

**MINUTES OF THE
ETHICS SUBCOMMITTEE
FOLLOWING THE
482nd “SPECIAL” MEETING OF
THE OHIO TURNPIKE COMMISSION**

August 28, 2002

Note: On August 12, 2002, the Ethics Subcommittee was created pursuant to Resolution No. 24-2002 consisting of the following members: Mr. Wilkins, Mr. Dixon, Director Proctor and Representative Buehrer.

Greenwood: Before we vote, I would indicate that for those in the audience, I have talked to the individual Commission Members, once we conclude the executive session, we will convene the two subcommittee that form the Ethics Committee and Search Committee. I will leave open if you will recess the full Commission in the event that there is something and I don't have anything presently in mind, that would require the full Commission to vote on by way of resolution. If there is nothing forthcoming from the deliberations of those two committees which will be open to the public, then we will simply come back and adjourn until September 9th.

That's the schedule – executive session, two subcommittees and we'll see if we need to do anything and then go. Having said that, there is a motion to adjourn, go into executive session, please call the roll.

Roll: Mr. Greenwood-yes; Director Proctor-yes; Mr. Strnisha-yes; Mr. Dixon-yes.

Greenwood: Let the record reflect that the executive session is concluded and we are back in full session. (Time: 12:02 p.m.) Due to some other commitments that folks have, I don't know if we need to discuss when the Ethics and Search Committee can convene.

Proctor: Yes, Mr. Chairman, if I could, based upon my schedule, I have to get back down to Columbus, I have two drafts of an Ethics Policy from Mr. Peca. I have a memorandum for the members of the Commission typically – the subcommittee – stating a preference for the second version and making some red-lined changes to that version. What I was going to do with the subcommittee was present this and very briefly have Mr. Peca explain his two versions, pass out the red-line with my recommendations on the preference for the second version and then at the next subcommittee meeting in two weeks, ask for amendments and discussions on that document. That would give all the Members two weeks to review the originals, the proposed amendments and we could come back at the next meeting and decide if we want to make amendments to that Ethics Policy. We have a draft work rule and I think Mr. Peca had a draft nepotism rule. I think as long as they are distributed today to the subcommittee members and we have two weeks to look at them prior to the September 9th meeting, I'd be comfortable and once we adopt an Ethics Policy and then we can address the other outstanding issues in the Inspector General's Report and put together a schedule as to how we want to address the timeline of other issues and that's going to be the substance of my suggestions for the Ethics Subcommittee. I think counsel has done a lot of work and I think our counsel has some suggestions on top of that. It'll give us two weeks to review those.

Greenwood: Just one thing I would ask, let me do it this way – you have to go, if it's OK with you on the Ethics Committee, let me get in touch with Mr. Wilkins and follow-up on Item #6. In the report, it states, OTC shall follow all state directives and memoranda relative to budgetary and personnel issues, work related travel reimbursements and gratuities. I know he had a question about that and I'm going to ask him to get in touch with the Ethics Commission Executive Director for clarification on that.

I agree with you on that. The others will pretty much take care of themselves once we have policies in place.

Proctor: Mr. Chairman, I presented two copies to Mr. Amato and I have six more here for any members who would like them and I'll give them to Mr. Peca and members of the media, if they'd like them.

Dixon: This is what, now?

Proctor: This is our counsel's advice to me on why we would prefer the second version with 25 words suggested to be red-lined and changed on that second version that we found preferable. For all I know, everyone else may prefer the first version, but that's one Commission Member's opinion.

Dixon: This is with the changes? Because I have the first draft. OK, great. Just for clarification, you want us to read-through this and make any red-line changes or whatever we have and have that prepared for the September 9th meeting. Then we will discuss it.

Proctor: Yes, we'll discuss it and make any amendments to the policy.

Dixon: Thank you.

Strnisha: Mr. Chairman, I'm just thinking operations, does it make any sense if there is something that needs to be adopted by the full Commission that day that the subcommittee could meet before the regular Commission Meeting? It sounds like the goal might actually be comfortable and for the full Commission come out of committee and for the full Commission to potentially adopt something.

Greenwood: I totally agree. I think the better procedure is to do what we were attempting to do today – have a full Commission convene if there is any stuff for executive session to get rid of that, come back and have the

committee meet. Then we could always come back and vote on it.

Strnisha: Well, if there's a chance for the committees specifically, Ethics Committee, to come together on a particular version and that happens before the next Commission Meeting presumably 10:00 a.m. on September 9th that could be a discussion that precedes that meeting then the Commission could be potentially prepared to adopt it or maybe we start the full Commission Meeting later?

Greenwood: What you are saying is that there may be

Strnisha: In other words, I don't think we'll fall behind at all for that committee not meeting today because this will be distributed out there, please will review it, be prepared to comment on it and I think if there is a need for a committee discussion, as the Director pointed out, if that somehow precedes even by just preceding the timing of the next Commission Meeting, by an hour or something, then we are right on track potentially for the Commission to be adopting at the next meeting this policy.

Greenwood: OK, let me know what you want to do. We'll put the notice out accordingly.

Proctor: I think the subcommittee could meet at 9:00 a.m. an hour before the full Commission Meeting would be acceptable by me. We'll have counsel there.

Dixon: That's fine with me. So it's agreed, 9:00 a.m. on September 9th?

Greenwood: Yes. That's what will go out in the announcement. Because you all will meet in the open and we'll have to put that in the announcement.

Greenwood: OK, sounds good. Any other business before we accept a motion to adjourn?

NOTE: *See separate transcript for Search Committee minutes.*

Strnisha: I move.

Dixon: Second.

Roll: Mr. Strnisha-yes; Mr. Dixon-yes; Mr. Greenwood-yes.
We are adjourned at 12:12 p.m.