

**ALABAMA ETHICS COMMISSION
MINUTES**

June 6, 2018

9:30 a.m.

**9th Floor, RSA Union Building
Montgomery, Alabama**

The Alabama Ethics Commission met on June 6, 2018, at 9:30 a.m. in the Public Service Commission Hearing Room on the 9th Floor of the RSA Union Building.

Present:

Honorable Jerry L. Fielding, Ret. Sr. Circuit Judge, Chair
Honorable Charles Price, Ret. Presiding Circuit Judge,
Member
Honorable Beverlye Brady, Esq., Member
Honorable John Plunk, Esq., Member
Thomas B. Albritton, Executive Director
Cynthia Propst Raulston, General Counsel
Elizabeth Robison,
Theresa Davis, Legal Research Assistant
Tony Goubil, Special Agent
Rick Lambert, Special Agent
Dustin Lansford, Special Agent
R. Christopher Clark, Chief Special Agent
Chris McCay, Special Agent
Byron Butler, Special Agent
Jessica L. Grant, Administrative Support Assistant III
Vicky Manning, Lobbyist Liaison
April Innes, Administrative Support Assistant
Sara Frost, Administrative Support Assistant
Austin Gilmore
Patrick Miller, Court Reporter

Absent:

Honorable Frank C. Ellis, Jr., Esq., Vice
Chair

Judge Fielding called the meeting to order at 9:41 a.m., and introduced Pastor Thaylee Dickerson, United Christian Church, Prattville, Alabama, who gave the invocation.

Old Business:

Approval of the minutes from the April 4, 2018 meeting:

Mr. Plunk moved to adopt the minutes as written. Judge Price seconded the motion. Motion passed unanimously with all those present voting.

New Business:

Advisory Opinion No. 2018-03

Requested by Sonny Brasfield, Executive Director, Association of County Commissions of Alabama, Montgomery, Alabama

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Director Albritton explained the request for Advisory Opinion No. 2018-03 **Mr. Plunk moved to adopt Advisory Opinion No. 2018-01 as written. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)** Opinion No. 2018-03 holds that counties and municipalities may enter into contracts through which the municipality reimburses the county for the use of the County's election equipment and county employees who possess the requisite skill and knowledge to operate the equipment, but municipalities may not directly engage the county employee to do so under these facts without putting the employee in the position of violating Ala. Code § 36-25-5(a) and (c).

Advisory Opinion No. 2018-04

Requested by Dr. Jennifer Gray, Birmingham, Alabama

Director Albritton explained the request for Advisory Opinion No. 2018-04. Brent Beal, Deputy Attorney General, Alabama Secretary of State and Dr. Jennifer Gray were present to speak and answer any questions. **Ms. Brady moved to adopt Advisory Opinion No. 2018-04 as written. Mr. Plunk seconded the motion. Motion passed with three ayes (Brady, Fielding and Plunk) and one nay (Price). (Mr. Ellis was not present to vote.)** Opinion No. 2018-04 holds that friends of Jennifer Gray, the requestor's principal campaign committee, may use campaign funds to pay for the childcare expenses described in the request to the extent such expenses are incurred as a direct result of campaign activity and are tied to specific campaign events. Under the facts supplied, the candidate would not have needed the childcare but for the fact that she is a candidate and without childcare she cannot participate in the described activities. Moreover, she has no reasonable option available to her but to pay for childcare. The payments must be reasonable and customary for the services rendered, and the campaign must properly document the expenditures. The conclusion reached herein applies only to these facts and may not be applied beyond these facts.

Advisory Opinion No. 2018-05

Requested by John A. Tinney, Attorney for Ashland Water Board, Roanoke, Alabama

Director Albritton explained the request for Advisory Opinion No. 2018-05. **Mr. Plunk moved to adopt Advisory Opinion No. 2018-05 as written. Ms. Brady seconded the motion. Motion passed with three ayes (Brady, Fielding and Plunk) and one nay (Price). (Mr. Ellis was not present to vote.)** Opinion No. 2018-05 holds that an employee of the Ashland Water Board may take his children to school on his way to work in his official vehicle if the use requested is "provided pursuant to a lawful employment agreement regulated by agency policy."

Advisory Opinion No. 2018-06

Requested by Neil Rafferty, Birmingham Aids Outreach, Birmingham, Alabama

Ms. Raulston explained the request for Advisory Opinion No. 2018-06. **Ms. Brady moved to adopt Advisory Opinion No. 2018-06 as written. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)** Opinion No. 2018-06 holds that an employee of Birmingham Aids Outreach may retain his employment with that nonprofit organization if elected to the Alabama House of Representatives but must remain aware of conflicts of interests as they arise and may not violate the lobbying restrictions of Ala. Code § 36-25-23(a) while he serves.

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Monica Agee

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Alabama Hospital Association PAC

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State and Greg Everett were present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Alabama Veterinary Medical Association PAC

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Baldwin County Republican Party

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Martha Jones Bouyer

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Roderick "Rocky" Bumpers, Sr.

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Arthur Ray Busby

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Jay Wesley Calhoun

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

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David Carpenter

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Lynne Coker

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Barbara Drummond

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Vivian Davis Figures

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State and Bill Espy were present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Joshua William Garner

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Linda Hall

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Lawrence County Democratic Executive Committee

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

Clarence Thedford Lowry

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. ***Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)***

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James E. Malone

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

Carin Mayo

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

Cara McClure

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

Henry McDonald

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

David Evan Miller

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

Bryan Miller

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

Political Animal PAC

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

Robert Leon Preachers

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. **Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

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Ronnie Reed

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

Ronny K. Shumate

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State; Ronny Shumate, and Tim Holloway were present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

John Timothy Smallwood

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

Andy Stone

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

Jason W. Taylor

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

Warrior Met Coal PAC

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

Chris Woods

Ms. Raulston explained the request for the Civil Penalty Appeal. Brent Beal, Deputy Attorney General, Alabama Secretary of State was present to speak and answer any questions. *Judge Price moved to set aside civil penalty. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)*

At 10:16 a.m. Mr. Plunk moved that the Commission go into Executive Session. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

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At 12:01 p.m. Mr. Plunk moved that the Commission go back into Open Session to vote. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-178

Lori Patterson, President, Chilton County School Board

Mr. Plunk moved that based on the evidence as presented to this Commission, there exists cause to hold that Lori Patterson has committed one (1) minor violation of the Alabama Ethics Act. He further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-241

Mark Wilton, Director, College of Agriculture's Development Office, Auburn University

Judge Price moved that based on the evidence as presented to this Commission, there exists cause to hold that Mark Wilton has committed one (1) minor violation of the Alabama Ethics Act. He further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-326

Lori Hopkins, Town Clerk, Town of Wadley

Ms. Brady moved that based on the evidence as presented to this Commission, there exists cause to hold that Lori Hopkins has committed one (1) minor violation of the Alabama Ethics Act. She further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-337 (B)

Morea Phillips, Former Employee, Northwest Shoals Community College

Mr. Plunk moved that based on the evidence as presented to this Commission, there exists cause to hold that Morea Phillips has committed one (1) minor violation of the Alabama Ethics Act. He further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-428

Pamela Richardson, Town Clerk, Town of Ranburne

Judge Price moved that based on the evidence as presented to this Commission, there exists cause to hold that Pamela Richardson has committed one (1) minor violation of the Alabama Ethics Act. He further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Mr. Plunk

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seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2018-055

Denise Jernigan Bush, City Clerk, City of Saraland

Mr. Plunk moved that based on the evidence as presented to this Commission, there exists cause to hold that Denise Jernigan Bush has committed one (1) minor violation of the Alabama Ethics Act. He further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2018-085

Alison Paige Walding, Executive Assistant, City of Saraland

Ms. Brady moved that based on the evidence as presented to this Commission, there exists cause to hold that Alison Paige Walding has committed one (1) minor violation of the Alabama Ethics Act. She further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-154

Ben Little, City Councilman, Anniston, Alabama

Judge Price moved that based on the evidence as presented to this Commission, there exists cause to hold that Ben Little has violated the Alabama Ethics Act, and further moved that this case be referred for review and appropriate legal action to the Attorney General of the State of Alabama. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-216

Sherryann Sinclair, Teacher, Jefferson County Board of Education

Mr. Plunk moved that based on the evidence as presented to this Commission, there exists cause to hold that Sherryann Sinclair has committed one (1) minor violation of the Alabama Ethics Act. He further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-308

James Blackmon, Safety Director, City of Georgiana

Mr. Plunk moved that based on the evidence as presented to this Commission, there exists cause to hold that James Blackmon has violated the Alabama Ethics Act, and further moved that this case be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

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Case No. 2017-377

Ayanna Payton, Member, Prichard Water Works Board, Eight Mile, Alabama

Ms. Brady moved that based on the evidence as presented to this Commission, there exists cause to hold that Ayanna Payton has violated the Alabama Ethics Act, and further moved that this case be referred for review and appropriate legal action to the Attorney General of the State of Alabama.

Mr. Plunk seconded the motion. Motion passed with three ayes (Brady, Fielding, and Plunk) and one nay (Price). (Mr. Ellis was not present to vote.)

Case No. 2017-385

Anthony Hallmark, City Council Member, Winfield, Alabama

Ms. Brady moved that based on the evidence as presented to this Commission, there exists cause to hold that Anthony Hallmark has violated the Alabama Ethics Act, and further moved that this case be referred for review and appropriate legal action to the Attorney General of the State of Alabama.

Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-289

Drew Benson, Agri-Science Teacher / Coach, Scottsboro City Schools

Judge Price moved that based on the evidence as presented to this Commission, there exists cause to hold that Drew Benson has violated the Alabama Ethics Act, and further moved that this case be referred for review and appropriate legal action to the Attorney General of the State of Alabama.

Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2018-007

Helen Wagner, Teacher, Calhoun County Schools

Ms. Brady moved that based on the evidence as presented to this Commission, there exists cause to hold that Helen Wagner has committed one (1) minor violation of the Alabama Ethics Act. She further moved that this case be handled administratively and that it be referred for review and appropriate legal action to the District Attorney of the appropriate Judicial Circuit. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Cases Recommended for Dismissal

The following cases were presented to the Commission by Executive Director Albritton, with the recommendation that they be dismissed: **Case No. 2017-246; Case No. 2017-247; Case No. 2017-248; Case No. 2017-249; Case No. 2017-281; Case No. 2017-313; Case No. 2017-316; Case No. 2017-324 (A); Case No. 2017-324 (B); Case No. 2017-335; Case No. 2017-352 (A); Case No. 2017-352 (B); Case No. 2017-352 (D); Case No. 2017-381; Case No. 2017-432; Case No. 2017-434; Case No. 2017-436; Case No. 2018-029; Case No. 2018-038; Case No. 2018-049 and Case No. 2018-052. Mr. Plunk moved that the Commission dismiss the cases as recommended. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)**

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Case No. 2017-002

William "Bill" Thomas, Sr., Former Recreation Director, Town of Webb

Judge Price moved that on December 4, 2017, the Alabama Ethics Commission found that William "Bill" Thomas, Sr., Former Recreation Director, Town of Webb, had committed one (1) minor violation of the Alabama Ethics Law. William "Bill" Thomas, Sr. requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 20th Circuit. That request has been approved by Patrick Jones, District Attorney, 20th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$250.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-089

George Keating, Former Employee, City of Leeds

Ms. Brady moved that on February 7, 2018, the Alabama Ethics Commission found that George Keating, Former Employee, City of Leeds, had committed one (1) minor violation of the Alabama

Ethics Law. George Keating requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 10th Circuit. That request has been approved by Michael Anderton, District Attorney, 10th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-092

Donna McKay, Mayor, Town of Gainesville

Judge Price moved that on April 4, 2018, the Alabama Ethics Commission found that Donna McKay, Mayor, Town of Gainesville, had committed one (1) minor violation of the Alabama Ethics Law. Donna McKay requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 5th Circuit. That request has been approved by Jeremy Duerr, District Attorney, 5th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

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Case No. 2017-129/130

James Stacey, Employee, Monroe County Public Library, and Member, Monroe County Library Board

Judge Price moved that on April 4, 2018, the Alabama Ethics Commission found that James Stacey, Employee, Monroe County Public Library, and Member, Monroe County Library Board, had committed one (1) minor violation of the Alabama Ethics Law. James Stacey requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 35th Circuit. That request has been approved by Steven Wadlington, District Attorney, 35th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-138

Robert Dillard, Fire Chief, Attalla, Alabama

Mr. Plunk moved that on April 4, 2018, the Alabama Ethics Commission found that Robert Dillard, Fire Chief, Attalla, Alabama, had committed one (1) minor violation of the Alabama Ethics Law. Robert Dillard requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 16th Circuit. That request has been approved by Jody Willoughby, District Attorney, 16th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$1000.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Judge Price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-141

William Garth, Former ALDOT Civil Engineering Graduate, Madison, Alabama

Judge Price moved that on April 4, 2018, the Alabama Ethics Commission found that William Garth, Former ALDOT Civil Engineering Graduate, Madison, Alabama, had committed one (1) minor violation of the Alabama Ethics Law. William Garth requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the Attorney General's Office. That request has been approved by Steve Marshall, Attorney General, State of Alabama. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-332

Kevin Dukes, Superintendent, Jackson County School, Scottsboro, Alabama

Judge Price moved that on February 7, 2018, the Alabama Ethics Commission found that Kevin Dukes, Superintendent, Jackson County Schools, Scottsboro, Alabama, had committed one (1)

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minor violation of the Alabama Ethics Law. Kevin Dukes requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the Attorney General's Office. That request has been approved by Steve Marshall, Attorney General, State of Alabama. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$250.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-363 (A) (B)

Jason Reneau, Former Mayor, Current Councilman, Town of Kinsey

Ms. Brady moved that on December 4, 2017, the Alabama Ethics Commission found that Jason Reneau, Former Mayor, Current Councilman, Town of Kinsey, had committed one (1) minor violation of the Alabama Ethics Law. Jason Reneau requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 20th Circuit. That request has been approved by Patrick Jones, District Attorney, 20th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$1000.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-364 (A) (B)

Aaron Grubbs, Mayor, Town of Bakerhill

Mr. Plunk moved that on April 4, 2018, the Alabama Ethics Commission found that Aaron Grubbs, Mayor, Town of Bakerhill, had committed one (1) minor violation of the Alabama Ethics Law. Aaron Grubbs requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 3rd Circuit. That request has been approved by Ben Reeves, District Attorney, 3rd Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-368

Meredith Strain, Former Special Projects Manager, City of Anniston

Judge Price moved that on April 4, 2018, the Alabama Ethics Commission found that Meredith Strain, Former Special Project Manager, City of Anniston, had committed one (1) minor violation of the Alabama Ethics Law. Meredith Strain requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 7th Circuit. That request has been approved by Brian McVeigh, District Attorney, 7th Judicial Circuit. Accordingly, I hereby move that the request be granted and

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that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-389

Collin Roberts, Land Stewardship Officer, Department of Conservation & Natural Resources
Mr. Plunk moved that on April 4, 2018, the Alabama Ethics Commission found that Collin Roberts, Land Stewardship Officer, Department of Conservation & Natural Resources, had committed one (1) minor violation of the Alabama Ethics Law. Collin Roberts requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 28th Circuit. That request has been approved by Roberts Wilters, District Attorney, 28th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$100.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Brady seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-430

Matthew Hartley, Former Head Cashier, City of Evergreen
Ms. Brady moved that on April 4, 2018, the Alabama Ethics Commission found that Matthew Hartley, Former Head Cashier, City of Evergreen, had committed one (1) minor violation of the Alabama Ethics Law. Matthew Hartley requested an administrative resolution on that date. The Commission unanimously approved an administrative resolution of the case and forwarded to the District Attorney of the 35th Circuit. That request has been approved by Steven Wadlington, District Attorney, 35th Judicial Circuit. Accordingly, I hereby move that the request be granted and that this matter be handled administratively as follows: 1) that an administrative penalty in the amount of \$250.00 is ordered by the Commission; and 2) that the administrative penalty be paid to the Ethics Commission by cashier's check, money order or online payment on or before June 16, 2018. Ms. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Case No. 2017-091

William Avery, Chief, Wadley Police Department

Mr. Plunk moved that the Commission accept Mr. Avery's request to establish a payment plan of \$50.00 per month until the \$1000.00 administrative penalty levied against him at the April 4, 2018 meeting is paid in full. Judge price seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

Alabama Ethics Commission Minutes

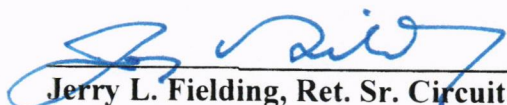
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Adjournment

There being no further business, at 12:39 p.m. Judge Price moved that the meeting be adjourned and Mr. Plunk seconded the motion. Motion passed unanimously with all those present voting. (Mr. Ellis was not present to vote.)

The next regularly scheduled meeting of the Commission is August 1, 2018.



Jerry L. Fielding, Ret. Sr. Circuit Judge, Chair



Thomas B. Albritton, Executive Director



Jessica Grant, Recording Secretary