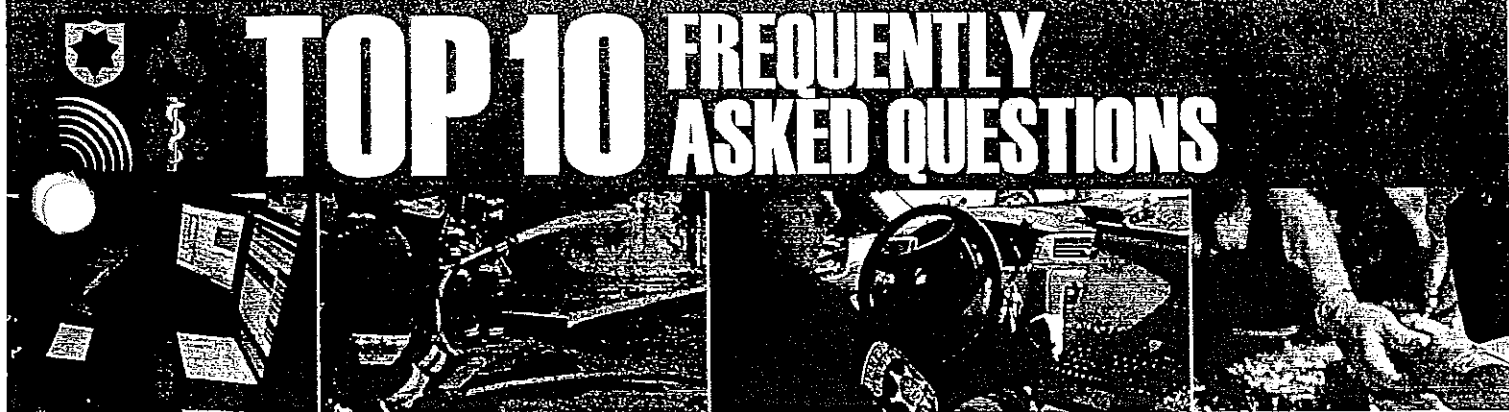
Thank you for your consideration of this matter. I look forward to your response. Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Brad Anderson", with a long horizontal flourish extending to the right.

Brad Anderson
Sr. Assistant County Counsel
brad_anderson@co.washington.or.us

17-6517



TOP 10 FREQUENTLY ASKED QUESTIONS

1. What is the First Responder Network Authority?

The First Responder Network Authority is the independent authority established by Congress to deliver a nationwide broadband network dedicated to public safety. The Network is strengthening public safety users' communications capabilities, enabling them to respond more quickly and effectively to accidents, disasters, and emergencies.

The First Responder Network Authority is led by a Board of leaders and executives from the public safety community; federal, state, and local governments; and the technology, finance, and wireless sectors. It has a staff of about 200 employees with expertise in public safety, telecommunications, customer service, technology, procurement, and other areas needed to develop the Network. It is headquartered in Reston, VA, and has a technology center and lab in Boulder, CO.

2. What led to the creation of the First Responder Network Authority?

The 9/11 terrorist attacks brought to the forefront the many communications challenges that first responders face during emergencies and disasters. These issues were captured in the *9/11 Commission Report*, which identified gaps in emergency communications and recommended a nationwide network for law enforcement, fire, and emergency medical personnel communications.

The public safety community united to fulfill the 9/11 Commission's recommendation. Public safety organizations and associations advocated before Congress for a dedicated, reliable wireless network for first responders. Their advocacy efforts led to the passage of legislation in 2012 to create the agency to deploy the Network in all U.S. states and territories, including rural communities and tribal nations.

3. How has public safety been involved in the vision for the FirstNet network?

Public safety officials have worked closely with the First Responder Network Authority since its inception in 2012 to ensure the Network meets first responders' needs – today and in the future. The agency's outreach and consultation efforts have connected the organization to more than 1.8 million first responders and state public safety and technology executives across the country.

Specifically, the First Responder Network Authority has consulted extensively with state single points of contact (SPOCs) in each of the 50 U.S. states, 5 territories, and the District of Columbia, as well as local/municipal, tribal and federal public safety leaders. It also coordinates with public safety through the Public Safety Advisory Committee (PSAC), which provides guidance and subject matter expertise from a first responder perspective. Public safety leaders at the national, state and local levels continue to advocate for and support deployment of the Network.

4. How was AT&T selected to build, operate, and maintain the FirstNet network?

The First Responder Network Authority and the Department of Interior made the 25-year award based on the determination of the overall best value solution for FirstNet and public safety. The buildup to the award included a fair, competitive procurement process that began in January 2016 with release of the Network RFP.

The procurement process followed the Federal Acquisition Regulation (FAR) and encouraged offerors to provide innovative solutions that could meet or exceed the needs of public safety.

The procurement was open to all entities, whether traditional wireless companies or new entrants, provided their proposal could meet the RFP's statement of objectives. AT&T was selected on a best-value award that considered financial sustainability and was based on more than just a technically acceptable solution at the lowest cost. The evaluation of proposals assessed the offerors' ability to submit a cost-effective and innovative model, and to meet or exceed the 16 objectives and evaluation factors outlined in the FirstNet RFP.

5. Why is the Network being built and operated through a public-private partnership?

The First Responder Network Authority and AT&T are modernizing and improving public safety communications by leveraging private sector resources, infrastructure, and cost-saving synergies to deploy and operate the Network. This public-private model also helps keep costs down for American taxpayers. To do this, Congress used the sale of communications airwaves (or spectrum) to fund FirstNet's initial operations and help start network deployment; the \$7 billion FirstNet received in initial funding came from FCC spectrum auction revenue, not taxpayer funds.

If the federal government were to build, maintain and operate this Network, the estimated cost would be tens of billions of dollars over 25 years. The Government Accountability Office has estimated it could cost up to \$47 billion over 10 years to construct and operate the Network.

With this partnership approach, the First Responder Network Authority and AT&T do not need any additional federal funding to build and operate the Network – it is a fully funded, self-sustaining Network. In return, America's first responders get services far above and beyond what they have today over a first-class broadband network dedicated to their communications needs.

EXHIBIT 1
Page 1 of 2

6. What are the key terms this public-private partnership?

Congress intended for the Network to be built and operated as a public-private partnership that brings together the best of the private sector, including commercial best practices, infrastructure, and resources – with the First Responder Network Authority’s public safety expertise. This approach will lead to a fully-funded, self-sustaining Network that will serve public safety for years to come. This business model is built upon the efficient use of resources, infrastructure, cost-saving synergies, and incentives, including:

- 20 MHz of federally owned spectrum and \$6.5 billion in initial funding to the partnership; in return AT&T will deploy and operate a nation-wide high-speed broadband network for public safety over 25 years.
- AT&T will invest about \$40 billion over the life of the contract to build, operate, deploy, and maintain the Network, and together with the First Responder Network Authority will help ensure the Network evolves with the needs of public safety.
- AT&T can use FirstNet’s spectrum when it is not being used by public safety for other, commercial purposes. The company will prioritize first responders over any other commercial users.
- First Responder Network Authority will oversee the contract to ensure it delivers innovation, technology and customer care to public safety through various mechanisms, including subscriber adoption targets, milestone buildouts, disincentive fees and other mechanisms outlined in the contract.

7. What will the FirstNet Network provide first responders that they don’t have today?

Today, in emergencies and at large events, heavy public use can lead to wireless communications networks becoming overloaded and inaccessible. In those instances, public safety users are treated the same as any other commercial or enterprise user, and communications can be limited due to congestion and capacity issues.

With the FirstNet Network, public safety will get a dedicated “fast lane” that provides highly secure communications every day and for every emergency. It will deliver specialized features to public safety that are not available on wireless networks today – such as priority access; preemption; more network capacity; and a resilient, hardened connection. The Network will deliver more than just a public-safety-dedicated wireless connection – it is also creating devices and apps ecosystems that will connect first responders to innovative, life-saving technologies.

8. How will the Network benefit first responders and help them do their jobs better?

FirstNet will improve communications, response times and outcomes for first responders from coast-to-coast, in rural and urban areas, inland and on borders – leading to safer, and more secure communities. The Network will provide first responders with innovation and robust capacity so they can take advantage of advanced technologies, tools and services during emergencies, such as:

- Applications that allow first responders to reliably share videos, text messages, photos and other information during incidents in near real-time;
- Advanced capabilities, like camera-equipped connected drones and robots, to deliver images of wildfires, floods or other events;
- Improved location services to help with mapping capabilities during rescue and recovery operations; and
- Wearables that could relay biometric data of a patient to the hospital or alert when a fire fighter is in distress.

Network technology will also be tested and validated through the [FirstNet Innovation and Test Lab](#), located in Boulder, CO, so first responders will have the proven tools they need in disasters and emergencies.

9. What’s happening with FirstNet now?

All 50 states, five U.S. territories and Washington, D.C., have “opted in,” to FirstNet, meaning each has accepted its individual State Plan detailing how the network will be deployed in their state/territory.

The First Responder Network Authority’s public-private partnership with AT&T provides first responders with immediate access to mission-critical capabilities over the FirstNet network. This includes priority and preemption features that give first responders their own “fast lane” on the public safety network to communicate and share information during emergencies, large events, or other situations when commercial networks could become congested. FirstNet is the only broadband network to provide ruthless preemption for public safety.

Key FirstNet activities include:

Expanding the Network and Building Out Band 14: The First Responder Network Authority has issued work orders to deploy the RANs. This gave AT&T the green light to expand FirstNet’s footprint and deploy Band 14 capacity and coverage throughout the nation, providing first responders with the bandwidth and mission critical connections they need to communicate, share information, and use innovative technologies every day and in every emergency.

Driving public safety innovation: FirstNet is also unlocking a new technology marketplace for public safety, enabling first responders to benefit from advancements in innovation. The FirstNet App Catalog store will be filling up with FirstNet-approved mobile apps that are optimized for public safety use over the Network.

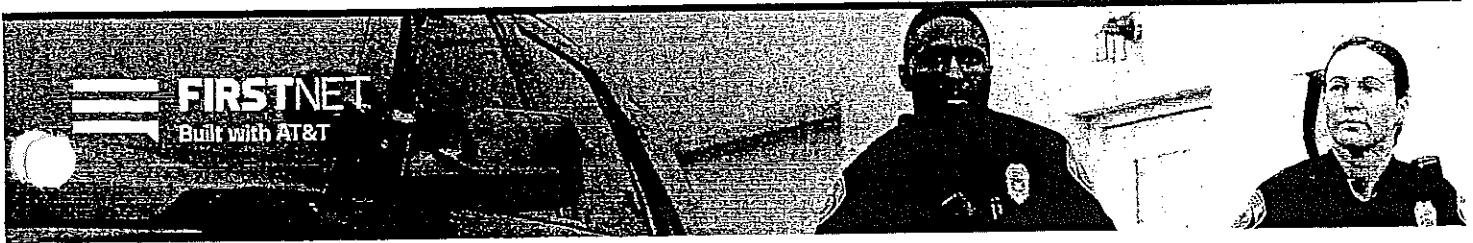
Securing emergency communications: FirstNet’s first-of-its-kind core infrastructure will give first responders the dedicated, highly secure, non-commercial network they deserve. The FirstNet Core, delivered in March 2018, provides full encryption of public safety data over FirstNet and end-to-end cyber security. FirstNet subscribers also have access to a dedicated Security Operations Center, offering 24/7/365 support.

Engaging with public safety: The First Responder Network Authority will continue to engage with public safety in the states, territories, federal agencies, and tribal nations to ensure the network meets their needs and incorporate their feedback in the design of future FirstNet products and services.

10. How can I learn more?

Stay up-to-date on the First Responder Network Authority activities and the building and deployment of FirstNet at www.firstnet.gov. Follow us on [Twitter](#), [Facebook](#) and [YouTube](#).

EXHIBIT 1
Page 2 of 2



Exclusively for state and local government for public safety entities and their agency paid users

Agency Paid Mobile Unlimited Plans

INCLUDES 2-YEAR PRICING ON DEVICES

Unlimited Enhanced for Smartphones	Unlimited talk, Text, Data Mobile Hotspot & Tethering	\$60/month
Unlimited Standard for Smartphones	Unlimited talk, Text, Data	\$50/month
Unlimited for Data-only devices ¹	Unlimited talk, Text, Data Mobile Hotspot & Tethering	\$40/month

1. Eligible data-only devices: Tablets, Connected Devices, laptops, LaptopConnect/aircards, netbooks, mobile hotspot devices, and select other data-only devices. Connected Devices: Cameras and select other data-only connected devices. Unlimited plans do not pool with other FirstNet Mobile Pooled plans.

First Priority™ - Public Safety

PUBLIC SAFETY ROLE	2GB	5GB
Cost for individuals in First Responder roles (Primary Users)	\$0	\$0
Cost for individuals in roles that support First Responders (Extended Primary)	\$7.50/mo (after \$7.50 credit)	\$7.50/mo (after \$7.50 credit)

For example:

A Police Department has 20 individuals that will have FirstNet wireless service. Based on their data usage, they prefer unlimited data plans with mobile hotspot for tethering. All 20 of the individuals are police officers (Primary Users) so there is no additional monthly charge for First Priority™ (Priority service). They are bringing their own smartphones (BYOD), so they will not need to purchase new devices.

QUANTITY	FIRSTNET OFFER	RATE*	AGENCY TOTAL*
20	Unlimited Enhanced for Smartphones with talk, text, data, mobile hotspot & tethering	\$60.00	\$1,200.00
20	First Priority™ for Primary Users	\$0.00	\$0.00
		Total Monthly Charge	\$1,200.00
		Average Per User Cost	\$60.00

* Pricing Does not include applicable taxes, fees, and surcharges.

IMPORTANT TERMS: FIRSTNET EVOLVED PACKET CORE



- FirstNet Domestic Coverage
- International Coverage
- No Service Area

Map depicts an approximation of outdoor coverage. Actual coverage may differ. Coverage subject to change at any time without notice. Coverage and service not available everywhere. For most current coverage info, check www.firstnet.com/ coverage.

FIRSTNET MOBILE - POOLED PLANS AND FIRSTNET MOBILE - UNLIMITED PLANS (FirstNet Evolved Packet Core): Require a FirstNet Capable device provisioned with a FirstNet Trio SIM card. Eligibility: All FirstNet Mobile Plans are available only to Public Safety Entities for use by their Agency Paid Users. Certain plans are only available to Primary Users; other plans are exclusively for Extended Primary Users. The FirstNet Mobile—Pooled and FirstNet Mobile—Unlimited Plans set forth above are exclusively for Primary User Public Safety Entities. For definitions of Public Safety Entities, Primary Users, Extended Primary Users and Agency Paid Users, see AT&T FirstNet Solution Service Guide ("Service Guide") or Public Safety Entity Customer's Business Agreement. **FirstNet Evolved Packet Core Limitations:** The FirstNet Evolved Packet Core is designed primarily for domestic use by Public Safety Entities, with planned additional capabilities for Wi-Fi-calling, wearables, Public Static IP Addressing, Advanced Messaging, and international voice and data roaming capabilities outside of Mexico and Canada. These features will be supported in the future. See www.firstnet.com/features for details. **International Roaming Blocking Feature:** All FirstNet Mobile plans are provisioned with the International Roaming Blocking Feature. Customer must remove the feature to roam in international locations other than Canada and Mexico. There is no charge to remove this feature, but international roaming outside of Canada and Mexico is subject to additional charges. When available, international roaming will require purchase of an international plan (sold separately). International roaming locations are regularly expanded. See www.firstnet.com/firstnetinternational for details.

BUSINESS AGREEMENT: Public Safety Entities must have a qualified AT&T wireless service agreement ("Business Agreement"). Plans are subject to the terms of the Business Agreement and, when incorporated into the Business Agreement, the Service Guide. Pricing: Prices are for service only. Devices: Sold separately. Devices must be FirstNet Capable. See www.firstnet.com/devices for current list of FirstNet Capable devices. Installation plan charges and other device purchase costs are extra. A limit on the number of financed devices per wireless account may apply. **FirstNet Mobile—Pooled Plan Discounts:** The monthly service charges of FirstNet Mobile—Pooled Plans for use with an unsubsidized device are discounted by \$20 per month as compared to the standard monthly service charges of plans for smartphones use with a subsidized device; FirstNet Mobile—Pooled Plans for feature phones and data devices are similarly discounted by \$12 per month and \$10 per month, respectively. The FirstNet Mobile—Pooled Plan discount will appear on Customer's bill. **Loss of Monthly Service Charge Discount:** If Customer upgrades to a subsidized smartphone, feature phone or data device, Customer will lose the applicable plan discount for that Agency Paid User.

DATA: For use in the United States, Puerto Rico and U.S. Virgin Islands (the "Domestic Coverage Area" or "DCA"), other U.S. Territories, Canada and Mexico. Additional or promotional data may not be available for use outside the DCA. See att.com/broadbandinfo for details on AT&T network management policies. **Canada and Mexico Service Restrictions:** Plan usage not available in Canada and Mexico on Connected Devices. Pay-per-use roaming rates will apply on these devices.

FirstNet Mobile - Unlimited Plans: Unlimited plans do not pool. Customer's usage of First Priority™ on any FirstNet Mobile—Unlimited Plan may not exceed 22GB a month for three consecutive months; AT&T reserves the right to require Customer to move to a FirstNet Mobile—Pooled Plan if usage exceeds this limitation. AT&T may proactively reassign Customer to a FirstNet Mobile—Pooled Plan upon notice to Customer, unless prohibited under the Business Agreement or regulation. **Exclusions:** FirstNet Mobile—Unlimited Plans may not be used with any device or equipment that is intended to, or is used to, establish a continuous, unattended connection to the 4G LTE networks used to provide FirstNet services. Including, but not limited to, automatic data feeds, mobile video transmissions, and automated machine-to-machine connections.

FirstNet Mobile - Pooled Plans: Within a single Billing Account Number (BAN), Agencies activated on separate FirstNet Mobile—Pooled Plans are combined to create a "Data Pool." Every billing cycle, each Agency Paid User first uses his or her plan's included data allotment ("Data Allowance"), if any. If an Agency Paid User does not use all of the plan's Data Allowance, it creates an underage in the amount of the unused Data Allowance (Under Usage). If an Agency Paid User uses more than the plan's Data Allowance (e.g., any Agency Paid User with a 0GB plan), the Agency Paid User incurs Data Overage charges in the amount of the excess data usage (Over Usage). At the end of the billing cycle, AT&T calculates the total Under Usage amounts for Agency Paid User lines in the Data Pool and the total Over Usage amounts for Agency Paid User lines in the Data Pool and then compares the two totals. If the total Under Usage amount exceeds the total Over Usage amount, the excess Under Usage is allocated among each Agency Paid User in the Data Pool with Over Usage, resulting in per line credits on Customer's invoice equal to each such Agency Paid User line's Data Overage charges. Any remaining excess Under Usage will be forfeited. If the total Under Usage is more than zero and if the total Over Usage amount exceeds the total Under Usage amount then the Under Usage is divided by the Over Usage to create an allocation factor that is applied equally to each Agency Paid User's Data Overage charges to determine each such Agency Paid User's share of the total Under Usage amount, resulting in per line credits on Customer's invoice to partially offset each such Agency Paid User's Data Overage charges. For example, if a Data Pool has 100 KB of Under Usage and 1000 KB of Over Usage (which means an allocation factor of 10%), then Customer's invoice will show, with respect to each Agency Paid User line with Over Usage, both (a) the Agency Paid User's Data Overage charges for the Over Usage at the specified Data Overage rate, and (b) a bill credit equal to 10% of the Agency Paid User's Data Overage charges. Changing or migrating Agency Paid User lines to FirstNet Mobile—Pooled Plans during a bill cycle may result in one-time prorations or other minor impacts to the credit calculation. If Customer's organization's Foundation Account Number has multiple BANs, Customer may have more than one BAN specific Data Pool; however, Agency Paid User Lines in one Data Pool cannot take advantage of another Data Pool's Under Usage, and each Agency Paid User line can only be part of one Data Pool at a time. AT&T reserves the right to limit the number of Agency Paid User Lines in a Data Pool due to business needs and system limitations. **Data Overage:** If Customer exceeds the total amount of data in the Data Pool during a billing period, a pay-per-use rate of \$0.000009536 per kilobyte ("KB") will apply. 1,024 KB = 1 megabyte ("MB"); 1,048,576 KB = 1 gigabyte ("GB").

UNLIMITED TALK: For phones only. Includes unlimited calls within the DCA and other U.S. Territories (some plans also include calls within Canada and Mexico). **Unlimited Talk to Canada and Mexico:** For phones only. Includes unlimited International Long Distance calling from the Domestic Coverage Area to Canada and Mexico only. Customer may be charged for calls to special or premium service numbers. **Calls to Other Countries:** Plans for phones also include ILO calling from the DCA, other U.S. Territories, Canada and Mexico to countries other than Canada & Mexico. Per minute pay-per-use rates apply unless an ILD service package is added to the line placing such calls. Rates subject to change without notice. For rates, see att.com/worldconnect.

UNLIMITED TEXT: **Standard Messaging** – For phones only. Includes unlimited number of messages up to 1MB in size within and from the DCA and other U.S. Territories (plans for smartphones and feature phones also include messaging within and from Canada and Mexico) to more than 190 countries for text messages and 120 countries for picture and video messages. AT&T may add, change, and remove included countries at its discretion without notice. Messages sent through applications may incur data or other charges. Visit att.com/text2world for details.

FIRST PRIORITY™: Feature provides prioritization of data, priority access to available network resources, and preemption capability. **Requirements:** Agency Paid User Lines must have a qualified FirstNet Mobile data plan and a 4G LTE-compatible, FirstNet Capable device provisioned with an Approved Business Application. **Pricing:** No additional charge for Primary User Public Safety Entity Agency Paid User lines. **Data Prioritization Usage Limitation:** For FirstNet Mobile—Unlimited Plans, as set forth above. **Approved Business Applications:** Approved Business Applications are limited to applications directly related to the primary missions of Public Safety Entities and exclude such applications as mobile video transmission applications and applications that transmit data to and from the Internet. AT&T reserves the right to review applications used with feature. **Limitations:** Feature is available only in the DCA (excluding other U.S. Territories) and only for Customer's Approved Business Application data traffic originated on and traversing over the AT&T domestic 4G LTE network.

and the 4G LTE networks of AT&T's domestic rural providers connected to the FirstNet Evolved Packet Core. Feature may not be used for Internet traffic other than Customer's Approved Business Application data traffic. **Data Prioritization:** Feature does not prioritize Customer's Approved Business Application data traffic ahead of all other data traffic; other traffic may have the same or higher prioritization. **Priority Access:** Feature provides priority access to the available network resources of the AT&T domestic 4G LTE network and the 4G LTE networks of AT&T's domestic rural providers connected to the FirstNet Evolved Packet Core. **Preemption Capability:** In conjunction with priority access, grants Customer and its Agency Paid Users the ability to remove or reassign active sessions from other lower priority users' use of the AT&T domestic 4G LTE network and the 4G LTE networks of AT&T's domestic rural providers connected to the FirstNet Evolved Packet Core when network resources are scarce or occupied. Preemption capability is provisioned as a standard feature on Agency Paid Users' network profile. Available network resources may vary by circumstances and network demands. **First Priority™ Incident Management:** Provides Primary User Public Safety Entities' designated and authorized communications managers the ability to modify the relative priority and preemption capabilities of the Authorized Users of both Primary User and Extended Primary User Public Safety Entities provisioned with First Priority™ for a period of up to 24 hours through the use of the First Priority™ Incident Management portal. **Termination or Suspension:** AT&T reserves the right to terminate, suspend or restrict the feature if use is inconsistent with applicable terms and conditions; the Business Agreement; or Service Guide (if applicable).

GENERAL WIRELESS SERVICE TERMS: Subject to applicable Business Agreement. Service is not for resale. Other restrictions apply and may result in service termination. If Customer purchased a subsidized device that requires a term commitment, an Early Termination/Cancellation Fee applies if Customer cancels Agency Paid User service after the first 30 days and before the Agency Paid User Line service term ends. See att.com/equipmentETF for details on what fee may apply to device and how the fee is prorated over time. Activation/upgrade fee per line (up to \$45) and deposit may apply. Credit approval may be required. AT&T reserves the right to suspend or terminate service to Customer's account, place any non-complying device on an appropriate plan, and/or add any other required element of a plan. **Other Monthly Charges:** Apply per line and may include taxes, federal/state universal service charges, a Regulatory Cost Recovery Charge (up to \$1.25), a gross receipts surcharge, an Administrative Fee, and other governmental assessments (including without limitation a Property Tax Allotment surcharge of \$0.20 – \$0.45 applied per Agency Paid User's assigned number), which are not government-required charges. **Pricing, fees, promotions, options, restrictions and terms subject to change and may be modified, discontinued or terminated at any time without notice.** **Invoicing Limitation:** FirstNet plans are not eligible for combined (wireless/wireline) billing. **Coverage:** Coverage map shows high level approximation of areas included in and out of plan. For the most current coverage info, check www.firstnet.com/coverage. Coverage may include areas served by unaffiliated carriers and not on AT&T's owned and operated network (off-net). Arrangements with these carriers may change from time to time, and coverage is subject to change without notice.

IMPORTANT INFORMATION: AT&T COMMERCIAL CORE



- FirstNet Domestic Coverage
- International Coverage
- No Service Area

Map depicts an approximation of outdoor coverage. Actual coverage may differ. Coverage subject to change at any time without notice. Coverage and service not available everywhere. For most current coverage info, check wireless.att.com/coverageviewer

FIRSTNET MOBILE - POOLED PLANS AND FIRSTNET MOBILE - UNLIMITED PLANS (AT&T commercial core): Require a device provisioned with an AT&T SIM card. **Eligibility:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **FirstNet Evolved Packet Core Limitations:** Not applicable. **International Roaming Blocking Feature:** All FirstNet Mobile plans are provisioned with the International Roaming Blocking Feature. Customer must remove the feature to roam in international locations other than Canada and Mexico. There is no charge to remove this feature, but international roaming outside of Canada and Mexico is subject to additional charges. International roaming requires purchase of an international plan (sold separately). See www.firstnet.com/firstnetinternational for details.

BUSINESS AGREEMENT: Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Pricing:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Devices:** Sold separately. Plans require a device provisioned with an AT&T SIM card. **Installment plan charges and other device purchase costs are extra.** A limit on the number of financed devices per wireless account may apply. **FirstNet Mobile—Pooled Plan Discounts:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Loss of Monthly Service Charge Discount:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core).

DATA: Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Canada and Mexico Service Restrictions:** Plan usage not available in Canada and Mexico on Connected Devices. Pay-per-use roaming rates will apply on these devices.

FirstNet Mobile - Unlimited Plans: Unlimited plans do not pool. Customer's usage of First Priority™—Public Safety on any FirstNet Mobile—Unlimited Plan may not exceed 22GB a month for three consecutive months; AT&T reserves the right to require Customer to move to a FirstNet Mobile—Pooled Plan if usage exceeds this limitation. AT&T may proactively reassign Customer to a FirstNet Mobile—Pooled Plan upon notice to Customer, unless prohibited under the Business Agreement or regulation. **Exclusions:** FirstNet Mobile- Unlimited Plans may not be used with any device or equipment that is intended to, or is used to, establish a continuous, unattended connection to the AT&T network, including, but not limited to, automatic data feeds, mobile video transmissions, and automated machine-to-machine connections.

FirstNet Mobile – Pooled Plans: Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core).

UNLIMITED TALK: Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Unlimited Talk to Canada and Mexico:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Calls to Other Countries:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core).

UNLIMITED TEXT: Standard Messaging – Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Advanced Messaging –** For customers with Advanced Messaging capable devices only. Both sender and recipient(s) must be AT&T postpaid wireless customers with HD Voice accounts, and both must have their advanced messaging capable devices turned on and be within AT&T's owned and operated network within the DCA (third party coverage and use in Canada and Mexico are excluded). Includes unlimited number of messages up to 10MB in size. Additional restrictions apply and can be found at att.com/advancedmessaging. Pay-per-use roaming rates will apply on these devices.

First Priority™: Not available on the AT&T commercial core.

First Priority™—PUBLIC SAFETY: Feature provides prioritization of data, priority access to available network resources, and preemption capability. **Requirements:** Agency Paid User Lines must have a qualified FirstNet Mobile data plan and a 4G LTE-compatible device provisioned with an Approved Business Application. **Pricing:** \$0 (\$15 billed surcharge per Agency Paid User is credited back each month for a net price of \$0). **Surcharge not prorated.** **Data Prioritization Usage Limitation:** For FirstNet Mobile—Unlimited Plans, as set forth above. **Approved Business**



Applications: Approved Business Applications are limited to applications directly related to the primary missions of Public Safety Entities and exclude such applications as mobile video transmission applications and applications that transmit data to and from the Internet. AT&T reserves the right to review applications used with feature. **Limitations:** Feature is available only in the DCA (excluding other U.S. Territories) and only for Customer's Approved Business Application data traffic originated on and traversing over the AT&T domestic 4G LTE network. Feature may not be used for Internet traffic other than Customer's Approved Business Application data traffic. **Data Prioritization:** Feature does not prioritize Customer's Approved Business Application data traffic ahead of all other data traffic; other traffic may have the same or higher prioritization. **Priority Access:** Feature provides priority access to available AT&T 4G LTE network resources. **Preemption Capability:** In conjunction with priority access, grants Customer and its Agency Paid Users the ability to remove or reassign active sessions from other lower priority users' use of the AT&T-owned domestic 4G LTE network when network resources are scarce or occupied. Preemption capability is provisioned as a standard feature on Agency Paid Users' network profile. Available network resources may vary by circumstances and network demands. **Termination or Suspension:** AT&T reserves the right to terminate, suspend or restrict the feature if use is inconsistent with applicable terms and conditions; the Business Agreement; or Service Guide (if applicable).

GENERAL WIRELESS SERVICE TERMS: Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Other Monthly Charges:** Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core) invoicing. Same as the terms and conditions for the FirstNet-Mobile Plans (FirstNet Evolved Packet Core). **Coverage:** Coverage differs from the coverage available with the FirstNet Evolved Packet Core. Coverage map shows high level approximation of areas included in and out of plan. For the most current coverage info, check wireless.att.com/coverageviewer. Coverage may include areas served by unaffiliated carriers and not on AT&T's owned and operated network (off-net). Arrangements with these carriers may change from time to time, and coverage is subject to change without notice.

Newsletter

June 2018

Verified first responders can now sign up for FirstNet service at 5,300+ locations nationwide

First responders who want to sign themselves up for FirstNet service can now do so at more than 5,300 AT&T retail stores across the country. This makes the groundbreaking technology locally available to first responders. Verified first responders also have the option to sign up online.

FirstNet is the country's first nationwide public safety communications platform dedicated to first responders. Being built with AT&T, in public-private partnership with the First Responder Network Authority,

FirstNet is bringing public safety a much-needed technology upgrade to help them connect to the critical information they need. Every day. And in every emergency.

"FirstNet is public safety's network. It's giving them access to tools they've never had before – tools that can transform their emergency response," said Chris Sambar, senior vice president, AT&T – FirstNet. "And now, no matter where



To explore FirstNet service plans or devices, go to FirstNet.com. Go to att.com/firstrespondernews to learn more about FirstNet.

they live or work, first responders can easily subscribe to their network. This means public safety nationwide will no longer be limited by outdated or unreliable communications capabilities."

Some EMS, fire and law enforcement agencies don't provide their personnel with wireless service plans or devices. So, the launch of FirstNet mobile plans for Subscriber Paid Users lets verified first responders sign up for service under a

personal account. This helps ensure first responders everywhere can access the power of FirstNet. Both career and volunteer first responders can qualify.

"According to the latest findings from the National Fire Protection Association, 70% of firefighters in the U.S. are volunteer," said Fire Chief Ron Oettel, Lititz, Penn. "That's more than 800,000 of us who are often the first to respond to emergencies – fires, medical crises and disasters, among others – in small and rural

communities across the country. Having the best tools possible is critical. And FirstNet just made it easier for us to have the best."

Regardless of whether they sign up as Subscriber Paid Users or become Agency Paid Users, all first responder users will have access to the same critical capabilities of FirstNet. Users can receive a FirstNet SIM card connecting them to the physically separate, dedicated FirstNet core.

"FirstNet is for every responder. Whether you are a career or volunteer member of the public safety community, FirstNet is your network," said FirstNet Authority CEO Mike Poth. "The launch of the Subscriber Paid offer shows that FirstNet is doing exactly what it's designed to do – support our first responders when and where they need it."

To explore FirstNet service plans or devices, go to FirstNet.com.

From: Brad Anderson
To: GOULD Diane * OGEC
Subject: FW: Few clarifying questions re AT&T
Date: Tuesday, September 25, 2018 12:51:26 PM

Diane,

Here is the response to our question from our phone expert in the Sheriff's Office. Please let me know if you need further clarification.

Brad

Brad Anderson
Sr. Assistant County Counsel
Washington County
(503) 846-8747

From: Kevin Kane
Sent: Tuesday, September 25, 2018 11:45 AM
To: Brad Anderson
Cc: Jeff Mori
Subject: RE: Few clarifying questions re AT&T

See below in red.

From: Brad Anderson
Sent: Tuesday, September 25, 2018 11:13 AM
To: Kevin Kane
Cc: Jeff Mori
Subject: FW: Few clarifying questions re AT&T

Kevin, can you assist in answering these questions? Thanks, Brad

From: GOULD Diane * OGEC [mailto:Diane.GOULD@oregon.gov]
Sent: Tuesday, September 25, 2018 10:28 AM
To: Brad Anderson
Subject: Few clarifying questions re AT&T

Dear Brad,

I have a few questions about the AT&T plans being offered to first responders.

- 1) You said that the Sheriff's Office pays for mobile phones for their deputies. Does the Sheriff's office have the FirstNet mobile phone plan? If so, is this the plan that is on the phones provided by the County to the deputies?
Our ethics question was specifically related to the personal plan, so I'm not clear on the relevance of this question. The Sheriff's Office currently issues cellphones to deputies and some civilian employees. Most of those phones are currently on Verizon, but we will be moving to FirstNet over time.

- 2) Does your question only pertain to the Sheriff's Office deputies, or to other first responders employed by Washington County?

The question applies to any employee of the Sheriff's Office, and potentially anyone at the County. From the FirstNet website:

Do you qualify for FirstNet?

We have 2 types of eligible Public Safety Entities, Primary Users and Extended Primary Users. Primary Users are Public Safety Entities that act as first responders, the agencies who are at an emergency scene first. This includes law enforcement, fire protection services, emergency medical services, emergency (911) call dispatching and government Public Safety Answering Points, emergency planning and management offices, and ambulance services.

Extended Primary Users are those agencies, organizations, non-profit or for-profit companies that provide public safety services in support of Primary Users. They provide mitigation, remediation, overhaul, clean-up, restoration, or other such services during or after an incident.

- 3) Would the employees at issue be purchasing this FirstNet mobile phone plan for use on their personal devices, rather than the County purchased phones?

Yes, that is the essence of our ethics question. Is it an ethical problem if a Sheriff's Office employee takes advantage of the FirstNet rate plan for their personal cellphone?

- 4) The Exhibit 2 you attached shows "agency" plans, and "First Priority-Public Safety". So, if the Agency (Sheriff's Dept) purchases the plan for 20 First Responders, the cost to the Agency would be either \$40/50/60 per month per First responder, depending on the plan chosen? They could also add plans for those who "support First Responders" at a cost of \$7.50 per month. Who would these folks be? Jail staff, non-sworn personnel?

Our question had nothing to do with agency purchased plans, so this is not relevant.

- 5) What is the cost to individual First Responders or individuals who "support First Responders" for a personal plan? I don't see the costs spelled out for their personal use.

<https://www.firstnet.com/plans>

\$40/month (\$45 with hotspot tethering)

Thanks for your answers.

Diane Gould
Compliance and Education Coordinator

Oregon Government Ethics Commission
3218 Pringle Rd SE, Suite 220
Salem, OR 97302
503-378-6806

****Disclaimer****

This staff advice is provided under the authority given in ORS 244.284(1). This opinion offers guidance on how Oregon Government Ethics law may apply to the specific facts described in your request. This opinion is based on my understanding and analysis of the specific circumstances you described and should not be applied to circumstances that differ from those discussed in this request.

Enter email address

Wireless rate plans for first responders and public safety

FirstNet rate plans will provide a good value and a smart investment. FirstNet will deliver a broad range of wireless voice, texting, and data services on a broadband network that will be reliable, interoperable, and highly secure. The FirstNet rate plans are flexible and simple with an average charge per user that is competitive with the rates offered to federal, state, and local authorities.

Subscription via these plans also includes:

- Nationwide coverage on the FirstNet LTE network
- Dedicated FirstNet customer service
- Full application ecosystem
- Full device ecosystem
- Credentialing processes (ICAM)

FirstNet rate plans will support a wide variety of Android®, Apple® iOS, BlackBerry®, and Windows® smartphones, feature phones, and data-only devices, such as tablets, laptops, aircards, netbooks and mobile hotspot devices.

Chat
live

Rate plan details:

First Priority™ and Preemption - priority access to the domestic AT&T 4G LTE network¹

Unlimited Talk & Text on Smartphones & Feature phones in the U.S. and its territories

Unlimited Talk & Text to and in Canada & Mexico²

No roaming charges in U.S. Territories, Canada and Mexico

Choice of Pooled or Unlimited Data to fit your agency's budget and needs

Available for use with subsidized and unsubsidized devices

1. First Priority™ and Preemption are no additional monthly charge for Primary Users (individuals in First Responder roles); available to Extended Primary Users (individuals in roles that support First Responders) for \$7.50/month 2. Pay-per-use rates apply to calls made to all other countries

Who will manage the account and pay the bill?

Chat
live

Mobile - Responder Unlimited Plans

Chat
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SMARTPHONES

Enhanced

Unlimited Talk, Text, Data,
Mobile Hotspot & Tethering

\$45/mo

SMARTPHONES

Standard

Unlimited Talk, Text & Data

\$40/mo

Chat
live

DATA-ONLY DEVICES

Data Only

Unlimited Data,
Mobile Hotspot & Tethering

\$40/mo

Mobile - Responder Plans

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FEATURE PHONE PLAN

100MB Plan

Data plus Unlimited

Talk & Text \$11

Prices are per month.

SMARTPHONE & DATA PLAN

2GB Plans

Data Only or Data plus

Unlimited Talk & Text \$22-\$29

Prices are per month.

Chat
live

SMARTPHONE & DATA PLAN

5GB Plans

Data Only or Data Plus

Unlimited Talk & Text \$34-\$41

Prices are per month.

For additional information on rate plan pricing, please

Chat
live



Oregon

Kate Brown, Governor

18-224I

Government Ethics Commission

3218 Pringle Rd SE, Ste 220

Salem, OR 97302-1544

Telephone: 503-378-5105

Fax: 503-373-1456

Email: ogec.mail@oregon.gov

Website: www.oregon.gov/ogec

October 18, 2018

City of St Paul
City Council
PO Box 7
St Paul, Oregon 97137

Dear Ms. Koch and fellow members of City Council:

This letter of advice is provided in response to your request received on October 10, 2018 and our telephone conversations on August 31 and September 26, 2018, which presented three specific questions regarding the application of Oregon Government Ethics law:

- (1) Whether the City of St Paul's (City) Mayor violated Oregon Government Ethics law by having overdue property taxes in arrears to Marion County.
- (2) Whether Oregon Government Ethics law places any limitations on the Deputy City Treasurer in relation to her spouse, who was awarded a City public works contract.
- (3) How to proceed when a public official is met with a conflict of interest.

The analysis and advice that follows is offered under the authority provided in ORS 244.284 as guidance on how the current provisions of Oregon Government Ethics law may apply to the circumstances presented.

- (1) Whether the City of St Paul's (City) Mayor violated Oregon Government Ethics law by having overdue property taxes in arrears to Marion County.*

According to the information provided, the City Mayor and his spouse own real property in Marion County. On August 22, 2018, the Woodburn Independent published an article indicating that the Mayor's property taxes are delinquent (i.e., have not been paid) for a four-year period (covering 2012-2013, 2013-2014, 2014-2015 and 2017-2018 tax years). "Mayor" is a volunteer position; but property Taxes are a significant part of the City's incoming general budget revenue.

Oregon Government Ethics laws are generally directed at prohibiting public officials (defined at ORS 244.020(15)) from using their positions and regulating



certain circumstances where public officials, their relatives (ORS 244.020(16)), household members (ORS 244.020(11)), or business associations (ORS 244.020(2)-(3)) may be financially affected. Consequently, because none of the information provided indicates that to be the case here, the Oregon Government Ethics Commission (Commission) would not appear to have jurisdiction over this matter.

That said however, your concern for the public perception of City government's reputation and possible ethical issues arising in this sort of situation is understandable. Commission staff routinely encourage public officials to strive to avoid even the appearance of impropriety where members of the public are likely to perceive a matter as unethical.

(2) Whether Oregon Government Ethics law places any limitations on the Deputy City Treasurer in relation to her spouse, who was awarded a City public works contract.

According to the information provided, in a July 12, 2018 City Council meeting, the Mayor presented an estimate from the Deputy City Treasurer's spouse, owner of Drake Creek Construction, for a bid on the City's Sewer Pond Sheds for \$13,995.81 with only an itemization of materials and labor, but no description of the work to be performed on the project. After questioning whether the City is required to solicit a minimum of three contractors because the project is over \$10,000, the City attorney confirmed that any contract of \$10,000+ must be advertised to at least three contractors. The project was tabled to the next meeting. Two additional contractors were then contacted. After meeting with City staff, one of the contractors (Three Rivers Construction Inc.) sent in a very detailed proposal for \$17,654.00; the other contractor did not submit a bid. In the next Council meeting, both proposals were presented (the one from Three Rivers Construction and the one from Drake Creek Construction). While the Three Rivers Construction proposal was very detailed on the work to be performed, the bid from Drake Creek Construction lacked any such detail. Only one councilor commented and questioned the need for an "apples to apples" comparison of the two proposals. A motion was made in favor of Drake Creek Construction's proposal and passed. At the next Council meeting, the Deputy City Treasurer's spouse and owner of Drake Creek Construction, requested a change order for \$1,096.00 for additional repairs that were not visible at the time of the estimate. However, those repair needs had already been included in the Three Rivers Construction proposal.

The Deputy City Treasurer's job responsibilities include "[e]stablishing and monitoring day to day bookkeeping and accounting functions... [p]aying bills, disbursing payroll, reconciling accounts, and providing reports of financial activities to the City as directed." The position is also authorized to sign checks.

In short, Oregon Government Ethics law does not outright prohibit businesses with which City officials or their spouses are associated (like Drake Creek Construction) from doing business with the City. However, such relationships do require diligence in ensuring that public officials do not use their positions to obtain any opportunities for financial benefit for themselves, relatives or business associations, and also require compliance with the conflict of interest laws.

ORS 244.040(1) prohibits a public official from using or attempting to use a public position to obtain financial gain or avoid financial detriment personally, or for a relative or household member, or any business with which the public official, relative or household member is associated, *if* the opportunity would not otherwise be available but for the public official holding the public position. In other words, ORS 244.040(1) would prohibit the Deputy City Treasurer from attempting to obtain any form of financial benefit from the City (for herself, her spouse or Drake Creek Construction) that a similarly situated member of the public does not have the same opportunity to access or obtain.

More specifically, this means that if the City wishes to do business with a company like Drake Creek Construction, then other similarly situated businesses (which are not business associations of public officials, their relatives or household members) must have an equal opportunity to apply and be selected. To that end, this Commission generally advises that the awarding of such business contracts or job opportunities be the result of open and competitive procurement or recruitment processes. Similarly, other factors should also be considered, such as: how Drake Creek Construction became aware of the project; the manner in which Drake Creek Construction was solicited or permitted to submit a proposal; whether the City typically accepts, considers and forms contracts based on proposals that omit "work to be performed"; whether the City followed its prescribed laws, policies and procedures in soliciting and considering Drake Creek Construction's proposal; and whether any exceptions have been made for Drake Creek Construction that have not been made for other businesses (that are not associated with a public official or relative) in comparable situations. Essentially, public officials' (and their relatives') business associations may not receive any advantage or consideration over other businesses that might also qualify. Again, to ensure that contractors are not selected merely as a result of their association with a public official (or relative), Commission staff typically recommends relying on a set of relevant standard criteria for recruiting, soliciting and decision-making, by which the qualifications and benefits of each potential candidate is measured and compared.

Moreover, for the Deputy City Treasurer to even request, recommend or otherwise advocate that the City should consider contracting with her spouse's business—or even more generally that the City should consider hiring a private business for work that Drake Creek Construction might reasonably be contracted to perform—might in itself be considered an Oregon Government Ethics violation. As discussed

above, doing so might be considered an attempt to obtain a personal financial benefit in violation of ORS 244.040(1), if a member of the public would not have the same opportunity to make such a request or recommendation, or for it to be earnestly contemplated by the City.

Likewise, as the job of Deputy City Treasurer appears to include duties that require the person holding that position to be involved in financial matters pertaining to City contracts, the Deputy City Treasurer must also take care not to violate ORS 244.040(1) when carrying out her job duties as they relate to Drake Creek Construction. For example, the Deputy City Treasurer should refrain from actions such as: authorizing payment, disbursing pay or signing checks for Drake Creek Construction.

The sort of situation presented here in (2) also often presents conflicts of interest, and it will for the Deputy City Treasurer if she is tasked with doing anything in her official capacity that might financially affect Drake Creek Construction. See (3) below for guidance on what a conflict of interest is and how to properly handle it.

(3) How to proceed when a public official is met with a conflict of interest.

The specific situation presented in the request for advice has been omitted here in exchange for providing more general guidance, as any time a member of City Council is known to have a conflict of interest, the Councilor in conflict must ensure that he/she handles the matter as directed in ORS 244.120.

Under Oregon Government Ethics law, there are two kinds of conflicts of interest—"actual" and "potential". In general, a public official, has a conflict of interest anytime he/she does something while acting in an official capacity (i.e., carrying out job duties), which "would" (an "actual" conflict) or "could" (a "potential" conflict) financially affect the official personally, the official's relative, or any business with which the official or a relative is associated (ORS 244.020(1), (13)). As you can see, the difference between "actual" and "potential" conflicts is determined by the words "would" and "could." To clarify, an actual conflict occurs when a public official participates in an official action that would have a direct and specific financial impact, whereas a potential conflict exists when, at most, the action could possibly have financial impact.

For example, as alluded to above, for the Deputy City Treasurer (while acting as such) to suggest that the City consider employing Drake Creek Construction, or to merely suggest soliciting proposals for work that the City might reasonably hire Drake Creek Construction to do, is a "potential" conflict of interest. Similarly, other conduct—like advising City Council or other City officials on Drake Creek Construction, or making recommendations or preliminary decisions regarding Drake Creek Construction's contract—are also examples of "potential" conflicts of

interest. Quite simply, a "potential" conflict of interest exists anytime a public official does anything, while acting in an official capacity, the result of which might financially affect them personally, or a relative or business association.

An "actual" conflict of interest, on the other hand, will arise anytime the result of a public official's conduct will (barring any unforeseen possibilities) financially affect the official, a relative, or business association of the public official or relative. It is not necessary to know the extent or exact amount of financial impact for a matter to constitute an "actual" conflict; rather, it's enough to know with a certainty that there will be some kind of financial or economic impact. For example, taking the action of cutting a check or dispersing payment to Drake Creek Construction would be an "actual" conflict of interest for the Deputy City Treasurer, because the result of that action would, with certainty, result in some financial affect to Drake Creek Construction.

Knowing the difference between the two kinds of conflict of interest is vital for elected officials and those serving as members of governing bodies (such as City Councilors), because for them, the type of conflict determines how the matter must be handled pursuant to ORS 244.120(2). However, for other public officials (such as Deputy City Treasurer), it is simply enough to know that a conflict exists, because ORS 244.120(1)(c) dictates that the matter should be handled the way same regardless of the kind of conflict.

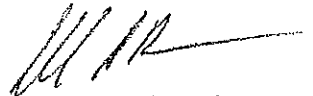
As for public officials who serve in elected positions or as members of governing bodies (such as City Councilors), anytime a conflict of interest arises, the conflicted official must publicly announce "the nature of the... conflict" before participating (ORS 244.120(2)). This means the conflicted official should not only publicly state that they have a conflict of interest, but also generally explain what the conflict is. Also note that because the law requires a public announcement be made every time the conflict arises, the conflicted official must be diligent to make the requisite public statement each and every time the matter in question comes up. Anytime an "actual" conflict arises, the conflicted official must go one step further—after making the public announcement—and also refrain from participating (ORS 244.120(2)). Please note here that as long as the conflicted official is physically present when the matter in conflict arises, he/she must publicly announce and refrain as required under ORS 244.120(2). Simply remaining silent or leaving the room is not sufficient to avoid or dispose of any kind of conflict.

As for public officials who serve in other positions, such as public employees (or Deputy City Treasurer), anytime any kind of conflict of interest arises (regardless of whether it's "actual" or "potential"), the conflicted official must provide written notice of the conflict to public body he/she serves (or the person designated by the public entity) (ORS 244.120(1)(c)). Similar to the public announcements required of elected officials discussed above, the notice must describe "the nature of the...

conflict" (i.e., explain what the conflict is). After a written notice of conflict is provided, the conflicted official must then await a response from the public entity instructing as to how to proceed (i.e., determining whether or to what extent he/she may act or otherwise participate in the matter in conflict).

If you have any additional questions regarding the application of Oregon Government Ethics law please feel free to contact me directly.

Sincerely,



Ronald A. Bersin

RB/hw

*****DISCLAIMER*****

This staff advice is provided under the authority given in ORS 244.284(1). This opinion offers guidance on how Oregon Government Ethics law may apply to the specific facts described in your request. This opinion is based on my understanding and analysis of the specific circumstances you described and should not be applied to circumstances that differ from those discussed in this request.

From: Rosemary Koch <rkoch@stpaultel.com>
Date: Wednesday, October 10, 2018 4:09 PM
To: WEEDN Hayley * OGEC
Subject: RE: Request for Government Ethics Advice -

Ms. Weedn

Thank you, Haley, for your Sept 28, 2018 email requesting my written inquiry regarding potential Conflicts of Interests on several issues involving City of St. Paul Councilors and staff. I fully understand your need for this documentation prior to issuance of a letter to our City addressing these issues. Sorry for the delay in providing this information to you.

In our phone conversations of Aug 31, 2018 and Sept 26, 2018, I questioned three subjects: (1.) Mayor Wallis's several years in arrears in payment of property taxes; (2.) Deputy City Treasurer Pro-tempore Ms. Fleck conflict with her husband who was awarded Council approval to repair or rebuild St. Paul's sewer pond buildings, and (3.) Councilor Dolan's Conflict of Interest declaration when recusing from vote on Ernst Irrigation invoices.

- (1.) Mayor Wallis -- I am concerned with the ethics of the Mayor and the reputation of our City because of the fact that he and his wife are delinquent on property taxes owed on taxes due from the last four years (2012-15 through 2017-18). This delinquency was published in the Woodburn Independent on Aug 22, 2018 under heading "2018 Foreclosure List Issued by Marion County" and confirmed by the Assessor's Office. Property Taxes are a huge part of our incoming "General" Budget revenue. A citizen of St. Paul brought this publication to my attention. You thought it may not be a violation of ethics, but is a more "personal" thing. That's where we left that subject hanging. Please advise me of your findings.
- (2.) Deputy City Treasurer Pro-tempore, Tracy Fleck -- Ms. Fleck's responsibilities include "Establishing and monitoring day to day bookkeeping and accounting functions" and "Paying bills, disbursing payroll, reconciling accounts, and providing reports of financial activities to the City as directed". I believe she is also authorized to sign checks. In our July 12, 2018 meeting, the Mayor presented an estimate from her husband, Jeremy Fleck, for a bid on the City's Sewer Pond Sheds for \$13,995.81 with only an itemization of materials and labor, but no description of the work to be performed for this project. I asked Ms. Fleck if the contractor, Jeremy Fleck, is her husband. She answered "Yes". I then said because of the husband and wife relationship, there may be a Conflict of Interest if she worked the financials of this project. Additionally, I questioned whether the City must make contact with a minimum three contractors because this project is over \$10,000. Our attorney confirmed \$10,000 plus projects must be advertised to at least three contractors for any project of \$10,000 plus. Our Pro Tempore Deputy Recorder indicated others were contacted but couldn't provide the names of those contractors. I said I'd contact some local contractors to ask if they'd be interested in this project. I was also concerned with the vagueness of Mr. Fleck's \$13,995.81 estimate because it lacked details of the work to be performed. The project was tabled to the next meeting. I contacted two contractors. Both emphasized to me that proposals must compare "apples to apples" and asked for more details than I could answer. After meeting with City staff, Three Rivers Const. Inc. sent in a very work-to-be-done detailed Proposal for \$17,654.00. The other contractor did not submit a bid. In the next Council Meeting, both proposals were presented. I pointed out the lack of detail of work to be performed of Fleck's estimate. Council has the responsibility of comparing "apples to apples". It wasn't done. Only one councilor commented and questioned the need for a comparison of the two proposals. A motion was made in Fleck's favor and passed. I was the only "No" vote. Then, at the next meeting, Jeremy Fleck, aka Drake Creek Construction, LLC, requested a change order for \$1,096.00 for "additional repairs were not visible during the time of the inspection of the estimate". Those repair needs were already included in Three Rivers proposal. Fleck's estimate is now at \$15,092. However, it is unknown to me if he is completing all the work that was presented by Three Rivers. Gotta be "apples to apples".

I don't know how City staff is handling the payment for the work. However, I'm quite sure this staff/husband relationship should have been stated publicly as a Staff Conflict of Interest before accepting the bid and proceeding with work and processing any payments. Also, Ms. Tracy Fleck should not be one of the check co-signers. Your opinion, please.

(3.) Councilor Mike Dolan – On Nov 7, 2017, the Ethics Commission determined that Councilor Dolan does have an Actual Conflict of Interest because of his ownership in Ernst Irrigation, which is one of the City of St. Paul's vendors. The Stipulated Final Order Case No. 17-047MT, 3. G states "when met with an actual conflict of interest, they (elected public official) must announce publicly the nature of the actual conflict and refrain from any participation as a public official in any discussion, debate, or vote on the issue". Councilor Dolan is currently recusing himself from voting on all Ernst Irrigation billings. However, he is not announcing the nature of the actual conflict of interest. You were in attendance at our Feb 24, 2016 meeting, invited by Mayor Wallis, and gave council a definition of Conflicts. Included in that training, you stated the reason behind ethic laws is to increase transparency and whenever you state a conflict of interest in a public meeting you are stating it for the record so that anybody else that is not there can see it later because it is filed in the public records of the public body. Because Councilor Dolan does not state the nature/reason for his recusal, I've questioned his incomplete statement in meetings and was told by him the "nature/reason" was not required. I disagreed with that statement. Please clarify the actual Conflicts action/words required by elected public officials in Actual Conflicts of Interest statements.

Thank you for listening to me. We need to follow the legal process to avoid consequences. The Ethics Commission supports us with that information and assurance. Again, Thanks, Hayley

Rosemary Koch, Councilor
City of St. Paul, Oregon
P O Box 8, St. Paul, OR 97127
503-633-4182

From: WEEDN Hayley * OGEC [mailto:Hayley.WEEDN@oregon.gov]
Sent: Friday, September 28, 2018 4:12 PM
To: rkoch@stpaultel.com
Subject: Request for Government Ethics Advice -

Ms. Koch,

I am writing your advice letter as requested, but our Director wants to have your request in writing before he will sign the letter. The request should include all of the information we talked about that you would like us to address in the letter (i.e., what you told me about a city councilor not properly announcing/handling conflicts of interest, and what you said about the deputy city treasurer whose husband has been awarded a bid for city sewer work).

You may send your written request to me by simply responding to this email, or by faxing or mailing a letter using the contact info provided in my signature line below.

I'll go ahead and finish your letter, and my boss will get it signed next week once we have your written request.

I'm sorry for the delay and for not knowing to ask you to do this at the outset.

—
Hayley D. Weedn
Investigator

Government Ethics Commission

3218 Pringle Rd SE, Ste. 220

Salem, OR 97302-1544

hyley.weedn@oregon.gov

t: 503.378.8066

fx: 503.373.1456

****Disclaimer****

This staff advice is provided under the authority given in ORS 244.284(1). This opinion offers guidance on how Oregon Government Ethics law may apply to the specific facts described in your request. This opinion is based on my understanding and analysis of the specific circumstances you described and should not be applied to circumstances that differ from those discussed in this request.

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Trainers' Report November 2nd, 2018

This report covers the time period of September 24, 2018, through November 2, 2018.

Completion of training:

- Oregon Municipal Judges Association – ORS 244 (Albany)
- International Visitor Leadership Program- Hosted Chinese Entrepreneurs – ORS 244 (Salem)
- City of Lebanon – ORS 244 (Lebanon)
- Oregon Public Employees Retirement System – ORS 244 (Tigard)
- Northwest Regional ESD – ORS 244 (Hillsboro)
- Office of Emergency Management – ORS 244 (Salem)
- Lane Community College – ORS 244 (Eugene)
- Oregon Health Authority – ORS 244 (Salem)
- Educator Advancement Council – ORS 244 (Salem)
- Construction Contractors Board – ORS 244 (Salem)
- Oregon Fire District Directors – ORS 244 (Bend)
- City of Hood River – ORS 244 (Hood River)

Upcoming Trainings:

<u>Date</u>	<u>Time</u>	<u>Public Body (Topic)</u>	<u>Address</u>
11/8/2018	10:00 – 11:45 AM & 2:00 – 3:45 PM	City of Brookings (ORS 244)	Emergency Operations Center 898 Elk Drive Brookings Oregon 97415
11/14/18	1:00 – 2:30 PM 3:00 – 4:30 PM	Northern Wasco County Public Utility District	PUD Public Meeting Room 2345 River Road The Dalles, Oregon 97058

11/27/18	6:30 – 8:30 PM	City of Halsey City of Harrisburg	Halsey City Hall 100 W Halsey Street Halsey, Oregon 97348
12/18/18	2:30 – 3:45 PM	Department of Administrative Services - New to Public Management (ORS 244)	Executive Building 155 Cottage St NE Conference Room A Salem OR 97301
1/8/19	8:00 – 10:00 AM	Board of Examiners for Engineering and Land Surveying	670 Hawthorne Avenue SE Suite 220 Salem, OR 97301
1/17/19	3:30 – 5:00 PM	Association of Oregon Counties County College (ORS 244)	Memorial Union 2501 SW Jefferson Way Room 109 Corvallis OR 97331

Upcoming Conferences:

NONE

Training Staff: Tammy Hedrick 503-378-6802 tammy.r.hedrick@oregon.gov
Monica Walker 503-378-2011 monica.walker@oregon.gov



December 2018

Oregon Government Ethics Commission AdobeConnect Webinar Training Calendar

Monday	Tuesday	Wednesday	Thursday	Friday
3 New Employees: you're a public official, now what! 10:00 – 11:00 AM	4	5	6	7
10	11	12 Use of Position/Office 9:00 – 10:00 AM	13	14 COMMISSION MEETING
17	18	19 Executive Session 10:30 – 11:30 AM	20 Conflicts of Interest 1:30 – 2:30 PM	21
24	25 OFFICE CLOSED- HOLIDAY	26	27	28
31				

Email ogec.training@oregon.gov
to register for a webinar.

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Executive Director's Report

November 2, 2018

- Budget
 - 2017-19 biennial budget
 - Biennial financial plan incorporated in monthly BRIO reports.
 - Currently projected with a \$203,867.03 surplus.
 - Expenditures through March, \$110,111.89 spent per month, \$117,063.18 average to spend per month.
 - General Fund Revenues have exceeded predictions, forecasted \$30,000 for biennium, monies collected to date, \$49,245.75.
 - Governor Kitzhaber has paid his civil penalty on time and in full.
 - 2019-21 biennial budget
 - Agency Request Budget submitted timely.
 - \$2,958,949 biennial budget requested.
 - No Policy Packages, a current service level request budget.
 - Waiting on release of Governor's budget in early December 2018.
- Legislative Concepts
 - Met with Governor's staff on concepts, explaining problems the agency is currently experiencing and the legislative solution.
 - Waiting on Governor's release of legislative agenda.
- SEI
 - Continue to work non-filers. 3 non-filers for 2018.
 - Continue to work past year non-filers.
- Other
 - Met with Chinese Delegation. They were interested in how we handle Government corruption.
 - Received Honorable Mention Award from State CIO for Case Management System
 - Quarter 3, 2018: Lobbyists non-filers-3, Clients-3
 - December meeting includes election of Chair and Vice-Chair

OREGON GOVERNMENT ETHICS COMMISSION

Fund 4150 - OF LIMIT - ADMIN

For the Month of SEPTEMBER 2018



REVENUES

Budget Obj	Budget Obj Title	Monthly Activity	Biennium to Date Activity	Financial Plan	Unobligated Plan	Monthly Avg to Date	Monthly Avg to Spend
0415	ADMINISTRATIVE AND SERVICES CHARGES	-1,102.27	2,518,597.09	2,524,954.00	5,356.91	167,906.47	706.32
0975	OTHER REVENUE	0.00	52.25	2,000.00	1,947.75	3.48	216.42
		-1,102.27	2,518,649.34	2,526,954.00	8,304.66	167,909.96	922.74

TRANSFER OUT

Budget Obj	Budget Obj Title	Monthly Activity	Biennium to Date Activity	Financial Plan	Unobligated Plan	Monthly Avg to Date	Monthly Avg to Spend
9999	DEFAULT	0.00	10,000.00	0.00	-10,000.00	666.67	-1,111.11
		0.00	10,000.00	0.00	-10,000.00	666.67	-1,111.11

PERSONAL SERVICES

Budget Obj	Budget Obj Title	Monthly Activity	Biennium to Date Activity	Financial Plan	Unobligated Plan	Monthly Avg to Date	Monthly Avg to Spend
3110	CLASS/UNCLASS SALARY & PER DIEM	43,297.70	650,141.00	1,081,008.00	430,867.00	43,342.73	47,874.11
3160	TEMPORARY APPOINTMENTS	0.00	0.00	466.00	466.00	0.00	51.78
3190	ALL OTHER DIFFERENTIAL	139.81	1,514.98	0.00	-1,514.98	101.00	-168.33
3210	ERB ASSESSMENT	17.12	237.92	456.00	218.08	15.86	24.23
3220	PUBLIC EMPLOYEES' RETIREMENT SYSTEM	8,997.84	133,781.96	202,950.00	69,168.04	8,918.80	7,685.34
3221	PENSION BOND CONTRIBUTION	2,560.58	39,692.84	61,151.00	21,458.16	2,646.19	2,384.24
3230	SOCIAL SECURITY TAX	3,349.91	50,038.76	82,741.00	32,702.24	3,335.92	3,633.58
3250	WORKERS' COMPENSATION ASSESSMENT	16.78	254.35	621.00	366.65	16.96	40.74
3260	MASS TRANSIT	260.61	3,909.80	6,490.00	2,590.20	260.65	286.69
3270	FLEXIBLE BENEFITS	10,897.85	128,659.79	300,024.00	171,364.21	8,577.32	19,040.47
		69,536.20	1,008,231.40	1,735,907.00	727,675.60	67,215.43	80,852.84

SERVICES and SUPPLIES

Budget Obj	Budget Obj Title	Monthly Activity	Biennium to Date Activity	Financial Plan	Unobligated Plan	Monthly Avg to Date	Monthly Avg to Spend
4100	INSTATE TRAVEL	266.12	9,602.01	19,004.00	9,401.99	640.13	1,044.67
4150	EMPLOYEE TRAINING	-350.00	2,174.00	7,080.00	4,906.00	144.93	545.11
4175	OFFICE EXPENSES	-1,066.79	6,858.70	21,557.00	14,698.30	457.25	1,633.14
4200	TELECOMM/TECH SVC AND SUPPLIES	384.19	9,043.25	18,723.00	9,679.75	602.88	1,075.53
4225	STATE GOVERNMENT SERVICE CHARGES	1,492.41	27,947.55	52,557.00	24,609.45	1,863.17	2,734.38
4250	DATA PROCESSING	14,188.50	31,107.92	98,254.00	67,146.08	2,073.86	7,460.68
4275	PUBLICITY & PUBLICATIONS	0.00	405.02	1,023.00	617.98	27.00	68.66
4300	PROFESSIONAL SERVICES	1,143.10	1,789.38	9,469.00	7,679.62	119.29	853.29
4315	IT PROFESSIONAL SERVICES	7,360.00	219,818.00	310,552.00	90,734.00	14,654.53	10,081.56
4325	ATTORNEY GENERAL LEGAL FEES	0.00	114,547.50	161,995.00	47,447.50	7,636.50	5,271.94

OREGON GOVERNMENT ETHICS COMMISSION
Fund 0050 - AGENCY REVENUE TO GENERAL FUND
For the Month of SEPTEMBER 2018



Budget Obj	Budget Obj Title	Monthly Activity	Biennium to Date Activity	Financial Plan	Unobligated Plan	Monthly Avg to Date	Monthly Avg to Spend
0505	FINES AND FORFEITS	11,530.00	49,245.75	30,000.00	-19,245.75	3,283.05	-2,138.42
		11,530.00	49,245.75	30,000.00	-19,245.75	3,283.05	-2,138.42

REVENUES

SUMMARY TOTALS

0050
AGENCY REVENUE TO GENERAL FUND

Month Activity	Biennium Activity
REVENUE	49,245.75
Total	49,245.75

Budget Obj	Budget Obj Title	Monthly Activity	Biennium to Date Activity	Financial Plan	Unobligated Plan	Monthly Avg to Date	Monthly Avg to Spend
4375	EMPLOYEE RECRUITMENT AND DEVELOPMENT	0.00	199.99	2,484.00	2,284.01	13.33	253.78
4400	DUES AND SUBSCRIPTIONS	0.00	0.00	450.00	450.00	0.00	50.00
4425	FACILITIES RENT & TAXES	3,652.77	49,506.86	94,494.00	44,987.14	3,300.46	4,998.57
4575	AGENCY PROGRAM RELATED SVCS & SUPP	345.66	1,831.93	0.00	-1,831.93	122.13	-203.55
4650	OTHER SERVICES AND SUPPLIES	76,109.00	158,536.03	164,091.00	5,554.97	10,569.07	617.22
4700	EXPENDABLE PROPERTY \$250-\$5000	0.00	0.00	7,607.00	7,607.00	0.00	845.22
4715	IT EXPENDABLE PROPERTY	0.00	10,078.76	0.00	-10,078.76	671.92	-1,119.86
		103,515.96	643,446.90	969,340.00	325,893.10	42,896.46	36,210.34

SUMMARY TOTALS

4150
OFFICE ADMIN

	Month Activity	Biennium Activity
REVENUES		
REVENUE	-1,102.27	2,518,649.34
Total	-1,102.27	2,518,649.34
TRANSFER OUT		
TRANSFER OUT	0.00	10,000.00
Total	0.00	10,000.00
EXPENDITURES		
PERSONAL SERVICES	69,538.20	1,008,231.40
SERVICES AND SUPPLIES	103,515.96	643,446.90
Total	173,054.16	1,651,678.30

OREGON GOVERNMENT ETHICS COMMISSION
AY19 CASH FLOW

		Appn 30000 - Admin - PCA 41501				Appn 70000 - GF - PCA 00501			
		Actuals To Date	Actuals + Projected	2017-2019 LAB	Variance	Actuals To Date	Actuals + Projected	2017-2019 LAB	Variance
Beginning Cash Balance		798,167.30	798,167.30						
REVENUE									
0415 ADMINISTRATIVE AND SERVICES CHARGES		2,518,597.09	2,518,597.09	2,524,954.00	6,356.91	49,245.75	62,745.75	30,000.00	(32,745.75)
0505 FINES AND FORFEITS					0.00				0.00
0975 OTHER REVENUE		52.25	52.25	2,000.00	1,947.75				0.00
Total Revenue		2,518,649.34	2,518,649.34	2,526,954.00	8,304.66	49,245.75	62,745.75	30,000.00	(32,745.75)
TRANSFERS									
2010 TRANSFER OUT TO OTHER FUNDS		(10,000.00)	(10,000.00)		10,000.00				0.00
1107 TRANSFER IN FROM DEPT OF ADMIN SVCS					0.00				0.00
Total Transfers		(10,000.00)	(10,000.00)		10,000.00				0.00
PERSONAL SERVICES									
3110 CLASS/UNCLASS SALARY & PER DIEM		650,141.00	1,063,537.85	1,119,202.00	35,664.15				0.00
3160 TEMPORARY APPOINTMENTS				466.00	466.00				0.00
3170 OVERTIME PAYMENTS					0.00				0.00
3190 ALL OTHER DIFFERENTIAL		1,514.98	1,514.98		(1,514.98)				0.00
3210 ERB ASSESSMENT		237.92	392.00	456.00	64.00				0.00
3220 PUBLIC EMPLOYEES' RETIREMENT SYSTEM		133,781.96	204,335.95	206,804.00	2,468.05				0.00
3221 PENSION BOND CONTRIBUTION		39,692.84	64,618.85	61,420.00	(3,198.85)				0.00
3230 SOCIAL SECURITY TAX		50,038.94	83,033.94	82,741.00	(292.94)				0.00
3250 WORKERS' COMPENSATION ASSESSMENT		254.35	486.01	621.00	134.99				0.00
3260 MASS TRANSIT		3,909.80	6,482.27	6,490.00	7.73				0.00
3270 FLEXIBLE BENEFITS		128,659.79	229,334.13	311,148.00	81,813.87				0.00
Total Personal Services		1,008,231.40	1,673,735.98	1,789,348.00	115,612.02				0.00
SERVICES AND SUPPLIES									
4100 INSTATE TRAVEL		9,602.01	16,728.56	19,004.00	2,275.44				0.00
4125 OUT-OF-STATE TRAVEL				7,080.00	3,726.00				0.00
4150 EMPLOYEE TRAINING		2,174.00	3,354.00	21,557.00	6,614.45				0.00
4175 OFFICE EXPENSES		6,858.70	14,942.55	18,733.00	3,117.97				0.00
4200 TELECOMM/TECH SVC AND SUPPLIES		9,043.25	15,605.03	52,557.00	1,309.45				0.00
4225 STATE GOVERNMENT SERVICE CHARGES		27,947.55	51,247.55	98,254.00	64,686.08				0.00
4250 DATA PROCESSING		31,107.92	33,567.92	1,023.00	132.98				0.00
4275 PUBLICITY & PUBLICATIONS		405.02	890.02	9,459.00	4,128.72				0.00
4300 PROFESSIONAL SERVICES		1,789.38	5,340.28	310,552.00	17,234.00				0.00
4315 IT PROFESSIONAL SERVICES		219,818.00	293,318.00	161,995.00	(21,281.00)				0.00
4325 ATTORNEY GENERAL LEGAL FEES		114,547.50	183,276.00	2,484.00	1,042.01				0.00
4375 EMPLOYEE RECRUITMENT & DEVELOPMENT		199.99	1,441.99	450.00	225.00				0.00
4400 DUES AND SUBSCRIPTIONS			225.00	94,494.00	12,002.63				0.00
4425 FACILITIES RENT & TAXES		49,506.86	82,491.37	1,831.93	(1,831.93)				0.00
4575 AGENCY PROGRAM RELATED SVCS & SUPP		1,831.93	1,831.93	154,091.00	1,144.37				0.00
4650 OTHER SERVICES AND SUPPLIES		158,536.03	162,946.03	7,607.00	3,807.00				0.00
4700 EXPENDABLE PROPERTY \$250-\$5000					(10,078.76)				0.00
4715 IT EXPENDABLE PROPERTY		10,078.76	10,078.76		88,255.01				0.00
Total Services and Supplies		643,446.90	881,084.99	969,340.00	88,255.01				0.00
5900 OTHER CAPITAL OUTLAY									
TOTAL EXPENDITURES		1,651,678.30	2,554,820.97	2,758,688.00	203,867.03				0.00
Ending Cash Balance*		1,655,138.34	751,995.67			49,245.75	62,745.75		

*Outstanding Revenue Invoices not taken into consideration