



**BOARD OF ETHICS
RECORD OF PROCEEDINGS**

**BABLER ELEMENTARY SCHOOL
ROOM 6
1955 SHEPARD, WILDWOOD, MO 63038**

**WEDNESDAY, OCTOBER 17, 2018
6:30 P.M.**

The meeting was called to order at 6:30 P.M.

A roll call was taken with the following results:

Present	Absent
Board Chairperson Jones	Board Member Bachert
Board Member Sprunger	Board Member Maryniak
Alternate Board Member Descher	
Alternate Board Member Crist	

Also present: Mr. Tim Engelmeyer, Special Counsel
Ms. Amanda Foster, City Clerk

APPROVAL OF MINUTES

A motion was made by Board Member Crist, seconded by Board Member Descher, to approve the minutes from the August 22, 2018 Board of Ethics meeting. A voice vote was taken with an affirmative result and the motion was declared passed.

SUMMARY OF PROCESS – SPECIAL COUNSEL TIM ENGELMEYER

Special Counsel Engelmeyer provided an overview of the August 22, 2018 Board of Ethics meeting and gave a summary of the process, to date.

STATEMENT BY MS. WOERTHER (COMPLAINANT)

Ms. Woerther read an excerpt from the Municipal Code regarding the role of the Board of Ethics. Ms. Woerther discussed coordination and cooperation between the PAC and the candidates. She distributed materials as new evidence. Ms. Woerther read an e-mail message from the PAC Director. Ms. Woerther suggested the Board of Ethics file a report to the City Council.

STATEMENT BY MR. RULL (RESPONDENT)

Mr. Rull provided a statement regarding the complaint filed against him. Mr. Rull denied the allegations made against him.

Board of Ethics members asked Mr. Rull questions regarding the following: attendance at the PAC kickoff meeting; funding of his campaign; New Candidate Orientation; process to be selected by the PAC; flyers and materials distributed by the PAC and what could the PAC do to help candidates

DISCUSSION AND DEBATE

Discussion was held regarding the following: evidence for contributions; denial from those named in complaints; who received an e-mail from the PAC; Board's charge is to determine if a violation has occurred; how does FEC differ from state law; MEC Opinion 2017.02.CF.004

Board Members directed questions to the PAC regarding the following: formation of the PAC; communication with candidates; discussion of expenditures with candidates; content of flyers; contributions made; what was the endorsement process

Board Members directed questions to Mr. Glen DeHart regarding: did he know what the PAC would do; endorsement process

Mr. Ray Manton read a statement from his submitted written response. Mr. Manton stated he had no knowledge or coordination with the PAC.

DECISION/RECOMMENDATION

A motion was made by Board Member Descher, seconded by Board Member Crist, to dismiss the 7 complaints against the named individuals and dismiss the 1 complaint against the PAC because there was no cause to believe that an ethics violation had occurred.

A roll call vote was taken with the following results:

Ayes – Descher, Crist

Nays – None

Abstain – Jones, Sprunger

Absent – Bachert, Maryniak

Whereupon, the motion was declared passed.

ADJOURNMENT

A motion was made by Board Member Crist, seconded by Board Member Descher, to adjourn the meeting. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. There being nothing further, the meeting was adjourned at 7:55 p.m.